

BCAC Admin WG Items

October 2-3, 2018 Meeting

BCAC Administrative – 9-20-2018

ITEM	SECTION	PROPOSED BY	TOPIC	CACs to work with
1	IBC, IRC, IPC, IMC, IEBC, IPSDW, IFGC, IPMC, IZC, ISPSC Section 101	Staff	Title change (include title that is affected)	BCAC, PMGCAC
2	IFC Part 2	Staff	Title change(include title that is affected)	FCAC
3	IFC, IPC, IMC, IPSDC, IFGC, ISPSC, Energy, IPMC, IWUIC Part 2	Staff	Reorganization of sections	FCAC
4	IFC Section 104	Staff	Title change(include title that is affected)	BCAC
5	IBC Section 107	Staff	Title change(include title that is affected)	BCAC, FCAC, SEPCAC
6	IBC 113, IRC 113, IFC 109, IEBC 112, Energy C109/R109, IWUIC 106	Staff	Title change for Board of appeals	BCAC, FCAC, SEPCAC
7	IBC 106	Work group	Floor and Roof Design loads	BCAC
8	IFC 1001.1, IMC 101.2, IPC 101.1, IEBC 101.2, IFGC 101.2	Staff	Coordination of exception with changes to IBC last cycle	BCAC, FCAC, PMGCAC
9	IBC 116, IFC 110, IEBC 115, IPMC 107 & 108	Staff	Unsafe Structures and equipment	BCAC, FCAC, PMGCAC
10	IPC 106, IMC, IPMC, IFGC, ISPSC - new section for Fees	Staff	Add Fees section	PMGCAC
11	IBC 109, IFC 106, IEBC 108, IWUIC 112, IZC 111, Energy C104/R104	Staff	Coordination language for Section on 'Fees'	BCAC, FCAC, SEPCAC
12	IBC 101.3, IRC R101.3	Staff	Intent of IRC and IBC to match	BCAC
13	Intent section of multiple codes	Staff	Consistent language in all Intent sections	BCAC, FCAC, SEPCAC, PMGCAC
14	IBC 108, IRC 107, IPC 110, IMC 110, IFGC 110, IEBC 107, IPSDC 110, IWUIC 112	Amber Armstrong	Temporary structures	BCAC, FCAC, PMGCAC
15	IBC 111, IRC R110, IEBC 110, ISPSC 106, ICCPC 102, IWUIC 111	Amber Armstrong	Certificate of occupancy	BCAC, FCAC, PMGCAC

16	IBC 115, IRC 114, IFC 112, IECC C108, R018, IPC 108, 109, IMC 108, 109, IFGC 108, 109, IEBC 114, ISPSC 108, 108, IPMC 112, IPSDC 108, 109, IWUIC 114	Amber Armstrong	Stop Work Order	BCAC, FCAC, SEPCAC, PMGCAC
17	IBC 103, IRC 103, IFC 103, IPC 103, IMC 103, IFGC 103, IEBC 103, ISPSC 103, IPMC 103, IPSDC 103, IWUIC 103, IZC 103	Amber Armstrong	Enforcement agency	BCAC, FCAC, SEPCAC, PMGCAC
18	IBC 113, IEBC 112, IRC 112, IFC 109, IWUIC 106, IECC C109, R109, IPC 109, IMC 109, IFGC 109, ISPSC 108, IPMC 111, IPSDC 109, IZC 106	Amber Armstrong	Board of Appeals, Means of Appeals (Currently in progress)	BCAC, FCAC, SEPCAC, PMGCAC
19	IBC 105.5	ILLOWA ICC via Jim Smith	Expiration of permit	BCAC, FCAC, SEPCAC, PMGCAC
20	IEBC	Sent over from BCAC IEBC work group IEBC 1-1	Maintenance	BCAC
21	IEBC 202	Staff/BCAC	COO	BCAC
22	IECC C202, R202, R303.1, R403.5.1, R403.10.1	Staff/BCAC	Ready access	SEPCAC
23	IECC, IPC, IMC, IFGC, ISPSC, IPSDC	Admin work group	Notice of approval	SEPCAC, PMGCAC

5-29-2018: Initial meeting and notes

9/6/2018 revisions

Part of reason statement of first item to be heard:

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. The proposals below are trying to move forward with this effort.

Part of reason statement of all other item to be heard:

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. See CCP# for the affected changes.

John Taecker/Jim Smith suggested text. "This is one of XX proposals being submitted as a package relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

9-20-2018: See individual proposals for notes.

Proposal 1

Proponent: BCAC, PMGCAC

Intent: Consistency in titles

IBC, IRC, IPC, IMC, IEBC, IPSDW, IFGC, IPMC, IZC, ISPSC

101 [Scope and](#) General [Requirements](#)

Reason: The intent of this proposal is to match the section titles currently found in IFC, IECC (C&R) and IWUIC.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Notes May 29, 2017: Move ahead

Proposal 2

Proponent: FCAC

Intent: Consistency in titles

IFC

PART 2—~~ADMINISTRATIVE PROVISIONS~~ ADMINISTRATION AND ENFORCEMENT

Reason: This change to the title will bring consistency with title of Part 2 for all the codes except Performance Code. Currently the IFC is the only code that is different.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and

enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Notes May 29, 2017: Move ahead

Proposal 3

Proponent: FCAC, PMGCAC, *SEPCAC*

Intent: Consistency in basic organization of sections

IFC

103 Department of Fire Prevention
 104 General Authority and Responsibilities
 105 Permits
 106 Fees
 107 Inspections
 108 Maintenance
~~109~~ ~~413~~ Service Utilities
~~110~~ ~~409~~ Board of Appeals
~~111~~ ~~440~~ Violations
 112 Stop Work Order
~~113~~ ~~444~~ Unsafe Buildings

IPC, IMC, IPSDC , IFGC

103 Department of Plumbing Inspection
 104 Duties and Powers of the Code Official
 105 Approval.
 106 Permits
~~107~~ ~~440~~ Temporary Equipment, Systems and Uses
~~108~~ ~~407~~ Inspections and Testing
 109 Means of Appeal
~~110~~ ~~408~~ Violations

ISPSC

103 Department of Building Safety
 104 Duties and Powers of the Code Official
 105 Permits
 106 Inspections
~~107~~ ~~408~~ Means of Appeal
~~108~~ ~~407~~ Violations

Energy (C&R)

C103 Construction Documents
 C104 Fees
 C105 Inspections
 C106 Validity
 C107 Referenced Standards
~~C108 C109~~ Board of Appeals
~~C109 C108~~ Stop Work Order

IPMC

103 Department of Property Maintenance Inspection
 104 Duties and Powers of the Code Official
 105 Approval
~~106-111~~ Means of Appeal
~~107-106~~ Violations
~~108 107~~ Notices and Orders
~~109 112~~ Stop Work Order
~~110 108~~ Unsafe Structures and Equipment
~~111 109~~ Emergency Measures
~~112 110~~ Demolition

IWUIC

103 Enforcement Agency
 104 Authority of the Code Official
 105 Compliance Alternatives
~~106 107~~ Permits .
~~107 108~~ Plans and Specifications.
~~108 112~~ Temporary Structures and Uses
 109 Fees.
 110 Inspection and Enforcement.
 111 Certificate of Completion
~~112 113~~ Service Utilities
~~113 106~~ Appeals
 114 Stop Work Order

Reason: This proposal re-orders the sections in Part 2 to be consistent with the order currently in the IBC, IEBC and IRC

IBC
 103 Department of Building Safety
 104 Duties and Powers of Building Official
 105 Permits
 106 Floor and Roof Design Loads
 107 Submittal Documents
 108 Temporary Structures and Uses
 109 Fees
 110 Inspections
 111 Certificate of Occupancy
 112 Service Utilities
 113 Board of Appeals
 114 Violations
 115 Stop Work Order
 116 Unsafe Structures and Equipment

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have

consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

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Notes May 29, 2018: Amber has suggested different order that is more logical (rather than just IBC/IRC). Use “Reserved” in books that does not have that section. See if BCAC prefers this concept. IBC Section 106 move to 1607.7.5. Only applicable there – could be read as applicable everywhere! – see proposal #7

9-6-2018: Need more information, such as proposed code change language, from Amber regarding her suggestion; otherwise BCAC will move forward with the proposal as shown above.

9-20-2018: Move forward with proposed.

MASTER	
	PART 1 - SCOPE AND APPLICATION
101	General/Scope
102	Applicability
	PART 2 - ADMINISTRATION AND ENFORCEMENT
103	Department
104	Duties and Powers
105	Board of Appeals
106	Permits
107	Fees
108	Submittal Documents/Construction Documents
109	Testing/Approval
110	Inspections
111	Violations
112	Stop Work Order
113	Certificate of Occupancy
	PART 3 – Special Provisions
114	Flood Provisions
115	Temporary Structures
116	Unsafe Buildings
117	Service Utilities

Proposal 4

Proponent: FCAC

Intent: Consistency in titles

IFC

Section 104 ~~General Authority and Responsibilities~~ Duties and Powers of the fire code official

Reason: The change to the title in the IFC is for coordination with the same section in the IBC, IRC, IPC, IMC, IEBC, IPSDC, IFGC, IPMC, ISPSC.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Note May 29, 2018: okay

Proposal 5

Proponent: BCAC

Intent: Consistency in titles

IBC

Section 107 ~~Submittal Documents~~ Construction Documents

Reason: The intent of this proposal is to make the section title in the IBC consistent with IRC, IEBC, Energy.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Note May 29, 2018: okay

Proposal 6

Proponent: BCAC, FCAC, SEPCAC
Intent: Consistency in titles

IBC

113 ~~Board of Appeals~~ Means of Appeal

IRC

113 ~~Board of Appeals~~ Means of Appeal

IFC

109 ~~Board of Appeals~~ Means of Appeal

IEBC

112 ~~Board of Appeals~~ Means of Appeal

IECC

C109/R109 ~~Board of Appeals~~ Means of Appeal

IWUIC

106 ~~Appeals~~ Means of Appeal

Reason: The intent of this proposal is the revised the section titles to be consistent with IPC, IMC, IPSDC, IFGC, IPMC, ISPSC. There is a variety of appeal processes addressed in the codes.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

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Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Staff Note – Coordinate with Amber’s proposal #18

Note May 29, 2018: okay

Proposal 7

Proponent: BCAC

Intent: Possible misapplication

IBC

1607.7 Heavy vehicle loads. Floors and other surfaces that are intended to support vehicle loads greater than a 10,000-pound (4536 kg) gross vehicle weight rating shall comply with Sections 1607.7.1 through 1607.7.5.

1607.7.5 Posting. The maximum weight of vehicles allowed into or on a garage or other structure shall be posted in a conspicuous place at the vehicle entrance of the building or other approved location. Posted signs shall be of an approved legible permanent design and shall be maintained by the owner or the owner's authorized agent ~~in accordance with Section 106.1.~~

~~SECTION 106~~

~~FLOOR AND ROOF DESIGN LOADS~~

~~[A] 106.1 Live loads posted.~~ In commercial or industrial buildings, for each floor or portion thereof designed for ~~live loads~~ exceeding 50 psf (2.40 kN/m²), such design ~~live loads~~ shall be conspicuously posted by the owner or the owner's authorized agent in that part of each ~~story~~ in which they apply, using durable signs. It shall be unlawful to remove or deface such notices.

~~[A] 106.2 Issuance of certificate of occupancy.~~ A certificate of occupancy required by Section 111 shall not be issued until the floor load signs, required by Section 106.1, have been installed.

~~[A] 106.3 Restrictions on loading.~~ It shall be unlawful to place, or cause or permit to be placed, on any floor or roof of a building, structure or portion thereof, a load greater than is permitted by this code.

Reason: This section is only in IBC. These requirements are technical construction requirements, not administrative enforcement requirements; therefore they do not belong in Chapter 1. Research on this section found that S48-07/08 relocated these provisions from Chapter 16 without revision or consideration of the implications. As currently written in Chapter 1, this posting requirement could be read to apply to all floors and roofs in all commercial or industrial buildings. This is overly restrictive for normal loading conditions – especially on unoccupied roofs. The term 'commercial' is also too broad.

In looking at Chapter 16, this posting is only required for floors for heavy vehicle loads. The proposed wording for Section 1607.7.5 provides specific signage requirements for parking garages where there could be a loading issue.

Cost Impact: This proposal will not increase or decrease the cost of construction. This is recognizing the appropriate location of loading signs.

9-20-2018: Discussion of moving instead of deletion. Decided not useful, so take it out.

Proposal 8

Proponent: BCAC, FCAC, PMGCAC

Intent: Consistency in exception

IMC

[A] 101.2 Scope. This code shall regulate the design, installation, maintenance, *alteration* and inspection of mechanical systems that are permanently installed and utilized to provide control of environmental conditions and related processes within buildings. This code shall also regulate those mechanical systems, system components, *equipment* and appliances specifically addressed herein. The installation of fuel gas distribution piping and *equipment*, fuel gas-fired appliances and fuel gas-fired *appliance* venting systems shall be regulated by the *International Fuel Gas Code*.

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

IPC

[A] 101.2 Scope. The provisions of this code shall apply to the erection, installation, alteration, repairs, relocation, replacement, addition to, use or maintenance of plumbing systems within this jurisdiction. This code shall regulate nonflammable medical gas, inhalation anesthetic, vacuum piping, nonmedical oxygen systems and sanitary and condensate vacuum collection systems. The installation of fuel gas distribution piping and equipment, fuel-gas-fired water heaters and water heater venting systems shall be regulated by the *International Fuel Gas Code*. Provisions in the appendices shall not apply unless specifically adopted.

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

IEBC

[A] 101.2 Scope. The provisions of ~~the~~ *this code* shall apply to the *repair, alteration, change of occupancy, addition to* and relocation of *existing buildings*.

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 not more than three *stories above grade plane* in height, shall comply with this code or the *International Residential Code*.

IFGC

[A] 101.2 Scope. This code shall apply to the installation of fuel-gas *piping* systems, fuel gas appliances, gaseous hydrogen systems and related accessories in accordance with Sections 101.2.1 through 101.2.5.

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

Reason: The intent of this proposal is coordination in the exception. This language was revised in the IBC by ADM2-13, ADM32-16 and ADM33-16. This same language is in IFC, IMC, IPC, IEBC and IFGC and was not consistently changed. As IFC Section 1001.1 is scoped to the IBC Egress Code Committee this will be addressed next cycle.

IFC (*Group A – handle next cycle.*)

1001.1 General. Buildings or portions thereof shall be provided with a *means of egress* system as required by this chapter. The provisions of this chapter shall control the design, construction and arrangement of *means of egress* components required to provide an *approved means of egress* from structures and portions thereof. Sections 1003 through 1030 shall apply to new construction. Section 1031 shall apply to existing buildings.

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 not more than three stories above grade plane in height, shall comply with this code or the *International Residential Code*.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Note May 29, 2018: okay

9-6-2018: Not be permitted to do IFC Section 1001.1 because this is scoped to Group A and will need to wait until next cycle. May want to consider adding a blurb to the reason stating this will be changed next cycle.

Proposal 9 –

Proponent: BCAC, FCAC, PMGCAC

Intent: Consistency Unsafe structures and equipment sections

IBC

SECTION 116 UNSAFE STRUCTURES AND EQUIPMENT

[A] 116.1 Unsafe Conditions. Structures or existing equipment that are or hereafter become unsafe, insanitary or deficient because of inadequate *means of egress* facilities, inadequate light and ventilation, or that 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 unauthorized entry shall be deemed unsafe.

[A] 116.2 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.

[A] 116.3 Notice. If an unsafe condition is found, the *building official* shall serve on the owner of the structure or the owner's authorized, 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.

[A] 116.4 Method of service. Such notice shall be deemed properly served if a copy thereof is

- ~~1.(a)~~ delivered to the *owner* personally;
- ~~2.(b)~~ sent by certified or registered mail addressed to the *owner* at the last known address with the return receipt requested; or
- ~~3.(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 authorized agent ~~or upon the person responsible for the structure~~ shall constitute service of notice upon the *owner*.

[A] 116.5 Restoration or Abatement. Where the structure or equipment determined to be unsafe by the *building official* is restored to a safe condition, ~~The owner, the owner's authorized agent, operator or occupant of a structure, premises or equipment deemed unsafe by the code official shall abate or cause to be abated or corrected such unsafe conditions either by repair, rehabilitation, demolition or other approved corrective action.~~ ~~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* and change of occupancy shall comply with the requirements of Section 105.2.2 and the *International Existing Building Code*.

IFC

SECTION 111

UNSAFE BUILDINGS STRUCTURE OR EQUIPMENT

[A] 111.1 General. If during the inspection of a premises, a ~~building or~~ structure, or any building system, in whole or in part, constitutes a clear and inimical threat to human life, safety or health, the *fire code official* shall issue such notice or orders to remove or remedy the conditions as shall be deemed necessary in accordance with this section, and shall refer the building structure or equipment to the building department for any repairs, *alterations*, remodeling, removing or demolition required.

[A] 111.1.1 Unsafe conditions. Structures or existing equipment that are or hereafter become unsafe, insanitary or deficient because of inadequate *means of egress, inadequate light and ventilation*, or ~~which that~~ constitute a fire hazard, or are otherwise dangerous to human life or the public welfare, or ~~which 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 fire code official deems necessary and as provided for in this section. A vacant structure that is not secured against unauthorized entry ~~as required by Section 314~~ shall be deemed unsafe.

[A] 111.1.2 Structural hazards. Where an apparent structural hazard is caused by the faulty installation, operation or malfunction of any of the items or devices governed by this code, the *fire code official* shall immediately notify the building code official in accordance with Section 111.1.

[A] 111.2 Evacuation. The *fire code official* or the fire department official in charge of an incident shall be authorized to order the immediate evacuation of any occupied building structure deemed unsafe where such building structure has hazardous conditions that present imminent danger to building structure occupants. Persons so notified shall immediately leave the structure or premises and shall not enter or re-enter until authorized to do so by the *fire code official* or the fire department official in charge of the incident.

[A] 111.3 Record. The fire code 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.

[A] 111.4 Notice. If an unsafe condition is found, the fire code official shall serve on the owner of the structure or, the owner's authorized agent 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 building to be demolished within a stipulated time. Such notice shall require the person thus notified to declare immediately to the code official acceptance or rejection of the terms of the order.

[A] 111.5 Method of service. Such notice shall be deemed properly served if a copy thereof is

1. delivered to the owner personally;

2. sent by certified or registered mail addressed to the owner at the last known address with the return receipt requested; or
3. 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 authorized agent shall constitute service of notice upon the owner.

~~[A] 111.3 Summary abatement. Where conditions exist that are deemed hazardous to life and property, the fire code official or fire department official in charge of the incident is authorized to abate summarily such hazardous conditions that are in violation of this code.~~

[A] 111.6 Restoration or Abatement. The structure or equipment determined to be unsafe by the fire code official is permitted to be restored to a safe condition. The owner, the owner's authorized agent, operator or occupant of a building structure, or premises or equipment deemed unsafe by the fire code official shall abate or cause to be abated or corrected such unsafe conditions either by repair, rehabilitation, demolition or other approved corrective action. 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 105.1.5 and the International Existing Building Code.

IEBC

SECTION 115

UNSAFE BUILDINGS STRUCTURES AND EQUIPMENT

[A] 115.1 Unsafe Conditions. Buildings, Structures or existing equipment that are or hereafter become unsafe, insanitary or deficient because of inadequate means of egress facilities, inadequate light and ventilation, or that 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 code official deems necessary and as provided for in this section code. A vacant structure that is not secured against unauthorized entry shall be deemed unsafe.

[A] 115.2 Record. The code 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.

[A] 115.3 Notice. If an unsafe condition is found, the code official shall serve on the owner of the structure or, the owner's authorized 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 building to be demolished within a stipulated time. Such notice shall require the person thus notified to declare immediately to the code official acceptance or rejection of the terms of the order.

[A] 115.4 Method of service. Such notice shall be deemed properly served if a copy thereof is

1. Delivered to the owner or the owner's authorized agent personally;
2. sent by certified or registered mail addressed to the owner or the owner's authorized agent at the last known address with the return receipt requested; or
3. 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 authorized agent or upon the person responsible for the structure shall constitute service of notice upon the owner.

[A] 115.5 Restoration or Abatement. The building structure or equipment determined to be unsafe by the code official is permitted to be restored to a safe condition. The owner, the owner's authorized agent, operator or occupant of a structure, premises or equipment deemed unsafe by the code official shall abate or cause to be abated or corrected such unsafe conditions either by repair, rehabilitation, demolition or other approved corrective action. To the extent that repairs, alterations, or additions are

made or a *change of occupancy* occurs during the restoration of the **building structure**, such *repairs, alterations, additions, or change of occupancy* shall comply with the requirements of this code.

IPMC

SECTION 107 NOTICES AND ORDERS

[A] 107.1 Notice to person responsible. Whenever the *code official* determines that there has been a violation of this code or has grounds to believe that a violation has occurred, notice shall be given in the manner prescribed in Sections 107.2 and 107.3 to the ~~person responsible for the violation~~ **owner or the owner's authorized agent**, as specified in this code. Notices for condemnation procedures shall also comply with Section 108.3.

[A] 107.2 Form. Such notice ~~prescribed in Section 107.1~~ shall be in accordance with all of the following:

1. Be in writing.
2. Include a description of the real estate sufficient for identification.
3. Include a statement of the violation or violations and why the notice is being issued.
4. Include a correction order allowing a reasonable time to make the repairs and improvements required to bring the *dwelling unit* or structure into compliance with the provisions of this code.
5. Inform the property *owner* or owner's authorized agent of the right to appeal.
6. Include a statement of the right to file a lien in accordance with Section 106.3.

[A] 107.3 Method of service. Such notice shall be deemed to be properly served if a copy thereof is:

1. Delivered **to the owner** personally;
2. Sent by certified or **first-class registered** mail addressed to **the owner at the** last known address **with the return receipt requested**; or
3. **Delivered in any other manner as prescribed by local law.**

If the ~~notice 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.**

SECTION 108 UNSAFE STRUCTURES AND EQUIPMENT

[A] 108.1 Unsafe conditions General. When a structure or equipment is found by the *code official* to be unsafe, or when a structure is found unfit for human *occupancy*, or is found unlawful, such structure shall be *condemned* pursuant to the provisions of this code.

[A] 108.1.1 Unsafe structures. An unsafe structure is one that is found to be dangerous to the life, health, property or safety of the public or the *occupants* of the structure by not providing minimum safeguards to protect or warn *occupants* in the event of fire, or because such structure contains unsafe equipment or is so damaged, decayed, dilapidated, structurally unsafe or of such faulty construction or unstable foundation, that partial or complete collapse is possible.

[A] 108.1.2 Unsafe equipment. Unsafe equipment includes any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers or other equipment on the *premises* or within the structure which is in such disrepair or condition that such equipment is a hazard to life, health, property or safety of the public or *occupants* of the *premises* or structure.

[A] 108.1.3 Structure unfit for human occupancy. *(No change to text)*

[A] 108.1.4 Unlawful structure. An unlawful structure is one found in whole or in part to be occupied by more persons than permitted under this code, or was erected, altered or occupied contrary to law.

[A] 108.1.5 Dangerous structure or premises. *(No change to text)*

[A] 108.2 Closing of vacant structures. *(No change to text).*

[A] 108.2.1 Authority to disconnect service utilities. *(No change to text)*

[A] ~~408.7~~ **108.3 Record.** The *code 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.

SECTION 107 NOTICES AND ORDERS

[A] ~~407.1~~ **108.4 Notice to person responsible.** Whenever the *code official* determines that there has been a violation of this code or has grounds to believe that a violation has occurred, notice shall be given in the manner prescribed in Sections ~~407.2~~ **108.4.1** and ~~407.3~~ **108.4.2** to the ~~person responsible for the violation~~ owner or the owner's authorized agent, as specified in this code. Notices for condemnation procedures shall also comply with Section 108.3.

[A] ~~407.2~~ **108.4.1 Form.** Such notice ~~prescribed in Section 407.1~~ shall be in accordance with all of the following:

1. Be in writing.
2. Include a description of the real estate sufficient for identification.
3. Include a statement of the violation or violations and why the notice is being issued.
4. Include a correction order allowing a reasonable time to make the repairs and improvements required to bring the *dwelling unit* or structure into compliance with the provisions of this code.
5. Inform the property *owner* or owner's authorized agent of the right to appeal.
6. Include a statement of the right to file a lien in accordance with Section 106.3.

[A] ~~407.3~~ **108.4.2 Method of service.** Such notice shall be deemed to be properly served if a copy thereof is:

1. Delivered to the owner personally;
2. Sent by certified or first-class registered mail addressed to the owner at the last known address with the return receipt requested; or
3. Delivered in any other manner as prescribed by local law.

If the notice 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.

~~[A] **108.3 Notice.** Whenever the *code official* has condemned a structure or equipment under the provisions of this section, notice shall be posted in a conspicuous place in or about the structure affected by such notice and served on the owner, owner's authorized agent or the person or persons responsible for the structure or equipment in accordance with Section 107.3. If the notice pertains to equipment, it shall be placed on the condemned equipment. The notice shall be in the form prescribed in Section 107.2.~~

[A] ~~408.4~~ **108.5 Placarding.** Upon failure of the *owner*, owner's authorized agent or person responsible to comply with the notice provisions within the time given, the *code official* shall post on the *premises* or on defective equipment a placard bearing the word "Condemned" and a statement of the penalties provided for occupying the *premises*, operating the equipment or removing the placard. Such notice shall be posted in a conspicuous place in or about the structure affected by such notice. If the notice pertains to equipment, it shall be placed on the condemned equipment.

[A] ~~408.4.4~~ **108.5.1 Placard removal.** The *code official* shall remove the condemnation placard whenever the defect or defects upon which the condemnation and placarding action were based have been eliminated. Any person who defaces or removes a condemnation placard without the approval of the *code official* shall be subject to the penalties provided by this code.

[A] ~~408.5~~ **108.6 Prohibited occupancy.** Any occupied structure condemned and placarded by the *code official* shall be vacated as ordered by the *code official*. Any person who shall occupy a placarded

premises or shall operate placarded equipment, and any *owner*, ~~or~~ owner's authorized agent ~~or person responsible for the premises~~ who shall let anyone occupy a placarded premises or operate placarded equipment shall be liable for the penalties provided by this code.

[A] 108.6 108.7 Restoration or Abatement methods. The structure or equipment determined to be unsafe by the code official is permitted to be restored to a safe condition. The *owner*, owner's authorized agent, *operator* or *occupant* of a **building structure**, premises or equipment deemed unsafe by the *code official* shall abate or cause to be abated or corrected such unsafe conditions either by repair, rehabilitation, demolition or other *approved* corrective action. 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 the *International Existing Building Code*.

Reason:

The intent is the coordination of the requirements in the section dealing with **Unsafe Structures and Equipment** in the IBC, IFC, IEBC and IPMC.

- Consistently use "structure" instead of "building" or "building or structure"
- "Owner's authorized agent" was added extensively last cycle. A person responsible for the premises is an owner's authorized agent – so the language can be removed. "Operator" has not been removed because it is a defined term in the IPMC.
- Similar language for Unsafe Conditions (IBC 116.1, IFC 111.1.1, IEBC 115.1, IPMC 108.1)
- Similar language for Record (IBC 116.2, IFC 111.3, IEBC 115.2, IPMC 108.3)
- Similar language for Notice (IBC 116.3, IFC 111.4, IEBC 115.3, IPMC 108.4 & 108.5)
- Similar language for Method of service (IBC 116.4, IFC 111.5, IEBC 115.4, IPMC 107.3)
- IFC should include requirements for record, notice and method of service.
- IFC and IPMC has a section on abatement, and IBC and IEBC have a section on restoration. Both include provisions for bring the structure into a safe condition, so both should be permitted/addressed in all four codes. (IBC 116.5, IFC 111.6, IEBC 115.5, IPMC 108.6)

The IPMC has some duplication of requirements in Section 107 and 108. It was decided that moving Section 107 into 108 would provide clarity and allow further coordination.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals."

A clean copy would most appear as follows:

IBC

SECTION 116 UNSAFE STRUCTURES AND EQUIPMENT

[A] 116.1 Unsafe Conditions. Structures or existing equipment that are or hereafter become unsafe, insanitary or deficient because of inadequate *means of egress* facilities, inadequate light and ventilation, or that 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 **unauthorized** entry shall be deemed unsafe.

[A] 116.2 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.

[A] 116.3 Notice. If an unsafe condition is found, the *building official* shall serve on the **owner of the structure or the owner's authorized** agent, 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.

[A] 116.4 Method of service. Such notice shall be deemed properly served if a copy thereof is

1. Delivered to the *owner* personally;
2. Sent by certified or registered mail addressed to the *owner* at the last known address with the return receipt requested; or
3. 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 **authorized** agent shall constitute service of notice upon the *owner*.

[A] 116.5 Restoration or Abatement. Where the structure or equipment determined to be unsafe by the *building official* is restored to a safe condition. **The owner, the owner's authorized agent, operator or occupant of a structure, premises or equipment deemed unsafe by the code official shall abate or cause to be abated or corrected such unsafe conditions either by repair, rehabilitation, demolition or other approved corrective action.** 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* and change of occupancy shall comply with the requirements of Section 105.2.2 and the *International Existing Building Code*.

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Notes 5-29-2018: Split this up into parts.

9-6-2018: **Consistency between the technical provisions of all the I-codes with unsafe conditions and abatement of hazards should be investigated – Ben Harris.**

9-20-2018: IPMC relocate Methods of services from 107 to 108 for final proposal.

Proposal 10

Proponent: BFCAC, PMGCAC

Intent: Separate out Fees from Permits in 6 codes. Make consistent with Fees in other codes (see proposal 11)

IMC

SECTION 107 **FEES**

[A] ~~406.5~~ 107.1 Payment of Fees. A permit shall not be issued valid until the fees prescribed ~~in Section 406.5.2 by law~~ have been paid, ~~nor shall an An~~ amendment to a permit shall not be released until the additional fee, if any, ~~due to an increase of the mechanical system,~~ has been paid.

[A] 107.2 Schedule of permit fees. Where work requires a permit, a fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] ~~406.5.2~~ Fee schedule. ~~The fees for mechanical work shall be as indicated in the following schedule.~~
**[JURISDICTION TO INSERT
 APPROPRIATE SCHEDULE]**

[A] 107.3 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 mechanical equipment and permanent systems. If, in the opinion of the code 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 code official. Final building permit valuation shall be set by the code official.

[A] ~~406.5.4~~ 107.4 Work commencing before permit issuance. Any person who commences any work on a mechanical system before obtaining the necessary permits shall be subject to ~~100 percent of the usual permit a~~ fee established by the code official that shall be in addition to the required permit fees.

[A] 107.5 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 permit shall not relieve the applicant or holder of the permit from the payment of other fees that are prescribed by law.

[A] ~~406.5.3~~ Fee refunds. ~~The code official shall authorize the refunding of fees as follows.~~

- ~~1. The full amount of any fee paid hereunder that was erroneously paid or collected.~~
- ~~2. Not more than [SPECIFY PERCENTAGE] percent of the permit fee paid where work has not been done under a permit issued in accordance with this code.~~
- ~~3. Not more than [SPECIFY PERCENTAGE] percent of the plan review fee paid where an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

~~The code official shall not authorize the refunding of any fee paid, except upon written application filed by the original permittee not later than 180 days after the date of fee payment.~~

[A] 107.6 Refunds. The code official is authorized to establish a refund policy.

IPC

SECTION 107 FEES

[A] ~~406.6~~ 107.1 Payment of Fees. A permit shall not be issued valid until the fees prescribed ~~in Section 406.6.2 by law~~ have been paid, ~~and an~~ . An amendment to a permit shall not be released until the additional fee, if any, ~~due to an increase of the plumbing systems,~~ has been paid.

[A] 107.2 Schedule of permit fees. Where work requires a permit, a fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] ~~406.6.2~~ Fee schedule. ~~The fees for all plumbing work shall be as indicated in the following schedule:~~
[JURISDICTION TO INSERT APPROPRIATE SCHEDULE]

[A] 107.3 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 plumbing equipment and permanent systems. If, in the opinion of the *code 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 *code official*. Final building *permit* valuation shall be set by the *code official*.

~~[A] 106.6.1~~ 107.4 Work commencing before permit issuance. Any person who commences any work on a plumbing system before obtaining the necessary permits shall be subject to ~~100 percent of the usual permit a~~ fee established by the *code official* that shall be in addition to the required permit fees.

[A] 107.5 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 *permit* shall not relieve the applicant or holder of the *permit* from the payment of other fees that are prescribed by law.

~~[A] 106.6.3 Fee refunds.~~ The *code official* shall authorize the refunding of fees as follows:

- ~~1. The full amount of any fee paid hereunder that was erroneously paid or collected.~~
- ~~2. Not more than [SPECIFY PERCENTAGE] percent of the permit fee paid where work has been done under a permit issued in accordance with this code.~~
- ~~3. Not more than [SPECIFY PERCENTAGE] percent of the plan review fee paid where an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

~~The *code official* shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.~~

[A] 107.6 Refunds. The *code official* is authorized to establish a refund policy.

IPMC

SECTION 104 FEES

~~[A] 103.5~~ 104.1 Fees. The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be as ~~indicated in the following schedule established by the applicable governing authority.~~

~~[JURISDICTION TO INSERT APPROPRIATE SCHEDULE.]~~

[A] 104.2 Refunds. The *code official* is authorized to establish a refund policy.

IFGC

SECTION 107 FEES

~~[A] 406.6~~ 107.1 Payment of Fees. A permit shall not be issued valid until the fees prescribed ~~in Section 406.6.2 by law~~ have been paid, ~~and an~~ . An amendment to a permit shall not be released until the additional fee, if any, ~~due to an increase of the plumbing systems,~~ has been paid.

[A] 107.2 Schedule of permit fees. Where work requires a *permit*, a fee for each *permit* shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

~~[A] 106.6.2 Fee schedule. The fees for all plumbing work shall be as indicated in the following schedule:
[JURISDICTION TO INSERT APPROPRIATE SCHEDULE]~~

~~[A] 107.3 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 plumbing equipment and permanent systems. If, in the opinion of the *code 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 *code official*. Final building *permit* valuation shall be set by the *code official*.~~

~~[A] 106.6.1 107.4 Work commencing before permit issuance. Any person who commences any work on a plumbing system before obtaining the necessary permits shall be subject to 100 percent of the usual permit a fee established by the *code official* that shall be in addition to the required permit fees.~~

~~[A] 107.5 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 *permit* shall not relieve the applicant or holder of the *permit* from the payment of other fees that are prescribed by law.~~

~~[A] 106.6.3 Fee refunds. The code official shall authorize the refunding of fees as follows:~~

- ~~1. The full amount of any fee paid hereunder that was erroneously paid or collected.~~
- ~~2. Not more than [SPECIFY PERCENTAGE] percent of the permit fee paid where work has been done under a permit issued in accordance with this code.~~
- ~~3. Not more than [SPECIFY PERCENTAGE] percent of the plan review fee paid where an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

~~The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.~~

~~[A] 107.6 Refunds. The *code official* is authorized to establish a refund policy.~~

ISPSC

SECTION 106 FEES

~~[A] 105.6 106.1 Payment of Fees. A permit shall not be valid until the fees prescribed by law have been paid. An amendment to a permit shall not be released until the additional fee, if any, has been paid.~~

~~[A] 105.6.2 Fee schedule. The fees for work shall be as indicated in the following schedule:
[JURISDICTION TO INSERT APPROPRIATE SCHEDULE]~~

~~[A] 106.2 Schedule of permit fees. Where work requires a *permit*, a fee for each *permit* shall be paid as required, in accordance with the schedule as established by the applicable governing authority.~~

~~[A] 106.3 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 mechanical equipment and permanent systems. If, in the opinion of the *code 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 *code official*. Final building *permit* valuation shall be set by the *code official*.~~

~~[A] 105.6.1 106.4 Work commencing before permit issuance. Any person who commences any work on a system before obtaining the necessary permits shall be subject to a fee as indicated in the adopted fee schedule and would established by the *code official* that shall be in addition to the required permit fees.~~

~~[A] 106.5 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 *permit* shall not relieve the applicant or holder of the *permit* from the payment of other fees that are prescribed by law.~~

~~[A] 105.6.3 Fee refunds. The code official shall authorize the refunding of fees as follows:~~

- ~~1. The full amount of any fee paid hereunder that was erroneously paid or collected.~~
- ~~2. Not more than [SPECIFY PERCENTAGE] percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.~~
- ~~3. Not more than [SPECIFY PERCENTAGE] percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

~~The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.~~

[A] 106.6 Refunds. The code official is authorized to establish a refund policy.

Reason: There are two different proposals to address consistency in the Fees section – the end result would be coordination between all codes. The IPC, IMC, IPSDC, IFGC and ISPSC include sections on Fees in the permit section. Each requires the insertion of a table for fees and sets a policy for refunds. If the jurisdiction is on a code for 3 to 6 years, this would prohibit them from adjusting their fees. What the policy is for refunds should also be determined by the department. The current text does not address permit valuations or related fees.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

A clean copy would basically look like this:

IMC

SECTION 107 FEES

[A] 107.1 Payment of Fees. A permit shall not be **valid** until the fees prescribed **by law** have been paid. An amendment to a permit **shall not** be released until the additional fee, if any, has been paid.

[A] 107.2 Schedule of permit fees. Where work requires a *permit*, a fee for each *permit* shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] 107.3 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 mechanical equipment and permanent systems. If, in the opinion of the *code 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 *code official*. Final building *permit* valuation shall be set by the *code official*.

[A] 107.4 Work commencing before permit issuance. Any person who commences **any** work on a mechanical system before obtaining the necessary permits shall be subject to **a fee established by the code official that shall be** in addition to the required permit fees.

[A] 107.5 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 *permit* shall not relieve the applicant or holder of the *permit* from the payment of other fees that are prescribed by law.

[A] 107.6 Refunds. The *code official* is authorized to establish a refund policy.

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

This same requirement for fees is in the IBC, IRC, IFC, IEBC, IECC, IWUFC, IZC codes.

May 29, 2018: Look at Amber's suggestion for fees and coordinate. Split into separate Sections for proposal.

9-6-2018: BCAC Admin WG assumes this is splitting up the proposal into separate parts I.E. Part II IRC and Part III IECC .

9-20-2018: No. The question was about doing one small section at a time instead of a whole section. The Admin work group decided to go with a clean version of the intent in the reason statement.

Proposal 11 –

Proponent: BCAC, FCAC, SEPCAC

Intent: Consistency of language in Fees section

IBC

SECTION 109 FEES

[A] 109.1 Payment of fees. A *permit* shall not be valid until the fees prescribed by law have been paid, ~~nor~~ . Nor shall an amendment to a *permit* be released until the additional fee, if any, has been paid.

[A] 109.2 Schedule of permit fees. ~~On buildings, structures, electrical, gas, mechanical, and plumbing systems or alterations requiring~~ Where work requires a *permit*, a fee for each *permit* shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] 109.3 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*.

[A] 109.4 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.

[A] 109.5 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.

[A] 109.6 Refunds. The *building official* is authorized to establish a refund policy.

IFC

SECTION 106 FEES

[A] 106.1 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.

[A] 106.2 Schedule of permit fees. ~~On buildings, electrical, gas, mechanical, and plumbing systems or alterations requiring~~ Where work requires a permit, a fee for each permit shall be paid as required in accordance with the schedule as established by the applicable governing authority.

[A] 106.3 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 *code 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 *code official*. Final ~~building~~ permit valuation shall be set by the *code official*.

[A] 106.4 Work commencing before permit issuance. Any person who commences any work before obtaining the necessary permits shall be subject to ~~an additional a~~ fee established by the *code official* that shall be in addition to the required permit fees.

[A] 106.5 Related fees. The payment of the fee for the construction, *alteration*, removal, or demolition of 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.

[A] 106.6 Refunds. The *code official* is authorized to establish a refund policy.

IEBC

SECTION 108 FEES

[A] 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.

[A] 108.2 Schedule of permit fees. ~~On buildings, electrical, gas, mechanical, and plumbing systems or alterations requiring~~ Where work requires a permit, a fee for each permit shall be paid as required in accordance with the schedule as established by the applicable governing authority.

[A] 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 *code 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 *code official*. Final building permit valuation shall be set by the *code official*.

[A] 108.4 Work commencing before permit issuance. Any person who commences any work before obtaining the necessary permits shall be subject to ~~an additional a~~ fee established by the *code official* that shall be in addition to the required permit fees.

[A] 108.5 Related fees. The payment of the fee for the construction, *alteration*, removal, or demolition of 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.

[A] 108.6 Refunds. The *code official* is authorized to establish a refund policy.

IWUIC –

SECTION 112 FEES

[A] 112.1 Payment of Fees. A permit shall not be ~~issued valid~~ until the fees prescribed ~~in Section 112.2 by law~~ have been paid, ~~nor~~ . Nor shall an amendment to a permit be released until the additional fee, if any, has been paid.

[A] **112.2 Schedule of permit fees.** Where work requires a permit, a A fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] **112.3 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. If, in the opinion of the applicable governing authority, 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 applicable governing authority. Final building permit valuation shall be set by the applicable governing authority.

[A] **112.3 112.4 Work commencing before permit issuance.** Any person who commences any work before obtaining the necessary permits shall be subject to ~~an additional~~ a fee established by the applicable governing authority, which shall be in addition to the required permit fees.

[A] **112.4 112.5 Related fees.** The payment of the fee for the construction, alteration, removal or demolition of work done in connection to or concurrently with the work ~~or activity~~ authorized by a permit shall not relieve the applicant or holder of the permit from the payment of other fees that are prescribed by law.

[A] **112.5 112.6 Refunds.** The applicable governing authority is authorized to establish a refund policy.

IZC

SECTION 111 FEES

[A] **111.1 Fees.** A fee for services shall be charged. Fees shall be set by the jurisdiction and schedules shall be available at the office of the code official.

[A] **111.2 Refunds.** The code official is authorized to establish a refund policy.

IECC-Commercial

SECTION C104 FEES

C104.1 Payment of Fees. A permit shall not be ~~issued valid~~ until the fees prescribed ~~in Section C104.2 by law~~ have been paid, ~~nor~~ . Nor shall an amendment to a permit be released until the additional fee, if any, has been paid.

C104.2 Schedule of permit fees. Where work requires a permit, a A fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] **C104.3 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. If, in the opinion of the code 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 code official. Final building permit valuation shall be set by the code official.

C104.3 C104.4 Work commencing before permit issuance. Any person who commences any work before obtaining the necessary permits shall be subject to ~~an additional~~ a fee established by the *code official* that shall be in addition to the required permit fees.

C104.4 C104.5 Related fees. The payment of the fee for the construction, *alteration*, removal or demolition of work done in connection to or concurrently with the work ~~or activity~~ authorized by a permit shall not relieve the applicant or holder of the permit from the payment of other fees that are prescribed by law.

C104.5 C104.6 Refunds. The *code official* is authorized to establish a refund policy.

IECC-Residential

SECTION R104 FEES

R104.1 Payment of Fees. A permit shall not be ~~issued valid~~ until the fees prescribed ~~in Section R104.2 by law~~ have been paid, ~~nor~~ **Nor** shall an amendment to a permit be released until the additional fee, if any, has been paid.

R104.2 Schedule of permit fees. ~~Where work requires a permit, a~~ **A** fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] R104.3 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. If, in the opinion of the code 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 code official. Final building permit valuation shall be set by the code official.~~

R104.3 R104.4 Work commencing before permit issuance. Any person who commences any work before obtaining the necessary permits shall be subject to ~~an additional a~~ fee established by the *code official* that shall be in addition to the required permit fees.

R104.4 R104.5 Related fees. The payment of the fee for the construction, *alteration*, removal or demolition of work done in connection to or concurrently with the work ~~or activity~~ authorized by a permit shall not relieve the applicant or holder of the permit from the payment of other fees that are prescribed by law.

R104.5 R104.6 Refunds. The *code official* is authorized to establish a refund policy.

Reason: There are two different proposals to address consistency in the Fees section – the end result would be coordination between all codes. The intent is consistency in language for ‘Fees’ within the codes – IBC, IFC, IEBC, IWUIC, IZC, Energy – Commercial and Residential.

- Payment of fees – consistent title, always two sentences
- Schedule of permit fees – IBC currently also includes “structures”, while IFC and IEBC also includes “alterations”. IWUIC and Energy do not include anything. Eliminate the laundry list and make all codes consistent.
- Permit valuation: added valuation to IWUIC and Energy; permits can be for other than just buildings
- Work commencing before permit issuance – remove redundant language
- Refunds – no change
- The IZC currently has a section on fees that is very limited. It was not clear what should be added other than a section on refunds.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

A clean copy would basically look like this:

IBC

SECTION 109 FEES

[A] 109.1 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.

[A] 109.2 Schedule of permit fees. Where work requires a *permit*, a fee for each *permit* shall be paid as required, in accordance with the schedule as established by the applicable governing authority.

[A] 109.3 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*.

[A] 109.4 Work commencing before permit issuance. Any person who commences any work 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.

[A] 109.5 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 *permit* shall not relieve the applicant or holder of the *permit* from the payment of other fees that are prescribed by law.

[A] 109.6 Refunds. The *building official* is authorized to establish a refund policy.

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

May 29, 2018: Look at Amber's suggestion for fees and coordinate. Split into separate Sections for proposal.

9-20-2018: Explain difference between 10 and 11 in reason. Show clean version in reason.

Proposal 12

Proponent: BCAC

Intent: Consistency in scope language

IBC

[A] 101.3 Intent-Purpose. The purpose of this code is to establish the minimum requirements to provide a reasonable level of safety, ~~public~~ health 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, explosion and other hazards, and to provide a reasonable level of safety to fire fighters and emergency responders during emergency operations.

IRC

R101.3 Intent-Purpose. The purpose of this code is to establish ~~the~~ minimum requirements to ~~safeguard the public safety provide a reasonable level of safety,~~ health and general welfare through *affordability*, structural strength, means of egress *facilities*, stability, sanitation, light and ventilation, energy conservation and safety to life and property from fire, ~~explosion~~ and other hazards ~~attributed to the built environment~~ and to provide a reasonable level of safety to fire fighters and emergency responders during emergency operations.

Reason: The Purpose of IBC and IRC are the same, therefore these sections should be similar. The scope is what makes the separation.

The titles of the section should reflect the language. Removing “adequate” is to remove indeterminate wording. This is everyone’s health in the building, not just the public.

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Notes May 29, 2018: okay

9-20-2018: Leave affordable in IRC. Consider combining Proposal 12 and 13.

Proposal 13

Proponent: BCAC, FCAC, SEPCAC, PMGCAC

Intent: Consistency in scope language

IFC

[A] 101.3 ~~Intent Purpose~~. The purpose of this code is to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety and property protection from the hazards of fire, explosion or dangerous conditions in new and existing buildings, structures and premises, and to provide a reasonable level of safety to fire fighters and emergency responders during emergency operations.

IEBC

[A] 101.3 ~~Intent Purpose~~. The ~~intent purpose~~ of this code is to provide flexibility to permit the use of alternative approaches to achieve compliance with minimum requirements to provide a reasonable level of safety, health and general ~~safeguard the public health, safety and~~ welfare insofar as they are affected by the *repair, alteration, change of occupancy, addition and relocation of existing buildings*.

IPC

[A] 101.3 ~~Intent Purpose~~. The purpose of this code is to establish minimum ~~standards-requirements~~ to provide a reasonable level of safety, health, property protection and public general welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of plumbing equipment and systems.

IMC

[A] 101.3 ~~Intent Purpose~~. The purpose of this code is to establish minimum ~~standards-requirements~~ to provide a reasonable level of safety, health, property protection and public general welfare by regulating and controlling the

design, construction, installation, quality of materials, location, operation and maintenance or use of mechanical equipment and systems.

IPSDC

[A] 101.6 **Intent Purpose.** The purpose of this code is to establish minimum standards-requirements to provide a reasonable level of safety, health, property protection and public general welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of *private sewage disposal systems*.

IFGC

[A] 101.4 **Intent Purpose.** The purpose of this code is to establish minimum standards-requirements to provide a reasonable level of safety, health, property protection and public general welfare by regulating and controlling the design, construction, installation, quality of materials, location, operation and maintenance or use of fuel gas equipment or systems.

ISPSC

[A] 101.3 **Intent Purpose.** The purpose of this code is to establish minimum standards-requirements to provide a reasonable level of safety, ~~and protection of~~ health, property protection and public general welfare by regulating and controlling the design, construction, installation, quality of materials, location and maintenance or use of pools and spas.

IPMC

Original text:

[A] 101.3 **Intent Purpose.** This purpose of this code ~~shall be construed to secure its expressed intent, which~~ is to ~~ensure establish~~ public health, safety and general welfare insofar as they are affected by the continued *occupancy* and maintenance of structures and *premises*. Existing structures and *premises* that do not comply with these provisions shall be altered or repaired to provide a reasonable minimum level of health, ~~and~~ safety and general welfare as required herein.

IZC

[A] 101.2 **Intent Purpose.** The purpose of this code is to ~~safeguard establish~~ the health, safety, property protection and ~~public~~ general welfare by controlling the design, location, use or occupancy of all buildings and structures through the regulated and orderly development of land and land uses within this jurisdiction.

IECC

C101.3/R101.3 **Intent Purpose.** ~~This~~ The purpose of this code ~~shall is to~~ regulate the design and construction of buildings for the effective use and conservation of energy over the useful life of each building. This code is intended to provide flexibility to permit the use of innovative approaches and techniques to achieve this objective. This code is not intended to abridge safety, health, general welfare or environmental requirements contained in other applicable codes or ordinances.

IWUIC

[A] 101.3 **Objective Purpose.** The objective purpose of this code is to establish minimum regulations consistent with nationally recognized good practice for the safeguarding of life and for property protection. Regulations in this code are intended to mitigate the risk to life and structures from intrusion of fire from wildland fire exposures and fire exposures from adjacent structures and to mitigate structure fires from spreading to wildland fuels. The extent of this regulation is intended to be tiered commensurate with the relative level of hazard present.

The unrestricted use of property in *wildland-urban interface areas* is a potential threat to life and property from fire and resulting erosion. Safeguards to prevent the occurrence of fires and to provide adequate fire protection facilities to control the spread of fire in *wildland-urban interface areas* shall be in accordance with this code.

This code shall supplement the jurisdiction's building and fire codes, if such codes have been adopted, to provide for special regulations to mitigate the fire- and life-safety hazards of the *wildland-urban interface areas*.

Performance

[A] 101.4 ~~Intent Purpose.~~

[A] 101.4.1 **Building.** ~~The purpose of this code is to~~ provide an acceptable level of health, safety, and general welfare and to limit damage to property from events that are expected to impact buildings and structures. Accordingly, Part II of this code intends buildings and structures to provide for the following:

1. An environment free of unreasonable risk of death and injury from fires.
2. A structure that will withstand loads associated with normal use and of the severity associated with the location in which the structure is constructed.
3. Means of egress and access for normal and emergency circumstances.
4. Limited spread of fire both within the building and to adjacent properties.
5. Ventilation and sanitation facilities to maintain the health of the occupants.
6. Natural light, heating, cooking and other amenities necessary for the well being of the occupants.
7. Efficient use of energy.
8. Safety to fire fighters and emergency responders during emergency operations.

[A] 101.4.2 **Fire.** Part III of this code establishes requirements necessary to provide a reasonable level of life safety and property from the hazards of fire, explosion or dangerous conditions in facilities, equipment and processes.

Reason: *(In progress)* Consistency in language for the sections on Intent in the family of codes.

Intent vs. purpose

Standards vs. requirements

Health, safety and general welfare

Ensure vs. provide

The BCAC is working from the philosophy that ICC is a family of codes, so administrative requirements should be consistent across books when effective. This is one of a series of proposals being submitted relating to technical and organizational changes proposed for the Administrative chapters (Chapter 1) in all of the I-Codes. The intent is to have consistency throughout the I-Codes, when effective, because most administrative and enforcement matters are the same for any code. Those administrative and enforcement matters unique for a specific code remain unchanged.

While the Administrative Committee will consider each proposal independently, the intent is for approval of all proposals in this package which have been submitted as a correlated set of companion code change proposals.”

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Notes May 29, 2018: Okay; maybe another change to go after end of sentence to say “covered in this code.” **Which sentence/sections are we talking about?**

9-20-2018: Need more information for reason

Proposal 14

Proponent: BCAC, FCAC, PMGCAC

Intent: Consistency in Temporary Structures and Uses

IBC**SECTION 108****TEMPORARY ~~USES AND STRUCTURES AND USES~~**

[A] **108.1 General.** The *building official* is authorized to issue a *permit* for temporary ~~uses,~~ structures, ~~and temporary use equipment or systems.~~ 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.

[A] **108.2 Conformance.** Temporary ~~uses and~~ structures ~~and uses~~ shall comply with the requirements in Section 3103.

[A] **108.3 Temporary power.** The *building official* is authorized to give permission to temporarily supply and use ~~power in part of an electric installation~~ ~~utilities~~ before such installation has been fully completed and the final ~~approval 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 ~~NFPA-70~~ ~~this code.~~

[A] **108.4 Termination of approval.** The *building official* is authorized to terminate such *permit* for a temporary ~~use,~~ structure, ~~or use equipment or system~~ and to order the ~~temporary structure or use same~~ to be discontinued.

IRC**SECTION R107****TEMPORARY ~~USES AND STRUCTURES AND USES~~**

R107.1 General. The building official is authorized to issue a permit for temporary ~~uses,~~ structures ~~and temporary uses, equipment or systems.~~ 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.

R107.2 Conformance. Temporary ~~uses,~~ structures, ~~and uses, equipment or systems~~ 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.

R107.3 Temporary power. The building official is authorized to give permission to temporarily supply and use ~~power in part of an electric installation~~ ~~utilities~~ before such installation has been fully completed and the final ~~approval 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 ~~NFPA-70~~ ~~this code.~~

R107.4 Termination of approval. The building official is authorized to terminate such permit for a temporary ~~use,~~ structure, ~~or use, equipment or system~~ and to order the ~~temporary structure or use same~~ to be discontinued.

IFC

(In the IFC, reference is made to temporary membrane structures and tents in operational permits and required permits; and special even structure in required permit. No separate section is provided)

[A] **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:.....

Electrical:.....

3. **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.

IPC

SECTION 110

TEMPORARY USES, EQUIPMENT, AND SYSTEMS ~~AND USES~~

[A] **110.1 General.** The code official is authorized to issue a permit for temporary uses, equipment, or systems ~~and uses~~. Such permits shall be limited as to time of service, but shall not be permitted for more than 180 days. The code official is authorized to grant extensions for demonstrated cause.

[A] **110.2 Conformance.** Temporary uses, equipment, and systems ~~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.

[A] **110.3 Temporary utilities.** The code official is authorized to give permission to temporarily supply and use utilities before an installation has been fully completed and the final approval 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~~ this code.

[A] **110.4 Termination of approval.** The code official is authorized to terminate such permit for temporary uses, equipment, or systems ~~or-uses~~ and to order the ~~temporary equipment, systems or uses~~ same to be discontinued.

(Redundant or possibly combined with text above?)

[A] **107.6 Temporary connection.** The code official shall have the authority to authorize the temporary connection of the building or system to the utility source for the purpose of testing plumbing systems or for use under a temporary certificate of occupancy.

[A] **107.7 Connection of service utilities.** A person shall not make connections from a utility, source of energy, fuel, power, water system or *sewer* system to any building or system that is regulated by this code for which a permit is required until authorized by the code official.

IMC

SECTION 110

TEMPORARY USES, EQUIPMENT, AND SYSTEMS ~~AND USES~~

[A] **110.1 General.** The code official is authorized to issue a permit for temporary uses, equipment, or systems ~~and uses~~. Such permits shall be limited as to time of service, but shall not be permitted for more than 180 days. The code official is authorized to grant extensions for demonstrated cause.

[A] **110.2 Conformance.** Temporary uses, equipment, and systems ~~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.

[A] **110.3 Temporary utilities.** The code official is authorized to give permission to temporarily supply and use utilities before an installation has been fully completed and the final approval 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~~ this code.

[A] **110.4 Termination of approval.** The code official is authorized to terminate such permit for temporary uses, equipment, or systems ~~or-uses~~ and to order the ~~temporary equipment, systems or uses~~ same to be discontinued.

(Redundant or possibly combined with text above?)

[A] 107.5 Temporary connection. The code official shall have the authority to authorize the temporary connection of a mechanical system to the sources of energy for the purpose of testing mechanical systems or for use under a temporary certificate of occupancy.

[A] 107.6 Connection of service utilities. A person shall not 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 authorized by the code official.

IFGC

SECTION 110 (IFGC)

TEMPORARY USES, EQUIPMENT, ~~AND SYSTEMS AND USES~~

[A] 110.1 General. The code official is authorized to issue a permit for temporary uses, equipment, ~~or~~ systems ~~and uses~~. Such permits shall be limited as to time of service, but shall not be permitted for more than 180 days. The code official is authorized to grant extensions for demonstrated cause.

[A] 110.2 Conformance. Temporary uses, equipment, ~~and~~ systems ~~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.

[A] 110.3 Temporary utilities. The code official is authorized to give permission to temporarily supply ~~and use~~ utilities before an installation has been fully completed and the final ~~approval 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~~ this code.

[A] 110.4 Termination of approval. The code official is authorized to terminate such permit for a temporary ~~structure uses, equipment, or systems or use~~ and to order the ~~temporary structure or use~~ same to be discontinued.

(Redundant or possibly combined with text above?)

[A] 107.5 Temporary connection. The code official shall have the authority to allow the temporary connection of an installation to the sources of energy for the purpose of testing the installation or for use under a temporary certificate of occupancy.

[A] 107.6 Connection of service utilities. A person shall not 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 authorized by the code official.

IEBC

SECTION 107

TEMPORARY USES AND STRUCTURES ~~AND USES~~

[A] 107.1 General. The code official is authorized to issue a permit for temporary uses, structures, equipment or systems. Such permits shall be limited as to time of service but shall not be permitted for more than 180 days. The code official is authorized to grant extensions for demonstrated cause.

[A] 107.2 Conformance. Temporary uses, structures, equipment or systems 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.

[A] **107.3 Temporary power.** The code official is authorized to give permission to temporarily supply and use ~~power in part of an electric installation-utilities~~ before such installation has been fully completed and the final ~~approval 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 ~~NFPA-70 this code~~.

[A] **107.4 Termination of approval.** The code official is authorized to terminate such permit for ~~a~~ temporary uses ~~structures, equipment or systems~~ and to order the ~~temporary-use same~~ to be discontinued.

(Redundant or possibly combined with text above?)

SECTION 111

SERVICE UTILITIES

[A] **111.1 Connection of service utilities.** A person shall not 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 *approved by the code official*.

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

[A] **111.3 Authority to disconnect service utilities.** The *code official* shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by this code and the referenced codes and standards in case of emergency where necessary to eliminate an immediate hazard to life or property or where such utility connection has been made without the approval required by Section 111.1 or 111.2. The *code official* shall notify the serving utility and, wherever possible, the owner or the owner's authorized agent and the 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.

IPSDC

SECTION 110

TEMPORARY USES, EQUIPMENT, AND SYSTEMS AND USES

[A] **110.1 General.** The code official is authorized to issue a permit for temporary uses, equipment, or systems ~~and uses~~. Such permits shall be limited as to time of service, but shall not be permitted for more than 180 days. The code official is authorized to grant extensions for demonstrated cause.

[A] **110.2 Conformance.** Temporary uses, equipment, and systems ~~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.

[A] **110.3 Temporary utilities.** The code official is authorized to give permission to temporarily supply utilities before an installation has been fully completed and the final ~~approval 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~~ this code.

[A] **110.4 Termination of approval.** The code official is authorized to terminate such permit for ~~a~~ temporary uses ~~structure equipment, or system or use~~ and to order the ~~temporary-structure-or-use same~~ to be discontinued.

(Redundant or possibly combined with text above?)

[A] **107.8 Temporary connection.** The code official shall

have the authority to allow the temporary connection of an installation to the sources of energy for the purpose of testing the installation or for use under a temporary certificate of occupancy.

[A] 107.9 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 authorized by the code official.

IWUIC

SECTION 112

TEMPORARY USES, STRUCTURES, AND USES EQUIPMENT OR SYSTEMS

[A] 112.1 General. The code official is authorized to issue a permit for temporary uses, structures, and temporary uses, equipment or systems. Such permits shall be limited as to time of service, but shall not be permitted for more than 180 days. The code official is authorized to grant extensions for demonstrated cause.

[A] 112.2 Conformance. Temporary uses, structures, and use equipment or systems 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.

[A] 112.3 Temporary power. The code official is authorized to give permission to temporarily supply and use utilities before such installation has been fully completed and the final approval has been issued. The part covered by the temporary certificate shall comply with the requirements specified for temporary lighting, heat or power in this code.

[A] 112.3 Termination of approval. The code official is authorized to terminate such permit for a temporary uses, structures, equipment, systems or use and to order the temporary structure or use same to be discontinued.

ISPSC

(Add similar section to ISPSC?)

[A] 106.18 Temporary connection. The code official shall have the authority to authorize the temporary connection of the building or system to the utility source for the purpose of testing systems.

[A] 106.19 Connection of service utilities. A person shall not make connections from a utility, source of energy, fuel, power, water system or sewer system to any building or system that is regulated by this code for which a permit is required until authorized by the code official.

Reason: (in progress) Coordination between codes for temporary structures.
Move use to front
Utilities vs. power
Approval vs. certificate of completion
Get rid of public

The following is the template utilized to create this code change proposal.

SECTION 1xx

TEMPORARY STRUCTURE, USES, EQUIPMENT OR SYSTEM

[A] 1xx.1 General. The *building official* is authorized to issue a *permit* for temporary uses, structures, uses, equipment or systems. 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.

(IBC only) **[A] 1xx.2 Conformance.** Temporary uses and structures shall comply with the requirements in Section 3103.

(other than IBC) **[A] 1xx.2 Conformance.** Temporary uses, structures, equipment and systems 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 health, safety and general welfare

[A] 1xx.3 Temporary utilities. The *building official* is authorized to give permission to temporarily supply and use utilities before such installation has been fully completed and the final approval has been issued. The part covered by the temporary certificate shall comply with the requirements specified for temporary lighting, heat or power in **this code**.

[A] 1xx.4 Termination of approval. The *building official* is authorized to terminate such *permit* for a temporary structure, use, equipment or system and to order the same to be discontinued.

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

Notes 5-29-2018: Okay with most. Is 'certificate of completion' an issue?

9-20-2018: Use final approval. Change use to be first item for all locations. Improve reason. Also check for other sections dealing with temporary connection. May now be redundant.

Proposal 15

Proponent: BCAC, FCAC, SEPCAC, PMGCAC

Intent: Consistency in Certification of Occupancy section

IBC

SECTION 111

CERTIFICATE OF OCCUPANCY

[A] 111.1 Change of occupancy. A building or structure shall not be used or occupied in whole or in part, and a change of occupancy of a building or structure or portion thereof shall not be made, until the *building official* has issued a certificate of occupancy therefor 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.

Certificates presuming to give authority to violate or cancel the provisions of this code or other ordinances of the jurisdiction shall not be valid.

Exception: Certificates of occupancy are not required for work exempt from *permits* in accordance with Section 105.2.

[A] 111.2 Certificate issued. After the *building official* inspects the building or structure and does not find violations of the provisions of this code or other laws that are enforced by the department of **building safety**, 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* or the owner's authorized agent.
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; **and** whether the sprinkler system is required.
12. Any special stipulations and conditions of the *building permit*.

[A] 111.3 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.

[A] 111.4 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, in writing, 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 or other ordinance of the jurisdiction.

IRC

SECTION R110 CERTIFICATE OF OCCUPANCY

R110.1 Use and Change of occupancy. A building or structure shall not be used or occupied in whole or in part, and a *change of occupancy* ~~or change of use~~ of a building or structure or portion thereof shall not be made, until the *building official* has issued a certificate of occupancy therefor 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*. Certificates presuming to give authority to violate or cancel the provisions of this code or other ordinances of the *jurisdiction* shall not be valid.

Exceptions:

1. Certificates of occupancy are not required for work exempt from permits under Section R105.2.
2. Accessory buildings or structures.

R110.2 Change in use. Changes in the character or use of an existing structure shall not be made except as specified in Sections 507 and 508 of the *International Existing Building Code*.

R110.3 Certificate issued. After the *building official* inspects the building or structure and does not find violations of the provisions of this code or other laws that are enforced by the department ~~of building safety~~, the *building official* shall issue a certificate of occupancy containing the following:

1. The **building** permit number.
2. The address of the structure.

3. The name and address of the owner or the owner's authorized agent.
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.
6. The name of the *building official*.
7. The edition of the code under which the *permit* was issued.
8. If an automatic sprinkler system is provided and whether the sprinkler system is required.
9. Any special stipulations and conditions of the building *permit*.

R110.4 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.

R110.5 Revocation. The *building official* ~~shall, in writing, is authorized to~~ suspend or revoke a certificate of occupancy or completion issued under the provisions of this code, in writing, 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 or other ordinance of the jurisdiction.

IFC

IECC

IPC (should we develop a section for "Certificate of Completion" similar to C of O?) 9-20-2018: No

IMC (should we develop a section for "Certificate of Completion" similar to C of O?) 9-20-2018: No

IFGC (should we develop a section for "Certificate of Completion" similar to C of O?) 9-20-2018: No

IEBC

SECTION 110

CERTIFICATE OF OCCUPANCY

[A] **110.1 Change of occupancy.** ~~Altered areas of a building and relocated buildings~~ A structure shall not be used or occupied in whole or in part, and a change of occupancy of a building structure or portion thereof shall not be made, until the ~~code~~ building official has issued a certificate of occupancy therefor 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. Certificates presuming to give authority to violate or cancel the provisions of this code or other ordinances of the jurisdiction shall not be valid.

Exception: Certificates of occupancy are not required for work exempt from permits in accordance with Section 105.2.

[A] **110.2 Certificate issued.** After the *code official* inspects the building structure and does not find violations of the provisions of this code or other laws that are enforced by the ~~Department of Building Safety~~ department, the *code 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 or the owner's authorized agent.

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 *code official*.
7. The edition of the code under which the permit was issued.
8. The use and occupancy in accordance with the provisions of the *International Building Code*.
9. The type of construction as defined in the *International Building Code*.
10. The design occupant load **and any impact the alteration has on the design occupant load of the area not within the scope of the work.**
11. If ~~fire protection systems are~~ **an automatic sprinkler system is** provided, **and** whether the ~~fire protection systems are~~ **automatic sprinkler system is** required.
12. Any special stipulations and conditions of the building permit.

[A] 110.3 Temporary occupancy. The *code 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 *code official* shall set a time period during which the temporary certificate of occupancy is valid.

[A] 110.4 Revocation. The *code official* is authorized to, ~~in writing,~~ suspend or revoke a certificate of occupancy or completion issued under the provisions of this code, in writing, 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 or other ordinance of the jurisdiction.

ISPSC

IPMC

IPSDC

IZC

ICCPD

SECTION 102

ADMINISTRATIVE PROVISIONS

[A] 102.3 Performance requirements.

[A] 102.3.9 Certificates.

[A] 102.3.9.1 Certificate of occupancy. Prior to occupancy of a building, a certificate of occupancy shall be obtained from the code official.

[A] 102.3.9.1.1 Continued occupancy. A certificate of occupancy is required for the continued occupancy of a building.

[A] 102.3.9.1.2 Temporary certificate of occupancy. The code official has the authority to issue a temporary certificate of occupancy for a limited time with specified conditions, providing all lifesafety items are accepted.

[A] 102.3.9.1.3 Conditional certificate of occupancy. The code official has the authority to issue a certificate of occupancy with conditions valid for a specified time period that requires continued

compliance with bounding conditions and the operations and maintenance manual. Failure to maintain compliance with the conditions of the certificate of occupancy is a violation of this code.

[A] 102.3.9.1.4 Revocation and renewal. Failure of the building owner or the owner's authorized agent to demonstrate to the code official that the building is being operated and maintained in compliance with Sections 102.3.1.6 and 102.3.9.1 is cause to revoke or not renew a certificate of occupancy.

IWUIC *(conflict of terminology to be discussed by WG before modification)*

SECTION 111

CERTIFICATE OF COMPLETION

[A] 111.1 General. A building, structure or premises shall not be used or occupied, and a change in the existing use or occupancy classification of a building, structure, premise or portion thereof shall not be made until the code official has issued a **certificate of completion** therefor as provided herein. The **certificate of occupancy** shall not be issued until the **certificate of completion** indicating that the project is in compliance with this code has been issued by the code official.

[A] 111.2 Certificate of occupancy. 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 pertinent laws and ordinances of the jurisdiction. Certificates presuming to give authority to violate or cancel the provisions of this code or other laws or ordinances of the jurisdiction shall not be valid.

Exceptions:

1. **Certificates of occupancy** are not required for work exempt from permits under Section 107.3.
2. Accessory structures.

[A] 111.3 Temporary occupancy. The code 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 code official shall set a time period during which the temporary **certificate of occupancy** is valid.

[A] 111.4 Revocation. The code 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, on the basis of incorrect information supplied, or where it is determined that the building or structure, premise or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

Reason: Provide consistency across I-codes. The following is the template utilized to create these changes with the subtle differences identified between codes (See highlighted areas).

SECTION 1xx

CERTIFICATE OF OCCUPANCY

[A] 1xx.1 Use and occupancy. A building or structure shall not be used or occupied in whole or in part, and a change of occupancy or change of use of a building or structure or portion thereof shall not be made, until the *building official* has issued a certificate of occupancy therefor 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. Certificates presuming to give authority to violate or cancel the provisions of this code or other ordinances of the jurisdiction shall not be valid.

Exception: Certificates of occupancy are not required for work exempt from *permits* in accordance with Section 1xx.xx.

(IRC only) 2. Accessory buildings or structures.

[A] **1xx.2 Certificate issued.** After the *building official* inspects the building or structure and does not find violations of the provisions of this code or other laws that are enforced by the **department** (*use the appropriate wording based on department name change*), the *building official* shall issue a certificate of occupancy that contains the following:

1. The *permit* number.
2. The address of the building or structure.
3. The name and address of the *owner* or the owner's authorized agent.
4. A description of that portion of the building or 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.
6. The name of the *building official*.
7. The edition of the code under which the *permit* was issued.
- (*not in IRC or ISPSC*) 8. The use and occupancy in accordance with the provisions of Chapter 3.
- (*not in IRC OR ISPSC*) 9. The type of construction as defined in Chapter 6.
- (*not in IRC*) 10. The design *occupant load*.
11. If an *automatic sprinkler system* is provided and whether the sprinkler system is required.
12. Any special stipulations and conditions of the building *permit*.

[A] **1xx.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.

[A] **1xx.4 Revocation.** The *building official* is authorized to suspend or revoke a certificate of occupancy or **completion** issued under the provisions of this code, in writing, wherever the certificate is issued in error, on the basis of incorrect information supplied or where it is determined that the building or structure or portion thereof is in violation of the provisions of this code or other ordinance of the jurisdiction.

(*reference in code to certificate of completion is for temporary structures. Should we provide more about certificate of completion, or remove term from this location?*)

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

9-20-2018: Don't add to ISPSC. 106.17 addresses 'notice of approval'
Need to look at adding 'notice of approval' under inspection in codes listed here.
See if IMC 107.4 "Notice of approval" is in all other codes – (new proposal)

Proposal 16

Proponent: BCAC, FCAC, SEPCAC, PMGCAC
Intent: Consistency for Stop Work Order

IBC**SECTION 115
STOP WORK ORDER**

[A] **115.1 Authority.** Where the *building official* finds any work regulated by this code being performed in a manner ~~either~~ contrary to the provisions of this code or in a dangerous or unsafe manner, the *building official* is authorized to issue a stop work order.

[A] **115.2 Issuance.** The stop work order shall be in writing and shall be given to the *owner* of the property ~~involved~~, the owner's authorized agent or the person performing 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~~ is authorized to resume.

~~[A] 115.3~~ **Emergencies.** Where an emergency exists, the *building official* shall not be required to give a written notice prior to stopping the work.

[A] ~~115.3~~ **115.4 Unlawful continuance Failure to comply.** 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~~ finest established by the authority having jurisdiction.

IRC**SECTION R114
STOP WORK ORDER**

~~R114.1~~ **Notice to owner or the owner's authorized agent Authority.** ~~Upon notice from~~ Where the *building official* finds any work on any building or structure is being executed regulated by this code being performed in a manner contrary to the provisions of this code or ~~in an~~ a dangerous or unsafe and dangerous manner, such work shall be immediately stopped the *building official* is authorized to issue a stop work order. The stop work order shall be in writing and shall be given to the owner of the property involved, or to the owner's authorized agent or to the person performing the work and shall state the conditions under which work will be permitted to resume.

~~R114.2~~ **Issuance.** The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing 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 is authorized to resume.

~~R114.3~~ **Emergencies.** Where an emergency exists, the *building official* shall not be required to give a written notice prior to stopping the work.

~~R114.2~~ ~~R114.4~~ **Unlawful continuance Failure to comply.** Any person who shall continue any work ~~in or about the structure~~ 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~~ finest established by the authority having jurisdiction.

IFC**SECTION 112
STOP WORK ORDER**

[A] **112.1 Order Authority.** Where the *fire code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code; or in a dangerous or unsafe manner, the *fire code official* is authorized to issue a stop work order.

[A] **112.2 Issuance.** A ~~The~~ stop work order shall be in writing and shall be given to the *owner* of the property, ~~or to the owner's authorized agent, or to the person doing performing~~ 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 is authorized to resume.

[A] **112.3 Emergencies.** Where an emergency exists, the *fire code official* shall not be required to give a written notice prior to stopping the work.

[A] **112.4 Failure to comply.** 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 ~~liable to a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars~~ subject to fines established by the authority having jurisdiction.

IECC

COMMERCIAL

SECTION C108

STOP WORK ORDER

C108.1 Authority. Where the *code official* finds any work regulated by this code being performed in a manner ~~either~~ contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

C108.2 Issuance. The stop work order shall be in writing and shall be given to the owner of the property ~~involved,~~ the owner's authorized agent, or ~~to~~ the person ~~doing performing~~ 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~~ is authorized to resume.

C108.3 Emergencies. Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

C108.4 Failure to comply. 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 ~~liable to a fine as set by the applicable governing authority~~ subject to fines established by the authority having jurisdiction.

RESIDENTIAL

SECTION R108

STOP WORK ORDER

R108.1 Authority. Where the *code official* finds any work regulated by this code being performed in a manner ~~either~~ contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

R108.2 Issuance. The stop work order shall be in writing and shall be given to the owner of the property ~~involved,~~ ~~to~~ the owner's authorized agent, or ~~to~~ the person ~~doing performing~~ 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~~ is authorized to resume.

R108.3 Emergencies. Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

R108.4 Failure to comply. 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 a fine as set by the applicable governing authority~~ subject to fines established by the authority having jurisdiction.

IPC

SECTION 108

VIOLATIONS

(shall delete this sub-section and insert new section)

~~[A] 108.5 Stop work orders.~~ Upon notice from the code official, work on any plumbing system that is being performed contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's authorized agent, or to the person performing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure 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 liable to a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars.

SECTION 109

STOP WORK ORDER

[A] 109.1 Authority. Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

[A] 109.2 Issuance. The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing 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 is authorized to resume.

[A] 109.3 Emergencies. Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

[A] 109.4 Failure to comply. 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 fines established by the authority having jurisdiction.

IMC

SECTION 108

VIOLATIONS

~~[A] 108.5 Stop work orders.~~ Upon notice from the code official that mechanical work is being performed contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's authorized agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work on the system 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 liable for a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars.

SECTION 109

STOP WORK ORDER

[A] 109.1 Authority. Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

[A] 109.2 Issuance. The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing 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 is authorized to resume.

[A] 109.3 Emergencies. Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

[A] 109.4 Failure to comply. 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 fines established by the authority having jurisdiction.

IFGC

SECTION 108 (IFGC)

VIOLATIONS

~~[A] 108.5 Stop work orders.~~ Upon notice from the code official that work is being performed contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, the owner's authorized agent, or the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work on the system 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 liable for a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars.

SECTION 109

STOP WORK ORDER

[A] 109.1 Authority. Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

[A] 109.2 Issuance. The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing 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 is authorized to resume.

[A] 109.3 Emergencies. Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

[A] 109.4 Failure to comply. 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 fines established by the authority having jurisdiction.

IEBC

SECTION 114

STOP WORK ORDER

[A] **114.1 Authority.** Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a *dangerous* or *unsafe* manner, the *code official* is authorized to issue a stop work order.

[A] **114.2 Issuance.** The stop work order shall be in writing and shall be given to the owner of the property ~~involved~~, the owner's authorized agent or ~~to~~ the person ~~doing~~ **performing** 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~~ **is authorized** to resume.

~~[A] 114.3 Emergencies.~~ Where an emergency exists, the *building official* shall not be required to give a written notice prior to stopping the work.

~~[A] 114.3 114.4 Unlawful continuance~~ **Failure to comply.** 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~~ **finest established by the authority having jurisdiction.**

ISPSC

SECTION 107

VIOLATIONS

~~[A] 107.5 Stop work orders.~~ Upon notice from the *code official*, work on any system that is being performed contrary to the provisions of this code or in a *dangerous* or *unsafe* manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's authorized agent, or to the person performing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure 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 liable to a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars.

SECTION 108

STOP WORK ORDER

~~[A] 108.1 Authority.~~ Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a *dangerous* or *unsafe* manner, the *code official* is authorized to issue a stop work order.

~~[A] 108.2 Issuance.~~ The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing 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 is authorized to resume.

~~[A] 108.3 Emergencies.~~ Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

~~[A] 108.4 Failure to comply.~~ 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~~ **finest established by the authority having jurisdiction.**

IPMC

SECTION 112

STOP WORK ORDER

[A] **112.1 Authority.** ~~Whenever~~ Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

[A] **112.2 Issuance.** ~~A~~ The stop work order shall be in writing and shall be given to the *owner* of the property, ~~to~~ the *owner's* authorized agent, or ~~to~~ the person ~~doing~~ performing 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 is authorized to resume.

[A] **112.3 Emergencies.** Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

[A] **112.4 Failure to comply.** 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 ~~liable to a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars~~ subject to fines established by the authority having jurisdiction.

IPSDC

SECTION 108

VIOLATIONS

~~[A] **108.5 Stop work orders.** Upon notice from the code official, work on any private sewage disposal system that is being performed contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, to the owner's authorized agent or to the person performing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work on the system 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 liable to a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars.~~

SECTION 109

STOP WORK ORDER

[A] **109.1 Authority.** Where the *code official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the *code official* is authorized to issue a stop work order.

[A] **109.2 Issuance.** The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing 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 is authorized to resume.

[A] **109.3 Emergencies.** Where an emergency exists, the *code official* shall not be required to give a written notice prior to stopping the work.

[A] **109.4 Failure to comply.** 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 fines established by the authority having jurisdiction.

ICCPD

(There is no section for stop work order)

IWUIC

SECTION 114

STOP WORK ORDER

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

[A] **114.2 Issuance.** The stop work order shall be in writing and shall be given to the owner of the property involved, ~~to~~ the owner's authorized agent or ~~to~~ the person doing performing 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~~ is authorized to resume.

[A] **114.3 Emergencies.** Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work.

[A] **114.4 Failure to comply.** 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 liable to a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars subject to fines established by the authority having jurisdiction.

IZC

(There is no section for stop work order)

Reason: *(In progress)* Provide consistency across I-codes. The following is the template utilized to create these changes with the subtle differences identified between codes (See highlighted areas).

SECTION 1xx

(section numbers vary in each book)

STOP WORK ORDER

[A] **1xx.1 Authority.** Where the *building official* finds any work regulated by this code being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the *building official* is authorized to issue a stop work order.

[A] **1xx.2 Issuance.** The stop work order shall be in writing and shall be given to the owner of the property, the owner's authorized agent or the person performing 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 is authorized to resume.

[A] **1xx.3 Emergencies.** Where an emergency exists, the *building official* shall not be required to give a written notice prior to stopping the work.

[A] **1xx.4 Failure to comply.** 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 fines established by the authority having jurisdiction.

Cost Impact: This proposal will not increase or decrease the cost of construction. This is an editorial change that provides consistency between I-codes.

9-20-2018 change “subject to penalties as prescribed by law. to “authority having jurisdiction

Proposal 17

Proponent: BCAC, FCAC, SEPCAC, PMGCAC

Intent: Coordination of Department of Building Safety Sections

IBC

SECTION 103

~~DEPARTMENT OF BUILDING SAFETY~~ ENFORCEMENT AGENCY

[A] 103.1 **Creation of enforcement agency.** The ~~Department of Building Safety~~ [INSERT NAME OF DEPARTMENT] is hereby created and the official in charge thereof shall be known as the *building official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] 103.2 **Appointment.** The *building official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] 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 other~~ related technical officers, inspectors, ~~plan examiners~~ and other employees as necessary. Such employees shall have powers as delegated by the *building official*. ~~For the maintenance of existing properties, see the International Property Maintenance Code.~~

IRC

SECTION R103

~~DEPARTMENT OF BUILDING SAFETY~~ ENFORCEMENT AGENCY

R103.1 **Creation of enforcement agency.** The ~~department of building safety~~ [INSERT NAME OF DEPARTMENT] is hereby created and the official in charge thereof shall be known as the *building official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

R103.2 **Appointment.** The *building official* shall be appointed by the chief appointing authority of the jurisdiction.

R103.3 **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 other~~ related technical officers, inspectors, ~~plan examiners~~ and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *building official*.

IFC

SECTION 103

~~DEPARTMENT OF FIRE PREVENTION~~ **ENFORCEMENT AGENCY**

[A] **103.1 General Creation of enforcement agency.** ~~The department of fire prevention is established within the jurisdiction under the direction of [INSERT NAME OF DEPARTMENT] is hereby created and the official in charge thereof shall be known as~~ the *fire code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] **103.2 Appointment.** The *fire code official* shall be appointed by the chief appointing authority of the jurisdiction; ~~and the fire code official shall not be removed from office except for cause and after full opportunity to be heard on specific and relevant charges by and before the appointing authority.~~ *(only appears in IFC and IBC Appendix A)*

[A] **103.3 Deputies.** In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *fire code official* shall have the authority to appoint a deputy *fire code official*, other related technical officers, inspectors and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the fire code official.

(Relocate to same location as in IBC – under General Authority and responsibilities)

[A] ~~103.4~~ **104.7 Liability.** The *fire code official*, member of the board of appeals, officer 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 civilly or criminally liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties.

[A] ~~103.4.1~~ **104.7.1 Legal defense.** Any suit or criminal complaint instituted against any 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 the legal representatives of the jurisdiction until the final termination of the proceedings. The *fire code official* or any subordinate shall not be liable for costs in an action, suit or proceeding that is instituted in pursuance of the provisions of this code; and any officer of the department of fire prevention, acting in good faith and, without malice, shall be free from liability for acts performed under any of its provisions or by reason of any act or omission in the performance of official duties in connection therewith.

IPC

SECTION 103

~~DEPARTMENT OF PLUMBING INSPECTION~~ **ENFORCEMENT AGENCY**

[A] **103.1 General Creation of enforcement agency.** The ~~department of plumbing inspection~~ [INSERT NAME OF DEPARTMENT] is hereby created and the ~~executive~~ official in charge thereof shall be known as the *code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] **103.2 Appointment.** The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] **103.3 Deputies.** In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy *code official*, other related technical officers, inspectors and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *code official*.

(Relocate to same location as in IBC – under General Authority and responsibilities)

[A] ~~103.4~~ **104.8 Liability.** The *code 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 civilly or criminally

liable personally, and is hereby relieved from all 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.

[A] ~~103.4.1~~ 104.8.1- Legal defense. Any suit or criminal complaint instituted against any 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 the legal representative of the jurisdiction until the final termination of the proceedings. The code official or any subordinate shall not be liable for costs in any action, suit or proceeding that is instituted in pursuance of the provisions of this code.

IMC

SECTION 103

DEPARTMENT OF MECHANICAL INSPECTION **ENFORCEMENT AGENCY**

[A] 103.1 General Creation of enforcement agency. The department of mechanical inspection **[INSERT NAME OF DEPARTMENT]** is hereby created and the executive official in charge thereof shall be known as the *code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] 103.2 Appointment. The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] 103.3 Deputies. In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy *code official*, other related technical officers, inspectors and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *code official*.

(Relocate to same location as in IBC – under General Authority and responsibilities)

[A] ~~103.4~~ 104.8- Liability. The code 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 civilly or criminally liable personally, and is hereby relieved from personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties.

[A] ~~103.4.1~~ 104.8.1- Legal defense. Any suit or criminal complaint instituted against any 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 the legal representatives of the jurisdiction until the final termination of the proceedings. The code official or any subordinate shall not be liable for costs in an action, suit or proceeding that is instituted in pursuance of the provisions of this code.

IFGC

SECTION 103 (IFGC)

DEPARTMENT OF INSPECTION **ENFORCEMENT AGENCY**

[A] 103.1 General Creation of enforcement agency. The Department of Inspection **[INSERT NAME OF DEPARTMENT]** is hereby created and the executive official in charge thereof shall be known as the *code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] 103.2 Appointment. The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] 103.3 Deputies. In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy *code official*, other related

technical officers, inspectors and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *code official*.

(Relocate to same location as in IBC – under General Authority and responsibilities)

[A] **103.4 104.8 Liability.** The code 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 civilly or criminally liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties.

[A] **103.4.1 104.8.1 Legal defense.** Any suit or criminal complaint instituted against any 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 the legal representatives of the jurisdiction until the final termination of the proceedings. The code official or any subordinate shall not be liable for costs in an action, suit or proceeding that is instituted in pursuance of the provisions of this code.

IEBC

SECTION 103

~~DEPARTMENT OF BUILDING SAFETY~~ **ENFORCEMENT AGENCY**

[A] **103.1 Creation of enforcement agency.** The ~~Department of Building Safety~~ **[INSERT NAME OF DEPARTMENT]** is hereby created, and the official in charge thereof shall be known as the ~~code~~ *building official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] **103.2 Appointment.** The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] **103.3 Deputies.** In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy *code official*, ~~the other~~ related technical officers, inspectors, ~~plan examiners~~, and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *code official*.

ISPSC

SECTION 103

~~DEPARTMENT OF BUILDING SAFETY~~ **ENFORCEMENT AGENCY**

[A] **103.1 Creation of enforcement agency.** The ~~department of building safety~~ **[INSERT NAME OF DEPARTMENT]** is hereby created and the official in charge thereof shall be known as the *code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] **103.2 Appointment.** The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] **103.3 Deputies.** In accordance with the prescribed procedures of the jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy *code official*, ~~the other~~ related technical officers, inspectors, ~~plans examiners~~ and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *code official*.

(Relocate to same location as in IBC – under General Authority and responsibilities)

[A] **103.4 104.8 Liability.** The code 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 civilly or criminally

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.

[A] ~~103.4.1~~ **104.8.1 Legal defenses.** Any suit or criminal complaint 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 representatives of the jurisdiction until the final termination of the proceedings. The code 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.

IPMC

SECTION 103

~~DEPARTMENT OF PROPERTY MAINTENANCE INSPECTION~~ **ENFORCEMENT AGENCY**

[A] **103.1 General Creation of enforcement agency.** The ~~department of property maintenance inspection~~ **[INSERT NAME OF DEPARTMENT]** is hereby created and the ~~executive~~ official in charge thereof shall be known as the *code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] **103.2 Appointment.** The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] **103.3 Deputies.** In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy ~~(s)~~ *code official, other related technical officers, inspectors and other employees as shall be necessary from time to time.* Such employees shall have powers as delegated by the *code official*.

(Relocate to same location as in IBC – under General Authority and responsibilities)

[A] ~~103.4~~ **104.7-Liability.** The *code 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 civilly or criminally liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties.

[A] ~~103.4.1~~ **104.7.1 Legal defense.** Any suit or criminal complaint instituted against any 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 the legal representative of the jurisdiction until the final termination of the proceedings. The code official or any subordinate shall not be liable for costs in an action, suit or proceeding that is instituted in pursuance of the provisions of this code.

IPSDC

SECTION 103

~~DEPARTMENT OF PRIVATE SEWAGE DISPOSAL INSPECTION~~ **ENFORCEMENT AGENCY**

[A] **103.1 General Creation of enforcement agency.** The ~~Department of Private Sewage Disposal Inspection~~ **[INSERT NAME OF DEPARTMENT]** is hereby created and the ~~executive~~ official in charge thereof shall be known as the *code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] **103.2 Appointment.** The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] **103.3 Deputies.** In accordance with the prescribed procedures of the jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy *code official*, other related technical officers, inspectors and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *code official*.

(Relocate to same location as in IBC – under General Authority and responsibilities)

[A] ~~103.4~~ ~~104.7~~ **Liability.** The code 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 civilly or criminally liable personally, and is hereby relieved from all 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.

[A] ~~103.4.1~~ ~~104.7.1~~ **Legal defense.** Any suit or criminal complaint instituted against any 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 the legal representatives of the jurisdiction until the final termination of the proceedings. The code official or any subordinate shall not be liable for costs in any action, suit or proceeding that is instituted in pursuance of the provisions of this code.

ICCPC

(There is no section for enforcement/department)

IWUIC

SECTION 103

ENFORCEMENT AGENCY

[A] **103.1 Creation of enforcement agency.** The ~~department of~~ [INSERT NAME OF DEPARTMENT] is hereby created and the official in charge thereof shall be known as the *code official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

[A] **103.2 Appointment.** The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

[A] **103.3 Deputies.** In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy ~~(s)~~ *code official, other related technical officers, inspectors and other employees as shall be necessary from time to time.* Such employees shall have powers as delegated by the *code official*.

IZC *(No change suggested)*

SECTION 103

PLANNING COMMISSION

[A] **103.1 General.** This section addresses the duties and responsibilities of a planning commission, hereafter referred to as “the commission,” and other officials and agencies, with respect to the administration of this code.

[A] **103.2 Establishment of the commission.** The establishment of the commission shall be in accordance with the policies and procedures as set forth in state law. The commission shall consist of the number of members as specified in state law. Additionally, one member of the legislative body shall be permitted to be appointed as liaison to the commission. Such member shall have the right to attend all meetings and take part in all discussions, but shall not vote on commission decisions.

[A] **103.3 Terms for members.** The terms of office for the members of the commission shall be as set forth in state law. Members shall be permitted to be removed for cause upon written charges and after a public hearing before the legislative body of the jurisdiction, if such a hearing is requested.

[A] **103.4 Selection of members.** Members shall be appointed and approved by the legislative body of the jurisdiction served. The terms of office for the commission members shall be staggered at intervals so as to provide continuity in policy and personnel. Members of the commission shall be residents of the jurisdiction served. Compensation of members shall be set by the legislative body of the jurisdiction. Any vacancy for the unexpired term of any member whose term is not completed shall be filled. A member shall continue to serve until a successor has been appointed and approved by the legislative body of the jurisdiction.

[A] **103.5 Chairperson election and rules adoption.** The commission shall elect from its membership a chairperson. It shall establish and adopt rules for its organization and transaction of business and shall keep a public record of its proceedings.

[A] **103.6 Commission secretary.** A secretary to assist the commission shall be appointed by the code official. The secretary shall keep minutes of the commission meetings for public record and conduct all correspondence, including the notification of decisions. The secretary shall certify records. The secretary shall prepare and submit the minutes of commission meetings to the chairperson and the commission.

[A] **103.7 Duties and powers.** The duties and powers of the planning commission shall be in accordance with Sections 103.7.1 through 103.7.5.

[A] **103.7.1 Comprehensive plan.** It shall be the duty of the commission, after holding public hearings, to create and recommend to the legislative body a comprehensive plan for the physical development of the jurisdiction, which shall be permitted to include areas outside its boundaries that bear consideration to the planning of the jurisdiction. The comprehensive plan shall include at least the following elements:

1. Official maps.
2. Growth and land use.
3. Commercial/industrial uses.
4. Transportation and utilities.
5. Community facilities.
6. Housing.
7. Environmental.
8. Geologic/natural hazards.

The commission shall be permitted to recommend Amendments to the comprehensive plan regarding the administration or maintenance of this code.

[A] **103.7.2 Zoning code.** It shall be the duty of the commission to develop and recommend to the legislative body a zoning code, in accordance with the guidelines of the comprehensive plan, establishing zones within the jurisdiction. Such a code shall be made in regards to the character of each district and the most appropriate use of land within the jurisdiction. The commission shall make periodic reports and recommendations to the legislative body.

[A] **103.7.3 Division of land regulations.** It shall be the duty of the commission to develop and certify regulations governing the division of land. Divisions of land shall be in accordance with the adopted regulations.

[A] **103.7.4 Conditional-use permits.** It shall be the duty of the commission to review conditional-use permit applications. The application shall be accompanied by maps, drawings or other documentation in support of the request. The granting of a conditional-use permit shall not exempt the applicant from compliance with other relevant provisions of related ordinances.

[A] **103.7.5 Official zoning map.** The legislative body shall adopt an official zoning map for all areas included within the jurisdiction.

[A] **103.8 Appeals and hearings.** Any person with standing aggrieved by any decision of the commission shall have the right to make such appeals as shall be permitted to be provided by this code or state law. Such appeals shall be based on the record.

Reason: (in progress) Same as item 16

SECTION 103
ENFORCEMENT AGENCY

103.1 Creation of enforcement agency. The [INSERT NAME OF DEPARTMENT] is hereby created and the official in charge thereof shall be known as the *building official*. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

103.2 Appointment. The *building official* shall be appointed by the chief appointing authority of the jurisdiction.

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*, other related technical officers, inspectors and other employees as shall be necessary from time to time. Such employees shall have powers as delegated by the *building official*.

9-20-2018 : Change title to enforcement agency

Proposal 18

Proponent: BCAC, FCAC, SEPCAC, PMGCAC

Intent: Consistency with Board of Appeals section

Note: Reason has information, but no proposed changes to text at this time.

IBC

SECTION 113

BOARD OF APPEALS

[A] **113.1 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 board of appeals shall be appointed by the applicable governing authority and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business.

[A] **113.2 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 not have authority to waive requirements of this code.

[A] **113.3 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.

IEBC

SECTION 112

BOARD OF APPEALS

[A] **112.1 General.** In order to hear and decide appeals of orders, decisions, or determinations made by the *code official* relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. 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.

[A] **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 not have authority to waive requirements of this code.

[A] **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.

IRC

SECTION R112

BOARD OF APPEALS

R112.1 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 not have a 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 decisions and findings in writing to the appellant with a duplicate copy to the *building official*.

R112.2 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 not have authority to waive requirements of this code.

R112.3 Qualifications. The board of appeals shall consist of members who are qualified by experience and training to pass judgement on matters pertaining to building construction and are not employees of the *jurisdiction*.

R112.4 Administration. The *building official* shall take immediate action in accordance with the decision of the board.

IFC

SECTION 109

BOARD OF APPEALS

[A] **109.1 Board of appeals established.** In order to hear and decide appeals of orders, decisions or determinations made by the *fire code official* relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The *fire code official* shall be an ex officio member of said board but shall not have a vote on any matter before the board. 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 *fire code official*.

[A] **109.2 Limitations on authority.** An application for appeal shall be based on a claim that the intent of this code or the rules legally adopted hereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or an equivalent method of protection or safety is proposed. The board shall not have authority to waive requirements of this code.

[A] **109.3 Qualifications.** The board of appeals shall consist of members who are qualified by experience and training to pass on matters pertaining to hazards of fire, explosions, hazardous conditions or *fire protection systems*, and are not employees of the jurisdiction.

IWUIC

SECTION 106

APPEALS

[A] **106.1 General.** To determine the suitability of alternative materials and methods and to provide for reasonable interpretations of the provisions of this code, there shall be and hereby is created a board of appeals consisting of five members who are qualified by experience and training to pass judgment on pertinent matters. The code official, *building official* and fire chief shall be ex officio members, and the code official shall act as secretary of the board.

The board of appeals shall be appointed by the legislative body and shall hold office at their discretion. The board shall adopt reasonable rules and regulations for conducting its investigations and shall render decisions and findings in writing to the code official, with a duplicate copy to the applicant.

[A] **106.2 Limitations of authority.** The board of appeals shall not have authority relative to interpretation of the administrative provisions of this code and shall not have authority to waive requirements of this code.

IECC – Commercial

SECTION C109

BOARD OF APPEALS

C109.1 General. In order to hear and decide appeals of orders, decisions or determinations made by the *code official* relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The *code official* shall be an ex officio member of said board but shall not have a 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 *code official*.

C109.2 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 not have authority to waive requirements of this code.

C109.3 Qualifications. The board of appeals shall consist of members who are qualified by experience and training and are not employees of the jurisdiction.

IECC – Residential

SECTION R109

BOARD OF APPEALS

R109.1 General. In order to hear and decide appeals of orders, decisions or determinations made by the *code official* relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The *code official* shall be an ex officio member of said board but shall not have a 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 *code official*.

R109.2 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 not have authority to waive requirements of this code.

R109.3 Qualifications. The board of appeals shall consist of members who are qualified by experience and training and are not employees of the jurisdiction.

IPC

SECTION 109

MEANS OF APPEAL

[A] 109.1 Application for appeal. Any person shall have the right to appeal a decision of the code official to the board of appeals. 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 application shall be filed on a form obtained from the code official within 20 days after the notice was served.

[A] 109.2 Membership of board. The board of appeals shall consist of five members appointed by the chief appointing authority as follows: one for 5 years, one for 4 years, one for 3 years, one for 2 years and one for 1 year. Thereafter, each new member shall serve for 5 years or until a successor has been appointed.

[A] 109.2.1 Qualifications. The board of appeals shall consist of five individuals, one from each of the following professions or disciplines:

1. Registered design professional who is a registered architect; or a builder or superintendent of building construction with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
2. Registered design professional with structural engineering or architectural experience.
3. Registered design professional with mechanical and plumbing engineering experience; or a mechanical and plumbing contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
4. Registered design professional with electrical engineering experience; or an electrical contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
5. Registered design professional with fire protection engineering experience; or a fire protection contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.

[A] 109.2.2 Alternate members. The chief appointing authority shall appoint two alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership, and shall be appointed for 5 years or until a successor has been appointed.

[A] 109.2.3 Chairman. The board shall annually select one of its members to serve as chairman.

[A] 109.2.4 Disqualification of member. A member shall not hear an appeal in which that member has any personal, professional or financial interest.

[A] 109.2.5 Secretary. The chief administrative officer shall designate a qualified clerk to serve as secretary to the board. The secretary shall file a detailed record of all proceedings in the office of the chief administrative officer.

[A] 109.2.6 Compensation of members. Compensation of members shall be determined by law.

[A] 109.3 Notice of meeting. The board shall meet upon notice from the chairman, within 10 days of the filing of an appeal or at stated periodic meetings.

[A] 109.4 Open hearing. Hearings before the board shall be open to the public. The appellant, the appellant's representative, the code official and any person whose interests are affected shall be given an opportunity to be heard.

[A] 109.4.1 Procedure. The board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be received.

[A] 109.5 Postponed hearing. When five members are not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

[A] 109.6 Board decision. The board shall modify or reverse the decision of the code official by a concurring vote of three members.

[A] 109.6.1 Resolution. The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and to the code official.

[A] **109.6.2 Administration.** The code official shall take immediate action in accordance with the decision of the board.

[A] **109.7 Court review.** Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

IMC

SECTION 109 MEANS OF APPEAL

[A] **109.1 Application for appeal.** A person shall have the right to appeal a decision of the code official to the board of appeals. 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 application shall be filed on a form obtained from the code official within 20 days after the notice was served.

[A] **109.1.1 Limitation of authority.** The board of appeals shall not have authority relative to interpretation of the administration of this code nor shall such board be empowered to waive requirements of this code.

[A] **109.2 Membership of board.** The board of appeals shall consist of five members appointed by the chief appointing authority as follows: one for 5 years; one for 4 years; one for 3 years; one for 2 years; and one for 1 year. Thereafter, each new member shall serve for 5 years or until a successor has been appointed.

[A] **109.2.1 Qualifications.** The board of appeals shall consist of five individuals, one from each of the following professions or disciplines.

1. *Registered design professional* who is a registered architect; or a builder or superintendent of building construction with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.
2. *Registered design professional* with structural engineering or architectural experience.
3. *Registered design professional* with mechanical and plumbing engineering experience; or a mechanical contractor with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.
4. *Registered design professional* with electrical engineering experience; or an electrical contractor with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.
5. *Registered design professional* with fire protection engineering experience; or a fire protection contractor with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.

[A] **109.2.2 Alternate members.** The chief appointing authority shall appoint two alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership and shall be appointed for 5 years, or until a successor has been appointed.

[A] **109.2.3 Chairman.** The board shall annually select one of its members to serve as chairman.

[A] **109.2.4 Disqualification of member.** A member shall not hear an appeal in which that member has a personal, professional or financial interest.

[A] **109.2.5 Secretary.** The chief administrative officer shall designate a qualified clerk to serve as secretary to the board. The secretary shall file a detailed record of all proceedings in the office of the chief administrative officer.

[A] **109.2.6 Compensation of members.** Compensation of members shall be determined by law.

[A] **109.3 Notice of meeting.** The board shall meet upon notice from the chairman, within 10 days of the filing of an appeal, or at stated periodic meetings.

[A] **109.4 Open hearing.** Hearings before the board shall be open to the public. The appellant, the appellant's representative, the code official and any person whose interests are affected shall be given an opportunity to be heard.

[A] **109.4.1 Procedure.** The board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be received.

[A] **109.5 Postponed hearing.** When five members are not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

[A] **109.6 Board decision.** The board shall modify or reverse the decision of the code official by a concurring vote of three members.

[A] **109.6.1 Resolution.** The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and to the code official.

[A] **109.6.2 Administration.** The code official shall take immediate action in accordance with the decision of the board.

[A] **109.7 Court review.** Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

IFGC

SECTION 109 (IFGC) MEANS OF APPEAL

[A] **109.1 Application for appeal.** A person shall have the right to appeal a decision of the code official to the board of appeals. 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 application shall be filed on a form obtained from the code official within 20 days after the notice was served.

[A] **109.2 Membership of board.** The board of appeals shall consist of five members appointed by the chief appointing authority as follows: one for 5 years; one for 4 years; one for 3 years; one for 2 years and one for 1 year. Thereafter, each new member shall serve for 5 years or until a successor has been appointed.

[A] **109.2.1 Qualifications.** The board of appeals shall consist of five individuals, one from each of the following professions or disciplines.

1. Registered design professional who is a registered architect; or a builder or superintendent of building construction with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.
2. Registered design professional with structural engineering or architectural experience.
3. Registered design professional with fuel gas and plumbing engineering experience; or a fuel gas contractor with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.
4. Registered design professional with electrical engineering experience; or an electrical contractor with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.

5. Registered design professional with fire protection engineering experience; or a fire protection contractor with not less than 10 years' experience, 5 of which shall have been in responsible charge of work.

[A] **109.2.2 Alternate members.** The chief appointing authority shall appoint two alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership and shall be appointed for 5 years, or until a successor has been appointed.

[A] **109.2.3 Chairman.** The board shall annually select one of its members to serve as chairman.

[A] **109.2.4 Disqualification of member.** A member shall not hear an appeal in which that member has a personal, professional or financial interest.

[A] **109.2.5 Secretary.** The chief administrative officer shall designate a qualified clerk to serve as secretary to the board. The secretary shall file a detailed record of all proceedings in the office of the chief administrative officer.

[A] **109.2.6 Compensation of members.** Compensation of members shall be determined by law.

[A] **109.3 Notice of meeting.** The board shall meet upon notice from the chairman, within 10 days of the filing of an appeal, or at stated periodic meetings.

[A] **109.4 Open hearing.** Hearings before the board shall be open to the public. The appellant, the appellant's representative, the code official and any person whose interests are affected shall be given an opportunity to be heard.

[A] **109.4.1 Procedure.** The board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be received.

[A] **109.5 Postponed hearing.** Where five members are not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

[A] **109.6 Board decision.** The board shall modify or reverse the decision of the code official by a concurring vote of three members.

[A] **109.6.1 Resolution.** The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and to the code official.

[A] **109.6.2 Administration.** The code official shall take immediate action in accordance with the decision of the board.

[A] **109.7 Court review.** Any person, whether or not a previous party to the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

ISPSC

SECTION 108 MEANS OF APPEAL

[A] **108.1 Application for appeal.** Any person shall have the right to appeal a decision of the code official to the board of appeals. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted there under 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 application shall be filed on a form obtained from the code official within 20 days after the notice was served.

[A] **108.2 Membership of board.** The board of appeals shall consist of five members appointed by the chief appointing authority as follows: one for 5 years, one for 4 years, one for 3 years, one for 2 years and one for 1 year. Thereafter, each new member shall serve for 5 years or until a successor has been appointed.

[A] **108.2.1 Qualifications.** The board of appeals shall consist of five individuals, one from each of the following professions or disciplines:

1. Registered design professional who is a registered architect; or a builder or superintendent of building construction with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
2. Registered design professional with structural engineering or architectural experience.
3. Registered design professional with mechanical and plumbing engineering experience; or a mechanical and plumbing contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
4. Registered design professional with electrical engineering experience; or an electrical contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
5. Registered design professional with pool or spa experience; or a contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.

[A] **108.2.2 Alternate members.** The chief appointing authority shall appoint two alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership, and shall be appointed for 5 years or until a successor has been appointed.

[A] **108.2.3 Chairman.** The board shall annually select one of its members to serve as chairman.

[A] **108.2.4 Disqualification of member.** A member shall not hear an appeal in which that member has any personal, professional or financial interest.

[A] **108.2.5 Secretary.** The chief administrative officer shall designate a qualified clerk to serve as secretary to the board. The secretary shall file a detailed record of proceedings in the office of the chief administrative officer.

[A] **108.2.6 Compensation of members.** Compensation of members shall be determined by law.

[A] **108.3 Notice of meeting.** The board shall meet upon notice from the chairman, within 10 days of the filing of an appeal or at stated periodic meetings.

[A] **108.4 Open hearing.** Hearings before the board shall be open to the public. The appellant, the appellant's representative, the code official and any person whose interests are affected shall be given an opportunity to be heard.

[A] **108.4.1 Procedure.** The board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be received.

[A] **108.5 Postponed hearing.** When five members are not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

[A] **108.6 Board decision.** The board shall modify or reverse the decision of the code official by a concurring vote of three members.

[A] **108.6.1 Resolution.** The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and to the code official.

[A] **108.6.2 Administration.** The code official shall take immediate action in accordance with the decision of the board.

[A] **108.7 Court review.** Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

IPMC

SECTION 111 MEANS OF APPEAL

[A] **111.1 Application for appeal.** Any person directly affected by a decision of the *code official* or a notice or order issued under this code shall have the right to appeal to the board of appeals, provided that a written application for appeal is filed within 20 days after the day the decision, notice or order was served. 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 the requirements of this code are adequately satisfied by other means.

[A] **111.2 Membership of board.** The board of appeals shall consist of not less than three members who are qualified by experience and training to pass on matters pertaining to property maintenance and who are not employees of the jurisdiction. The *code official* shall be an ex-officio member but shall not vote on any matter before the board. The board shall be appointed by the chief appointing authority, and shall serve staggered and overlapping terms.

[A] **111.2.1 Alternate members.** The chief appointing authority shall appoint not less than two alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership.

[A] **111.2.2 Chairman.** The board shall annually select one of its members to serve as chairman.

[A] **111.2.3 Disqualification of member.** A member shall not hear an appeal in which that member has a personal, professional or financial interest.

[A] **111.2.4 Secretary.** The chief administrative officer shall designate a qualified person to serve as secretary to the board. The secretary shall file a detailed record of all proceedings in the office of the chief administrative officer.

[A] **111.2.5 Compensation of members.** Compensation of members shall be determined by law.

[A] **111.3 Notice of meeting.** The board shall meet upon notice from the chairman, within 20 days of the filing of an appeal, or at stated periodic meetings.

[A] **111.4 Open hearing.** Hearings before the board shall be open to the public. The appellant, the appellant's representative, the *code official* and any person whose interests are affected shall be given an opportunity to be heard. A quorum shall consist of not less than two-thirds of the board membership.

[A] **111.4.1 Procedure.** The board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be received.

[A] **111.5 Postponed hearing.** When the full board is not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

[A] **111.6 Board decision.** The board shall modify or reverse the decision of the *code official* only by a concurring vote of a majority of the total number of appointed board members.

[A] **111.6.1 Records and copies.** The decision of the board shall be recorded. Copies shall be furnished to the appellant and to the *code official*.

[A] **111.6.2 Administration.** The *code official* shall take immediate action in accordance with the decision of the board.

[A] **111.7 Court review.** Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

[A] **111.8 Stays of enforcement.** Appeals of notice and orders (other than *Imminent Danger* notices) shall stay the enforcement of the notice and order until the appeal is heard by the appeals board.

IPSDC

SECTION 109 MEANS OF APPEAL

[A] **109.1 Application for appeal.** Any person shall have the right to appeal a decision of the code official to the board of appeals. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder has been incorrectly interpreted, the provisions of this code do not fully apply or an equally good or better form of construction is proposed. The application shall be filed on a form obtained from the code official within 20 days after the notice was served.

[A] **109.2 Membership of board.** The board of appeals shall consist of five members appointed by the chief appointing authority as follows: one for 5 years, one for 4 years, one for 3 years, one for 2 years and one for 1 year. Thereafter, each new member shall serve for 5 years or until a successor has been appointed.

[A] **109.2.1 Qualifications.** The board of appeals shall consist of five individuals, one from each of the following professions or disciplines.

1. Registered design professional who is a registered architect; or a builder or superintendent of building construction with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
2. Registered design professional with structural engineering or architectural experience.
3. Registered design professional with mechanical and plumbing engineering experience; or a mechanical and plumbing contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
4. Registered design professional with electrical engineering experience; or an electrical contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.
5. Registered design professional with fire protection engineering experience; or a fire protection contractor with not less than 10 years' experience, 5 years of which shall have been in responsible charge of work.

[A] **109.2.2 Alternate members.** The chief appointing authority shall appoint two alternate members who shall be called by the board chairman to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership, and shall be appointed for 5 years or until a successor has been appointed.

[A] **109.2.3 Chairman.** The board shall annually select one of its members to serve as chairman.

[A] **109.2.4 Disqualification of a member.** A member shall not hear an appeal in which that member has any personal, professional or financial interest.

[A] **109.2.5 Secretary.** The chief administrative officer shall designate a qualified clerk to serve as secretary to the board. The secretary shall file a detailed record of all proceedings in the office of the chief administrative officer.

[A] **109.2.6 Compensation of members.** Compensation of members shall be determined by law.

[A] **109.3 Notice of meeting.** The board shall meet upon notice from the chairman, within 10 days of the filing of an appeal or at stated periodic meetings.

[A] **109.4 Open hearing.** Hearings before the board shall be open to the public. The appellant, the appellant's representative, the code official and any person whose interests are affected shall be given an opportunity to be heard.

[A] **109.4.1 Procedure.** The board shall adopt and make available to the public through the secretary procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be received.

[A] **109.5 Postponed hearing.** When five members are not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

[A] **109.6 Board decision.** The board shall modify or reverse the decision of the code official by a concurring vote of three members.

[A] **109.6.1 Resolution.** The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and to the code official.

[A] **109.6.2 Administration.** The code official shall take immediate action in accordance with the decision of the board.

[A] **109.7 Court review.** Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

IZC

(Zoning uses Board of Adjustment and should not be identical to Board of Appeals)

SECTION 106

BOARD OF ADJUSTMENT

[A] **106.1 General.** This section addresses the duties and responsibilities of a board of adjustment, hereafter referred to as "the board," and other officials and agencies, with respect to the administration of this code.

[A] **106.2 Establishment of the board.** The establishment of the board shall be in accordance with the procedures and policies set forth in state law. The board shall consist of the number of members as specified in state law. Additionally, one member of the commission shall be appointed as liaison to the board. Such member shall have the right to attend all meetings and take part in all discussions, but shall not vote on board decisions.

[A] **106.3 Terms for members.** The terms of office for the members of the board shall be as set forth in state law. Members shall be permitted to be removed for cause upon written charges and after a public hearing before the legislative body of the jurisdiction, if such hearing is requested.

[A] **106.4 Selection of members.** Members shall be appointed and approved by the legislative body of the jurisdiction served. The terms of office shall be staggered at intervals, so as to provide continuity in policy and personnel. Members of the board shall be residents of the jurisdiction served. Compensation shall be set by the legislative body of the jurisdiction. Any vacancy for the unexpired term of any member whose term is not completed shall be filled. A member shall continue to serve until a successor has been appointed and approved by the legislative body of the jurisdiction.

[A] **106.5 Chairperson election and rules adoption.** The board shall elect from its membership a chairperson. It shall establish and adopt rules for its organization and the transaction of business and shall keep a public record of its proceedings.

[A] **106.6 Board secretary.** A secretary to assist the board shall be appointed by the code official. The secretary shall keep minutes of the board meetings for public record and conduct all correspondence, including the notification of decisions. The secretary shall certify records. The secretary shall prepare and submit the minutes of board meetings to the chairperson and the board.

[A] **106.7 Duties and powers.** The duties and powers of the board of adjustment shall be in accordance with Sections 106.7.1 through 106.7.3.

[A] **106.7.1 Errors.** The board shall have the power to hear and decide on appeals where it is alleged that there is an error in any order, requirement, decision, determination or interpretation by the code official.

[A] **106.7.2 Variances.** The board shall have the power to hear and decide on appeals wherein a variance to the terms of this code is proposed. Limitations as to the board's authorization shall be as set forth in this code.

~~[A] 106.7.3 Variance review criteria.~~ The board of adjustment shall be permitted to approve, approve with conditions or deny a request for a variance. Each request for a variance shall be consistent with the following criteria:

- ~~1. Limitations on the use of the property due to physical, topographical and geologic features.~~
- ~~2. The grant of the variance will not grant any special privilege to the property owner or the owner's authorized agent.~~
- ~~3. The applicant can demonstrate that without a variance there can be no reasonable use of the property.~~
- ~~4. The grant of the variance is not based solely on economic reasons.~~
- ~~5. The necessity for the variance was not created by the property owner or the owner's authorized agent.~~
- ~~6. The variance requested is the minimum variance necessary to allow reasonable use of the property.~~
- ~~7. The grant of the variance will not be injurious to the public health, safety or welfare.~~
- ~~8. The property subject to the variance request possesses one or more unique characteristics generally not applicable to similarly situated properties.~~

~~[A] 106.8 Use variance.~~ The board of adjustment shall not grant a variance to allow the establishment of a use in a zoning district where such use is prohibited by the provisions of this code.

~~[A] 106.9 Decisions.~~ The board shall be permitted to decide in any manner it sees fit; however, it shall not have the authority to alter or change this code or zoning map or allow as a use that would be inconsistent with the requirements of this code, provided, however, that in interpreting and applying the provisions of this code, the requirements shall be deemed to be the spirit and intent of the code and do not constitute the granting of a special privilege.

HEARING EXAMINER

~~[A] 107.1 General.~~ This section addresses the duties and responsibilities of a hearing examiner, hereafter referred to as the "examiner," and other officials and agencies with respect to the administration of this code.

~~[A] 107.2 Appointment of an examiner.~~ The examiner shall be appointed and approved by the legislative body of the jurisdiction served. Compensation shall be set by same.

~~[A] 107.3 Duties and powers.~~ The examiner shall hear and consider all applications for discretionary land rezones and use decisions as authorized by the legislative body by resolution. Such considerations shall be set for public hearing. The examiner shall be bound by the same standards of conduct as the commission and board, with respect to the administration of this code.

~~[A] 107.4 Decisions.~~ The examiner shall, within 10 working days, render a decision. Notice in writing of the decision and the minutes of record shall be given to the code official for distribution as required. Decisions shall be kept in accordance with state regulations and such decisions shall be open to the public.

SECTION 108

HEARINGS, APPEALS AND AMENDMENTS

~~[A] 108.1 Hearings.~~ Upon receipt of an application in proper form, the code official shall arrange to advertise the time and place of public hearing. Such advertisement shall be given by not fewer than one publication in a newspaper of general circulation within the jurisdiction. Such notice shall state the nature of the request, the location of the property, and the time and place of hearing. Reasonable effort shall be made to give notice by regular mail of the time and place of hearing to each surrounding property owner or the owner's authorized agent; the extent of the area to be notified shall be set by the code official. A notice of such hearing shall be posted in a conspicuous manner on the subject property.

~~[A] 108.2 Appeals.~~ Appeals shall be in accordance with Sections 108.2.1 through 108.2.3.

~~[A] 108.2.1 Filing.~~ Any person with standing, aggrieved or affected by any decision of the code official, shall be permitted to appeal to the examiner, board or commission by written request with the code official. Upon

~~furnishing the proper information, the code official shall transmit to the examiner, board or commission all papers and pertinent data related to the appeal.~~

~~[A] 108.2.2 Time limit. An appeal shall only be considered if filed within [NUMBER OF WORKING DAYS] days after the cause arises or the appeal shall not be considered. If such an appeal is not made, the decision of the code official shall be considered to be final.~~

~~[A] 108.2.3 Stays of proceedings. An appeal stays all proceedings from further action unless there is immediate danger to public health and safety.~~

~~[A] 108.3 Amendments. This code shall be permitted to be amended, but all proposed amendments shall be submitted to the code official for review and recommendation to the commission.~~

~~[A] 108.4 Voting and notice of decision. There shall be a vote of a majority of the board and commission present in order to decide any matter under consideration. Each decision shall be entered in the minutes by the secretary. Appeals shall be kept in accordance with state regulations and such appeals shall be open to the public. Notice in writing of the decision and the disposition of each appeal shall be given to the code official and each appellant by mail or otherwise.~~

Reason: Same as Item 16 with explanation as to why IZC has not been changed.

SECTION 1xx

BOARD OF APPEALS

[A] **1xx.1 Scope.** A board of appeals shall be established within the jurisdiction for the purpose of hearing applications for modification of the requirements of this code pursuant to the provisions of Section xxx. The board shall be established and operated in accordance with this section, and shall be authorized to hear evidence from appellants and the *building official/fire code official/code official* pertaining to the application and intent of this code for the purpose of issuing orders pursuant to these provisions.

[A] **1xx.2 Application for appeal.** Any person shall have the right to appeal a decision of the *building official/fire code official/code official* to the board of appeals. 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 application shall be filed on a form obtained from the *building official/fire code official/code official* within 20 days after the notice was served.

[A] **1xx.2.1 Limitation of authority.** The board of appeals shall not have authority relative to interpretation of the administration of this code nor shall such board be empowered to waive requirements of this code.

[A] **1xx.2.2 Stays of enforcement.** Appeals of notice and orders (other than Imminent Danger notices) shall stay the enforcement of the notice and order until the appeal is heard by the board of appeals.

[A] **1xx.3 Membership of board.** The board of appeals shall consist of five voting members appointed by the chief appointing authority of the jurisdiction. Each member shall serve for [INSERT NUMBER OF YEARS] years or until a successor has been appointed. The board member's terms shall be staggered at intervals, so as to provide continuity. The *building official/fire code official/code official* shall be an ex officio member of said board but shall not vote on any matter before the board.

[A] **1xx.3.1 Qualifications.** The board of appeals shall consist of five individuals, who are qualified by experience and training to pass on matters pertaining to building construction and are not employees of the jurisdiction

[A] **1xx.3.2 Alternate members.** The chief appointing authority may appoint two alternate members who shall be called by the board chairperson to hear appeals during the absence or disqualification of a member. Alternate members shall possess the qualifications required for board membership, and shall be appointed for the same term or until a successor has been appointed.

[A] **1xx.3.3 Vacancies.** Vacancies shall be filled for an unexpired term in the same manner in which original appointments are required to be made.

[A] **1xx.3.4 Chairperson.** The board shall annually select one of its members to serve as chairperson.

[A] **1xx.3.5 Secretary.** The chief administrative officer shall designate a qualified clerk to serve as secretary to the board. The secretary shall file a detailed record of all proceedings which shall set forth the reasons for the board's decision, the vote of each member, the absence of a member and any failure of a member to vote.

[A] **1xx.3.6 Conflict of interest.** A member with any personal, professional or financial interest in a matter before the board shall declare such interest and refrain from participating in discussions, deliberations and voting on such matters.

[A] **1xx.3.7 Compensation of members.** Compensation of members shall be determined by law.

[A] **1xx.3.8 Removal from the board.** A member shall be removed from the board prior to the end of their terms only for cause. Any member with continued absence from regular meeting of the board may be removed at the discretion of the chief appointing authority.

[A] **1xx.4 Rules and procedures.** The board shall establish policies and procedures necessary to carry out its duties consistent with the provisions of this code and applicable state law. The procedures shall not require compliance with strict rules of evidence, but shall mandate that only relevant information be presented.

[A] **1xx.5 Notice of meeting.** The board shall meet upon notice from the chairperson, within 10 days of the filing of an appeal or at stated periodic intervals.

[A] **1xx.5.1 Open hearing.** All hearings before the board shall be open to the public. The appellant, the appellant's representative, the *building official/fire code official/code official* and any person whose interests are affected shall be given an opportunity to be heard.

[A] **1xx.5.2 Quorum.** Three members of the board shall constitute a quorum.

[A] **1xx.5.3 Postponed hearing.** When five members are not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

[A] **1xx.6 Legal counsel.** The jurisdiction shall furnish legal counsel to the board to provide members with general legal advice concerning matters before them for consideration. Members shall be represented by legal counsel at the jurisdiction's expense in all matters arising from service within the scope of their duties.

[A] **1xx.7 Board decision.** The board shall only modify or reverse the decision of the *building official/fire code official/code official* by a concurring vote of three or more members.

[A] **1xx.7.1 Resolution.** The decision of the board shall be by resolution. Every decision shall be promptly filed in writing in the office of the *building official/fire code official/code official* within three days and shall be open to the public for inspection. A certified copy shall be furnished to the appellant or the appellant's representative.

[A] **1xx.7.2 Administration.** The *building official/fire code official/code official* shall take immediate action in accordance with the decision of the board.

[A] **1xx.8 Court review.** Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of law. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.

SECTION 1xx MEANS OF APPEAL

[A] **1xx.1 General.** In order to hear and decide appeals of orders, decisions or determinations made by the *building official/fire code official/code official* relative to the application and interpretation of this code, there shall be and is

hereby created a board of appeals. The board of appeals shall be appointed by the applicable governing authority 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/fire code official/code official*.

[A] 113.2 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 hereunder 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 not have authority to waive requirements of this code or interpret the administration of this code

[A] 113.3 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.

*(Shall either use the first section "Board of Appeals" with no corresponding Appendix **OR** shall use the second section "Means of Appeal" in Chapter 1 and use the first section "Board of Appeals" as the Appendix)*

After decision of the WG, shall amend the sections accordingly

Same cost impact as 16

9-20-2018: Waiting for specific revisions

Proposal 19

Jim Smith - Updated to include recommendations from folks at ILLOWA JBS 9/14/18. The information was provided only for IBC. The **green highlight** is language that appears that may need to be addressed in the proposal.

Proponent: BCAC, FCAC, SEPCAC, PMGCAC

Intent: Permit expiration

Note: The proposal was only given for IBC. Staff has identified the similar sections in other codes if the BCAC chooses to proceed with this idea.

IBC

[A] 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.~~
Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where approved by the building official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the building official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

APPENDIX G FLOOD-RESISTANT CONSTRUCTION

G104.4 Expiration. A *permit* shall become invalid if the proposed development is not commenced within 180 days after its issuance, or if the work authorized is suspended or abandoned for a period of 180 days after the work commences. Extensions shall be requested in writing and justifiable cause demonstrated. The *building official* is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each.

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the building official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the building official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IRC

R105.5 Expiration. Every *permit* issued shall become invalid unless the work authorized by such *permit* is commenced within 180 days after its issuance or after commencement of work if more than 180 days pass between inspections. 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.

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the building official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the building official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

APPENDIX E MANUFACTURED HOUSING USED AS DWELLINGS

AE303.4 Expiration. Every *permit* issued by the *building official* under these provisions shall expire by limitation and become null and void if the work authorized by such *permit* is not commenced within 180 days from the date of such *permit*, or if the work authorized by such *permit* is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new *permit* shall be first obtained, and the fee therefor shall be one half the amount required for a new *permit* for such work, provided that changes have not been made or will not be made in the original plans and specifications for such work, and provided further that such suspension or abandonment has not exceeded 1 year. In order to renew action on a *permit* after expiration, the permittee shall pay a new full *permit* fee.

Any permittee holding an unexpired *permit* may apply for an extension of the time within which work shall commence under that *permit* where the permittee is unable to commence work within the time required by this section for good and satisfactory reasons. The *building official* has the authority to extend the time for action by the permittee for a period not exceeding 180 days upon written request by the

permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. ~~A permit shall not be extended more than once.~~

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the building official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the building official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IFC

[A] **105.3.1 Expiration.** ~~An operational permit shall remain in effect until reissued, renewed or revoked, or for such a period of time as specified in the permit. Construction permits shall automatically become invalid unless the work authorized by such permit is commenced within 180 days after its issuance, or if the work authorized by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. Before such work recommences, a new permit shall be first obtained and the fee to recommence work, if any, shall be one half the amount required for a new permit for such work, provided that changes have not been made and will not be made in the original construction documents for such work, and provided further that such suspension or abandonment has not exceeded one year. Permits are not transferable and any change in occupancy, operation, tenancy or ownership shall require that a new permit be issued.~~

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IPC

[A] **106.5.3 Expiration.** ~~Every permit issued by the code official under the provisions of this code shall expire by limitation and become null and void if the work authorized by such permit is not commenced within 180 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained and the fee therefor shall be one half the amount required for a new permit for such work, provided that changes have not been made and will not be made in the original construction documents for such work, and provided further that such suspension or abandonment has not exceeded 1 year.~~

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IMC

[A] 106.4.3 Expiration. Every permit issued by the code official under the provisions of this code shall expire by limitation and become null and void if the work authorized by such permit is not commenced within 180 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work recommences, a new permit shall be first obtained and the fee therefor shall be one-half the amount required for a new permit for such work, provided that changes have not been made and will not be made in the original *construction documents* for such work, and provided further that such suspension or abandonment has not exceeded one year.

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code Official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IFGC

[A] 106.5.3 Expiration. Every permit issued by the code official under the provisions of this code shall expire by limitation and become null and void if the work authorized by such permit is not commenced within 180 days from the date of such permit, or is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work recommences, a new permit shall be first obtained and the fee therefor shall be one-half the amount required for a new permit for such work, provided that changes have not been and will not be made in the original *construction documents* for such work, and further that such suspension or abandonment has not exceeded one year.

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code Official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IEBC

[A] 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 *code 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.**

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code Official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:

- 1.1. An extension not to exceed 180 days is approved by the code official;
- 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

ISPSC

~~[A] 105.5.3 Expiration. Every permit issued shall become invalid unless the work authorized by such permit is commenced within 180 days after its issuance, or if the work authorized by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. The code official is authorized to grant, in writing, one or more extensions of time, for a period not more than 180 days. The extension shall be requested in writing and justifiable cause demonstrated.~~

~~Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.~~

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code Official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IPSDC

~~[A] 106.3.3 Expiration. Every permit issued by the code official under the provisions of this code shall expire by limitation and become null and void if the work authorized by such permit is not commenced within 180 days from the date of the permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall first be obtained and the fee therefor shall be one-half the amount required for a new permit for such work, provided that no changes have been or will be made in the original construction documents for such work, and provided further that such suspension or abandonment has not exceeded one year.~~

~~Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.~~

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code Official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IWUIC

~~[A] 107.8 Expiration. Every permit issued by the code official under the provisions of this code shall expire by limitation and become null and void if the building, use or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building, use or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days.~~

~~Any permittee holding an unexpired permit is allowed to apply for an extension of the time within which work is allowed to commence under that permit where the permittee is unable to commence work within the time required by this section for good and satisfactory reasons. The code official is authorized to extend the time for~~

action by the permittee for a period not exceeding 180 days on written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. Permits shall not be extended more than once.

Every permit issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A permit application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code Official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the permit has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual permits as authorized by this code.

IZC

[A] **110.2 Expiration or cancellation.** Each license, permit or approval issued shall expire after 180 days if no work is undertaken or such use or activity is not established, unless a different time of issuance of the license or permit is allowed in this code, or unless an extension is granted by the issuing agency prior to expiration.

Failure to comply fully with the terms of any permit, license or approval shall be permitted to be grounds for cancellation or revocation. Action to cancel any license, permit or approval shall be permitted to be taken on proper grounds by the code official. Cancellation of a permit or approval by the commission or board shall be permitted to be appealed in the same manner as its original action.

Every license, permit or approval issued under the provisions of this Code shall expire 180 days from the date of issue.

Exceptions:

1. A license, permit or approval application that is accompanied by construction schedule of a longer specific duration that is issued for the term of the construction schedule where *approved* by the code Official. Where the work has not been completed by the expiration date of the permit, no further work shall be done unless either:
 - 1.1. An extension not to exceed 180 days is approved by the code official;
 - 1.2. An inspection has been performed, the license, permit or approval has been renewed, payment of the renewal fee as established by the applicable governing authority has been made and provided no changes have been made in plans or location.
2. Annual license, permit or approval as authorized by this code.

Reason: Currently, projects may continue without expiration as long as a contractor/owner makes a claim of a minimal amount of work being done every 180 days. With a claim of one nail being driven every 6 months (work being done) even small projects cannot be litigated and may have active permits for many, many years where there is no action towards final completion. Use of the unfinished area/structure cannot be effectively managed long term by Building Safety personnel. This creates difficulty with tracking permits, work completed and ensuring compliance with the safety and structural requirements. By having the deadline on permit authorization, Building Dept. personnel can request inspections for permit renewal, charge additional fees for work not completed or for additional inspections required due to non-completion or require partial structures to be removed and gain support from the legal department of the jurisdiction by having an enforceable ordinance. Projects that are anticipated to take longer than 180 days may include in the document submittals a longer timeline that may be accepted by the Building Official. Options for annual permits are unaffected by this change. Options for renewing permits are provided. Options for extending permits may be done by the Building Official with or without additional fees as provided for in a jurisdictions fee resolution. Annual permits are often used inside large factories wherein work is continuous and may not be permitted/authorized in the manner we are more accustomed to.

9-20-2018: No objections at this time.

Admin 20

Proponent: BCAC

Intent: Maintenance in IEBC

Sent over to Admin work Group from IEBC work group. IEBC 1-1

IEBC 1-1 Maintenance provision from Chapter 34

1XX.X Maintenance. Buildings and structures, and parts thereof, shall be maintained in a safe and sanitary condition. Devices or safeguards which are required by this code shall be maintained in conformance with the code edition under which installed. The owner or the owner's designated agent shall be responsible for the maintenance of buildings and structures. To determine compliance with this subsection, the *building official* shall have the authority to require a building or structure to be reinspected. The requirements of this chapter shall not provide the basis for removal or abrogation of fire protection and safety systems and devices in existing structures.

Reason: There has been concern that this section was lost when Chapter 34 was deleted and this section disappeared (3401.2 2012 IBC). Some view this as losing the grandfathering ability in the IBC. I view this as a mandate to maintain as built which may also be necessary. There are similar statements in various codes (usually in chapter 1) that require such maintenance but tend to focus on systems such as mechanical or fire protection. Should this be placed in Chapter 1 of the IBC?

Question:

[A] REPAIR. The reconstruction, replacement or renewal of any part of an *existing building* for the purpose of its **maintenance** or to correct damage.

Should this new section be included in Chapter 1 or under Chapter 4 – repairs? “Maintain” is used in the text a lot for the requirements.

IEBC 305.2 talks about maintenance of accessibility.

IEBC 1501.3, 1501.6.6, 1505.2 talk about maintenance in construction safeguards.

Cost impact:

9-6-2018” A suggestion was made from Ben Harris to add similar language into the IPMC. Language to come from Ben. –

Jim Smith recalls Admin WG discussions as to whether or not this was necessary for the IEBC.

9-20-2018: Proposal moved over from BCAC IEBC committee. Send forward for BCAC meeting.

ADM 21

Proponent: BCAC, SEPCAC

Intent: COO in IEBC

IEBC

[A] CHANGE OF OCCUPANCY. A change in the use of a building or a portion of a building that results in any of the following:

1. A change of occupancy classification.
2. A change from one group to another group within an occupancy classification.
3. Any change in use within a group for which there is a change in application of the requirements of the International Building Code ~~this code~~.

IECC - Commercial

CHANGE OF OCCUPANCY. A change in the use of a building or a portion of a building that results in any of the following:

1. *A change of occupancy* classification.
2. A change from one group to another group within an occupancy classification.
3. Any change in use within a group for which there is a change in the application of the requirements of ~~this code~~ the International Building Code.

Reason: ADM 9-16 Part 1 was a BCAC revised to this definition for consistency between codes. A floor modification changed “specific occupancy classification” to “change in application of the requirements of this code”. A public comment changed this definition to a list. The question that has been raised is in the IEBC is this should reference IBC or IEBC/IECC.

Cost impact: None. This is an editorial item.

ADM 22

2018 International Energy Conservation Code

Revise as follows:

Proponent: SEPCAC

Intent: Ready access vs. accessibility

Commercial

ACCESS (TO). That which enables a device, appliance or equipment to be reached by ready access or by a means that first requires the removal or movement of a panel, or similar obstruction.

READY ACCESS (TO). That which enables a device, appliance or equipment to be directly reached, without requiring the removal or movement of any panel or similar obstruction.

NETWORKED GUESTROOM CONTROL SYSTEM. A control system, accessible with access from the front desk or other central location associated with a *Group R-1* building, that is capable of identifying the occupancy status of each guestroom according to a timed schedule, and is capable of controlling HVAC in each hotel and motel guestroom separately.

Residential

SECTION R202 DEFINITIONS

~~**ACCESSIBLE.** Admitting close approach as a result of not being guarded by locked doors, elevation or other effective means (see "Readily accessible").~~

~~**READILY ACCESSIBLE.** Capable of being reached quickly for operation, renewal or inspection without requiring those to whom ready access is requisite to climb over or remove obstacles or to resort to portable ladders or access equipment (see "Accessible").~~

Add new definition as follows:

READY ACCESS (TO) That which enables a device, appliance or equipment to be directly reached, without requiring the removal or movement of any panel, or similar obstruction.

ACCESS (TO) That which enables a device, appliance or equipment to be reached by ready access or by a means that first requires the removal or movement of a panel, or similar obstruction.

Revise as follows:

R303.3 (N1101.12) Maintenance information. Maintenance instructions shall be furnished for equipment and systems that require preventive maintenance. Required regular maintenance actions shall be clearly stated and incorporated on a readily accessible visible label. The label shall include the title or publication number for the operation and maintenance manual for that particular model and type of product.

R403.5.1 (N1103.5.1) Heated water circulation and temperature maintenance systems (Mandatory). Heated water circulation systems shall be in accordance with Section R403.5.1.1. Heat trace temperature maintenance systems shall be in accordance with Section R403.5.1.2. Automatic controls, temperature sensors and pumps shall be accessible in a location with access. Manual controls shall be readily accessible in a location with ready access.

R403.10.1 (N1103.10.1) Heaters. The electric power to heaters shall be controlled by a readily accessible ~~an~~ on-off switch that is an integral part of the heater mounted on the exterior of the heater, or external to and within 3 feet (914 mm) of the heater in a location with ready access. Operation of such switch shall not change the setting of the heater thermostat. Such switches shall be in addition to a circuit breaker for the power to the heater. Gas-fired heaters shall not be equipped with continuously burning ignition pilots.

Reason: CE137-16 Part 1 was approved by the commercial energy and disapproved by the residential energy. The committee's reason was "These terms are going to be too difficult to explain to contractors." The intent of this proposal is for clarification of terminology. This proposal will clarify where the provisions are for access for repair, not accessibility for persons with disabilities.

The term 'accessible' is defined in the IBC and relates to elements and facilities that serve or have special accommodations for persons with mobility impairments. The IPC and IMC use the term "Access (to)" or "Ready Access" for access to equipment which is proposed here for the IECC. There is a similar proposal for the IRC. A similar proposal was approved for the International Plumbing Code as part of Group A - P84-15. One new definition in the Commercial Energy picked up "accessible". That should be revised.

Cost Impact: None: This is an editorial issue with no code changes.

ADM 23

Intent: Coordination with ADM 15 (Certificate of Occupancy)

9-28-2018 – Work group suggested the “notice of approval” should be a separate section similar to “certificate of occupancy”

IECC – Commercial

Locate after Inspection Section - Example

SECTION C106 **NOTICE OF APPROVAL**

C106.1 ~~C105.7~~ **Approval.** After the prescribed tests and inspections indicate that the work complies in all respects with this code, a **notice of approval** shall be issued by the *code official*.

C106.1.1 ~~C105.7.1~~ **Revocation.** The *code official* is authorized to suspend or revoke, in writing, a **notice of approval** 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, premise, or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

IECC- Residential

R105.7 Approval. After the prescribed tests and inspections indicate that the work complies in all respects with this code, a notice of approval shall be issued by the *code official*.

R105.7.1 Revocation. The *code official* is authorized to, in writing, suspend or revoke a notice of approval 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, premise, or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

IPC

[A] 107.3.2 Written report. The registered design professional shall submit a final report in writing to the code official upon completion of the installation, certifying that the *alternative engineered design* conforms to the *approved* construction documents. A notice of approval for the plumbing system shall not be issued until a written certification has been submitted.

[A] 107.5 Approval. After the prescribed tests and inspections indicate that the work complies in all respects with this code, a notice of approval shall be issued by the code official.

[A] 107.5.1 Revocation. The code official is authorized to, in writing, suspend or revoke a notice of approval issued under the provisions of this code wherever the notice is issued in error, or on the basis of incorrect information supplied, or where it is determined that the building or structure, premise or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

IMC

[A] 107.4 Approval. After the prescribed tests and inspections indicate that the work complies in all respects with this code, a notice of approval shall be issued by the code official.

[A] 107.4.1 Revocation. The code official is authorized to, in writing, suspend or revoke a notice of approval issued under the provisions of this code wherever the notice is issued in error, on the basis of incorrect information supplied, or where it is determined that the building or structure, premise or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

IFGC

[A] 107.4 Approval. After the prescribed tests and inspections indicate that the work complies in all respects with this code, a notice of approval shall be issued by the code official.

[A] 107.4.1 Revocation. The code official is authorized to, in writing, suspend or revoke a notice of approval issued under the provisions of this code wherever the notice is issued in error, or on the basis of incorrect information supplied or where it is determined that the building or structure, premise, or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

ISPSC

[A] 106.12.2 Written report. The registered design professional shall submit a final report in writing to the code official upon completion of the installation, certifying that the alternative engineered design conforms to the *approved* construction documents. A notice of approval for the system shall not be issued until a written certification has been submitted.

[A] 106.17 Approval. After the prescribed tests and inspections indicate that the work complies in all respects with this code, a notice of approval shall be issued by the code official.

[A] 106.17.1 Revocation. The code official is authorized to, in writing, suspend or revoke a notice of approval issued under the provisions of this code wherever the notice is issued in error, or on the basis of the incorrect information supplied, or where it is determined that the building or structure, premise, system or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

IPSDC

[A] **107.2.2 Written report.** The registered design professional shall submit a final report in writing to the code official upon completion of the installation, certifying that the alternative engineered design conforms to the approved construction documents. A notice of approval for the *private sewage disposal system* shall not be issued until a written certification has been submitted.

[A] **107.7 Approval.** After the prescribed inspections indicate that the work complies in all respects with this code, a notice of approval shall be issued by the code official.

[A] **107.7.1 Revocation.** The code official is authorized to, in writing, suspend or revoke a notice of approval issued under the provisions of this code wherever the notice is issued in error, on the basis of incorrect information supplied, or where it is determined that the building or structure, premise or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.