

RESOLUTION NO. 16-06

A RESOLUTION ADOPTING THE BUTLER COUNTY BUILDING CODE BY REFERENCE PURSUANT TO K.S.A. 12-3303 *et seq.*, AND CHANGING, ADDING, AND OMITTING VARIOUS PROVISIONS NOTED WITHIN THIS RESOLUTION

WHEREAS, the Board of County Commissioners of Butler County, Kansas, is authorized by K.S.A. 19-101 *et seq.* to officially adopt, incorporate, and promulgate by resolution, codes, rules and regulations by reference within the unincorporated areas of Butler County, Kansas;

WHEREAS, the Board of County Commissioners of Butler County, Kansas has determined that adopting and amending the codes, rules and regulations would be consistent with the codes, rules and regulations being utilized by the majority of governmental entities in Butler County, Kansas and would reduce the confusion experienced by contractors in determining what particular code is applicable for any given location; and

WHEREAS, following publication of a Notice of Public Hearing in the Official County newspaper, the Board of County Commissioners of Butler County, Kansas, did on January 5, 2016 conduct a public hearing to consider the adoption of proposed amendments to the Butler County Building Code and after hearing from all interested parties and being advised by staff, did approve said changes, additions and omissions.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Butler County, Kansas, adopts and amends the Butler County Building Code as incorporated by reference in this Resolution as follows:

ARTICLE 1. ADMINISTRATION, PERMITS, LICENSING AND FEES

101. Title.

This article shall be known as the Administration, Permits, Licensing and Fees section of the Butler County Building Code adopted by Resolution 98-73, September 29, 1998, by the Board of County Commissioners.

102. Permit fees. Resolution 99-02 / 1997 Uniform Building Code, Exemptions: As set forth in Resolution 98-73, Article 1; General Provisions.

103. Contractor licensing requirements.

(a) **CONTRACTOR; DEFINITION.** A contractor, within the meaning of this Article, is any person who undertakes, with or for another, to build, construct, alter, repair, add to or wreck any building or structure, or any portion thereof, within the boundaries of unincorporated Butler County, Kansas for which a permit is required; or who advertises or otherwise represents to the public to have the capacity or ability to undertake to build, construct, alter, repair, add to or wreck any building or structure, either on contractors property or other property, for purposes of speculation. A contractor shall be responsible for all work included in any contract, whether or not the contractor does such work directly or by a subcontractor. The contractor shall be responsible for all funds or property received by the contractor for prosecution or completion of a specific contract or for a specific purpose.

(b) **LICENSE REQUIRED.**

- (1) A Building Trade license shall be issued to a person in responsible charge of a business or corporation. A Building Trade license shall not be issued to a business or corporation without naming an individual as the license holder. Contact information for any licensed individual must include; name, current address for both work and home, e-mail address and any phone, fax or mobile telephone numbers assigned to the individual or the business or entity represented by the individual. No building permit for any work covered by the provisions of this Article shall be issued to any contractor who has not first obtained the applicable license, who is delinquent in any payment or fee(s), or whose license has been revoked by action of the governing body. It is further unlawful for any person to enter into a contract with another so as to bring him/herself under the classification of a contractor as defined in this Article for any work under a contract, without having first obtained a contractor's license.
- (2) WORK PERFORMED BY OWNER. The owner of any single family dwelling not exceeding two stories in height, shall not be required to obtain a contractor's license, but shall be required to obtain permits, to construct, enlarge, alter, repair, improve, convert or perform any work on the residence, except as exempted by the Residential Building Code as referenced in Article 6 of the Building Code of Butler County. Licenses shall be required for all work performed by subcontractors. Owners of commercial or industrial properties shall comply with licensing and permitting requirements prior to the performance of any work regulated by this Section.

(c) LICENSE FEE. The Building Trade license fee shall be fifty dollars (\$50.00) for each license issued.

(d) LICENSE EXPIRATION. All Building Trade licenses shall expire on December 31st of the year in which the license is issued. License renewal application forms will be mailed by the Building Department to all currently licensed contractors prior to the expiration date. Any licenses renewed on or before December 31st shall require payment of the license fee set forth in Paragraph (c) of this section.

(e) LICENSES IN EFFECT. All valid and existing contractors licenses issued prior to the adoption of this Ordinance shall remain valid and may be renewed as required by Section 103(d).

(f) CERTIFICATE OF INSURANCE. Prior to the issuance of a Building Trade license, the applicant shall file a certificate of insurance reflecting comprehensive general liability insurance coverage in an amount not less than one hundred thousand dollars (\$100,000.00) for each occurrence and aggregate for bodily injury and property damage combined. Comprehensive general liability shall include the following coverage: independent contractor and contractual. Upon receipt of any notice of cancellation or alteration of said insurance, Contractor shall within five (5) days procure other policies of insurance in compliance with this Article of the Butler County Building Code and if the Contractor fails to provide, procure and deliver acceptable certificates thereof, it shall be cause for immediate cancellation of the Contractor's license.

(g) REVOCATION OF LICENSE. Any person, firm or corporation licensed to do business as a Contractor may have said license revoked, suspended or denied by the governing body or Board of Appeals provided that person, firm or corporation is served with notice to appear at a hearing before the governing body or Board of Appeals to show cause why said license should not be revoked. The Building Official may issue a letter of conditions or violations prior to serving such notice. A notice to appear must be served not less than five (5) days prior to the hearing. Failure to appear shall constitute a waiver to show cause and the governing body or Board of Appeals may revoke, suspend or deny a license application without further consideration.

(h) PENALTIES. As set forth in Resolution 98-73, Article 7: Penalties.

104. **Board of appeals.** As set forth in Resolution 98-73, Article 4: Board of Appeals.
105. **Official copies. As set forth in K.S.A. 12-3304. Counties; adoption of codes by reference; filing copy of adopted code; furnishing copies.** As set forth in Butler County Resolution 98-73, Article 3: ADOPTION BY INCORPORATION

ARTICLE 2. BUILDING CODE OF BUTLER COUNTY

201. International Building Code incorporated.

The *International Building Code*, 2006 Addition, including appendix chapters C, E, and K is hereby incorporated by reference herein as Article 2 of the aforementioned Butler County Building Code, save, and except such portion as are hereinafter or may hereafter be deleted or amended, as authorized and in the manner prescribed by the provisions of K.S.A. 12-3303.

202. Same; deletions.

- (a) Section 101.4.4 is hereby deleted in its entirety.
- (b) Section 101.4.5 is hereby deleted in its entirety.
- (c) Section 101.4.7 is hereby deleted in its entirety.
- (d) Section 103 is hereby deleted in its entirety.
- (e) Section 109.3.5 is hereby deleted in its entirety.
- (f) Section 109.3.7 is hereby deleted in its entirety.
- (g) Section 305.2 is hereby deleted in its entirety.

203. Amendments.

- (a) 101.1.TITLE. These regulations shall be known as the Building Code of Butler County, hereinafter referred to as the "Building Code," the "I.B.C.," or "this code."
- (a) 101.4 REFERENCE CODES.
 - 101.4.1. Whenever used in the Building Code, the term "ICC Electrical Code" shall be construed to mean the current Electrical Code of Butler County.
 - 101.4.2. Whenever used in the Building Code, the term "International Fuel Gas Code" shall be construed to mean the current Plumbing or Fuel Gas Code of Butler County.
 - 101.4.3. Whenever used in the Building Code, the term "International Mechanical Code" shall be construed to mean the current Mechanical Code of Butler County.
 - 101.4.4. Whenever used in the Building Code, the term "International Plumbing Code" shall be construed to mean the current Plumbing Code of Butler County.
 - 101.4.5. Whenever used in the Building Code, the term "International Residential Code" shall be construed to mean the current Residential Building Codes of Butler County.
 - 101.4.6. Whenever used in the Building Code, the term "International Fire Code" shall be construed to mean the current Fire Codes of Butler County.
- (b) 104.6 RIGHT OF ENTRY: The Building Official shall have authority to enter upon premises at reasonable hours for the purpose of making such inspections. Entry shall be made so as to cause the least possible inconvenience to any person in possession of the structure. If entry is denied, the enforcing officer may seek an order for this purpose from a court of competent jurisdiction.
- (c) 108.2 is amended to include new sections 108.2.1 and 108.6 which shall read as follows:
 - 108.2.1 FEE SCHEDULE. As set forth in Butler County Resolution 99-02.
 - 108.6 FEE REFUND. The Building Official shall authorize any refunding of fees.
- (e) 112 BOARD OF APPEALS. As set forth in Butler County Resolution 98-73, Article 4.
- (f) 113.4 VIOLATION PENALTIES. As set forth in Butler County Resolution 98-73, Article 7.
- (g) 1604.8 ANCHORAGE shall be amended to read as follows:

- (h) 1604.8.1 General. All structures, including accessory structures shall be anchored to the ground to meet the requirements of this code. Anchorage of the roof to walls and columns, and of walls and columns to foundations, shall be provided to resist the uplift and sliding forces that result from the application of the prescribed loads.
- (i) 1805.2.1 Frost protection. Except where otherwise protected from frost, foundation walls, piers and other permanent supports of buildings and structures shall be protected by one or more of the following methods:
 - (1) Extending below the frost line of the locality;
 - (2) Constructing in accordance with ASCE 32;
 - (3) Erecting on solid rock; or
Exception: Freestanding buildings meeting all of the following conditions shall not be required to be protected:
 - (4) Protection of freestanding accessory structures with an area of 400 square feet or less, of light framed construction, with eaves of 10 feet or less shall not be required. Footings shall not bear on frozen soil unless such frozen condition is of a permanent character.

ARTICLE 3. MECHANICAL CODE OF BUTLER COUNTY

301. International Mechanical Code incorporated.

The *International Mechanical Code*, 2006 Edition, including all appendix chapters is hereby incorporated by reference herein as Article 3 of the aforementioned Butler County Building Code, save and except for any portion as are hereinafter or may hereafter be deleted or amended, as authorized and in the manner prescribed by the provisions of K.S.A. 12-3303.

302. Deletions.

- (a) 102.8 Referenced codes and standards is hereby deleted in its entirety and a new Section 102.8 is hereby adopted below.
- (b) 103 is hereby deleted in its entirety.
- (c) 301.2 Energy Utilization is hereby deleted in its entirety.

303. Amendments.

- (a) 101.1 TITLE. These regulations shall be known as the Mechanical Code of Butler County, hereinafter referred to as the “mechanical code,” the “I.M.C.,” or “this code.”
- (b) 102.8 REFERENCE CODES and STANDARDS
 - (1) Whenever used in the Mechanical Code, the term “ICC Electrical Code” shall be construed to mean the current Electrical Code of Butler County.
 - (2) Whenever used in the Mechanical Code, the term “International Fuel Gas Code” shall be construed to mean the current Plumbing or Fuel Gas Code of Butler County.
 - (3) Whenever used in the Mechanical Code, the term “International Plumbing Code” shall be construed to mean the current Plumbing Code of Butler County.
 - (4) Whenever used in the Mechanical Code, the term “International Building Code” shall be construed to mean the current Building Code of Butler County.
 - (5) Whenever used in the Mechanical Code, the term “International Residential Code” shall be construed to mean the current Residential Code of Butler County.
 - (6) Whenever used in the Mechanical Code, the term “International Fire Code” shall be construed to mean the current Fire Code of Butler County.
- (c) 104.5 RIGHT OF ENTRY. The Building Official shall have authority to enter upon premises at reasonable hours for the purpose of making such inspections. Entry shall be made so as to cause the least possible inconvenience to any person in possession of the structure. If entry is

denied, the enforcing officer may seek an order for this purpose from a court of competent jurisdiction.

- (d) 106.5.2 FEE SCHEDULE. As set forth in Butler County Resolution 99-02.
- (e) 106.5.3 FEE REFUND. The Building Official shall authorize any refunding of fees.
- (f) 108 VIOLATIONS is amended as follows:
 - (1) Section 108.4 Violation penalties. As per Butler County Resolution 98-73, Article 7.
 - (2) Section 108.5 Stop work orders. Any person who shall continue any work after having been served with a stop work order, except such work as that person was directed to perform to remove a violation of unsafe condition, shall be subject to Resolution 98-73, Article 7.
- (g) 109 MEANS OF APPEAL. As set forth in Butler County Resolution 98-73, Article 4.
- (h) 305.5 Protection against physical damage in concealed locations where piping, other than cast-iron or galvanized steel, is installed through holes or notches in studs, joists, rafters, plates or similar members less than 1 inch from the nearest edge of the member, the pipe shall be protected by shield plates. Protective shield plates shall be a minimum of 0.062-inch thick steel, and shall cover the area where the member is notched or bored.

303.1. Effect on prior ordinances. All prior resolutions of Butler County in conflict with the forgoing are hereby repealed to the extent that such conflicts exist.

303.2. Severability. If any section, sub-section, sentence, clause or phrase of this ordinance or of the Code is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this amendment and Code.

ARTICLE 4. ELECTRICAL CODE OF BUTLER COUNTY

401. National electric code incorporated.

The *National Electrical Code*, 2005 Edition, is hereby incorporated by reference herein as Article 4 of the aforementioned Butler County Building Code, save and except for any portion as are hereinafter or may hereafter be deleted or amended, as authorized and in the manner prescribed by the provisions of K.S.A. 12-3303.

401.1. IBC Appendix K; ICC Electrical Code Administrative provisions incorporated.

~~The *International Code Council Electrical Code Administrative Provisions*, 2006 Edition, is hereby incorporated by reference herein and made a part of this Chapter and shall be subsection 401.1 of Article 4 of the of the aforementioned Butler County Building Code, save and except for any portion as are hereinafter or may hereafter be deleted or amended, as authorized and in the manner prescribed by the provisions of K.S.A. 12-3303.~~

402. Amendments.

- (a) 101 TITLE. These regulations shall be known as the Electrical Code of Butler County, hereinafter referred to as the “electrical code,” the “N.E.C.,” or “this code.”
- (b) 102 REFERENCE CODES.
 - (1) Whenever used in the Electrical Code, the term “IFC Fire Code” shall be construed to mean the current Fire Code of Butler County.
 - (2) Whenever used in the Electrical Code, the term “International Fuel Gas Code” shall be construed to mean the current Plumbing or Fuel Gas Code of Butler County.
 - (3) Whenever used in the Electrical Code, the term “International Mechanical Code” shall be construed to mean the current Mechanical Code of Butler County.

- (4) Whenever used in the Electrical Code, the term “International Plumbing Code” shall be construed to mean the current Plumbing Code of Butler County.
- (5) Whenever used in the Electrical Code, the term “International Building Code” shall be construed to mean the current Building Codes of Butler County.
- (c) 103 FEE SCHEDULE. As set forth in Butler County Resolution 99-02.
- (d) 103.1 FEE REFUND. The Building Official shall authorize the refunding of fees.
- (e) 104 VIOLATION PENALTIES. As set forth in Butler County Resolution 98-73, Article 7.
- (f) 105 STOP WORK ORDERS. Any person who shall continue any work after having been served with a stop work order, except such work as that person was directed to perform to remove a violation of unsafe condition, shall be subject to Resolution 98-73, Article 7.
- (g) 210.8 GROUND-FAULT INTERRUPTER PROTECTION, subsection (A) (5) *Exception* No.3 to (5) A single receptacle supplying only a permanently installed fire alarm or burglar alarm system, which is supplied by a dedicated branch circuit, shall not be a permanently installed sump pump, or sewer ejector pump, which is supplied a branch circuit, shall not be required to have ground-fault circuit-interrupter protection. Receptacles installed under the exception to 210.8(A)(5) shall not be considered as meeting the requirements of 210.52(G).
- (h) 210.12 ARC-FAULT PROTECTION (B) Dwelling Units shall be amended to read as follows:
(B) Dwelling Unit Bedrooms. All 120-volt, single phase, 15- and 20- ampere branch circuits supplying outlets installed in dwelling unit bedrooms shall be protected by a listed arc-fault circuit-interrupter, combination type installed to provide protection of the branch circuit.
- (i) 300.11 SECURING AND SUPPORTING, subsection (A) (2) Exception shall be amended to read as follows: The ceiling support system shall be permitted to support branch – circuit wiring and associated equipment where installed in accordance with the ceiling system manufacturer’s instructions. Flexible metal conduit no larger than ½ inch trade size with listed clips or devices may be supported by the ceiling supports.
- (j) 334.12 USES NOT PERMITTED, subsection (A) shall be amended to include a new section (11) Multi-story commercial wood structures.

403. Deletions.

- (a) K102.1.3 is hereby deleted in its entirety.
- (b) K301 is hereby deleted in its entirety.
- (c) 300.5 (A), (D), (E), and Table 300.5 are hereby deleted in their entirety.
- (d) Table reference 300.50 (1) is hereby deleted in its entirety.
- (e) 404 is hereby deleted in its entirety.
- (e) 702.1.7 is hereby deleted in its entirety.
- (f) Chapter 12 is hereby deleted in its entirety.

404. Amendments.

- (a) 302.7 RIGHT OF ENTRY. The Building Official shall have authority to enter upon premises at reasonable hours for the purpose of making inspections. Entry shall be made so as to cause the least possible inconvenience to any person in possession of the structure. If entry is denied, the Building Official may seek an order for this purpose from a court of competent jurisdiction.
- (b) CHAPTER 11 Means of Appeal. As set forth in Butler County Resolution 98-73, Article 4.

405. Effect on prior ordinances.

All prior resolutions of Butler County in conflict with the foregoing are hereby repealed to the extent that such conflicts exist.

406. Severability.

If any section, sub-section, sentence, clause or phrase of this ordinance or of the Code is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance and Code.

407. Adoption of Rules and Regulations.

The Building Official shall have the authority to promulgate such rules and regulations as are necessary to carry out the purpose of the National Electrical Code as adopted in Section 401.

ARTICLE 5. PLUMBING CODE OF BUTLER COUNTY

501. Uniform Plumbing Code incorporated.

The *Uniform Plumbing Code*, 2006 Edition, including all appendix chapters is hereby incorporated by reference herein as Article 6 of the aforementioned Butler County Building Code, save and except for any portion as are hereinafter or may hereafter be deleted or amended, as authorized and in the manner prescribed by the provisions of K.S.A. 12-3303.

502. Deletions.

- (a) 413.0 Plumbing Fixtures Required and the corresponding table. Table 2909.1 shall be deleted in their entirety.
- (b) 1204.3.2 Final Piping Inspection is hereby deleted in its entirety.
- (c) Appendix A is deleted.
- (d) Appendix B is deleted.
- (e) Appendix D is deleted.
- (f) Appendix E is deleted.
- (g) Appendix F is deleted.
- (h) Appendix K is deleted.
- (i) Appendix L is deleted.

503. Amendments.

- (a) 101.1 TITLE. These regulations shall be known as the Plumbing Code of Butler County, hereinafter referred to as the "plumbing code," the "U.P.C.," or "this code."
- (b) 102 is amended as follows:
 - (1) Section 102.2.2 RIGHT OF ENTRY. The Building Official shall have authority to enter upon premises at reasonable hours for the purpose of making inspections. Entry shall be made so as to cause the least possible inconvenience to any person in possession of the structure. If entry is denied, the Building Official may seek an order for this purpose from a court of competent jurisdiction.
 - (2) Section 102.3.2 VIOLATION PENALTIES. As set forth in Butler County Resolution 98-73, Article 7.
- (c) 103.4 103.4 FEE SCHEDULE. As set forth in Butler County Resolution 99-02, Article 1.
- (d) 103.4.5.1 FEE REFUND. The Building Official shall authorize the refunding of fees.
- (e) 401.1 QUALITY OF FIXTURES. Plumbing fixtures shall be constructed of dense, durable, non-absorbent materials and shall have smooth, impervious surfaces, free from unnecessary concealed fouling surfaces. Hot or tempered water shall be supplied to all plumbing fixtures and equipment utilized for culinary purposes, cleaning, laundry, and janitorial closets. Tempered water shall be supplied for hand-washing and bathing facilities.

(f) 404.2 CONNECTIONS. Exception: Removing gypsum wallboard is permitted to allow for sufficient access.

(g) 603.3. GENERAL REQUIREMENTS is amended as follows:

(1) Section 603.3.8. In cold climate areas, backflow assemblies and devices may be protected from freezing with an outdoor enclosure or by a method acceptable to the authority having jurisdiction.

(2) Section 603.4.6.1. Potable water supplies to systems having no pumps or connections for pumping equipment, and no chemical injection or provisions for chemical injection, shall be protected by one of the following devices:

(A) Pressure vacuum breaker;

(B) Spill-resistant pressure vacuum breaker; and

(C) Reduced-pressure backflow preventer.

(h) 712.1 MEDIA. The piping of the plumbing, drainage, and venting systems shall be tested with water or air. The authority having jurisdiction may require the removal of any cleanouts, etc., to ascertain whether the pressure has reached all parts of the system. After the plumbing fixtures have been set and their traps filled with water, they shall be submitted to a final test.

(i) 908.4.1 BATHROOM WET VENTING. Where permitted. Any combination of fixtures within one (1) or two (2) bathrooms located on the same floor level may be permitted to be vented by a wet vent. The wet vent shall be considered the vent for the fixtures and shall extend from the connection of the dry vent along the direction of the flow in the drain pipe to the most downstream fixture drain connection to the horizontal branch drain. Only the fixtures within the bathroom(s) shall connect to the wet vented horizontal branch drain. Any additional fixtures shall discharge downstream of the wet vent system and be conventionally vented.

504. Effect on prior ordinances.

All prior resolutions of Butler County in conflict with the forgoing are hereby repealed to the extent that such conflicts exist.

505. Severability.

If any section, sub-section, sentence, clause or phrase of this ordinance or of the Code is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance and Code.

ARTICLE 6. RESIDENTIAL CODE OF BUTLER COUNTY

601. International Residential Code incorporated.

The *International Residential Code*, 2006 Edition, including all appendix chapters is hereby incorporated by reference herein and made a part of the Code of Butler County, save, and except such portions as are hereinafter or may hereafter be deleted or amended, as authorized and in the manner prescribed by the provisions of K.S.A. 12-3303.

602. Deletions.

(a) R103 is hereby deleted in its entirety.

(b) R106.1.3 is hereby deleted in its entirety.

(c) R109.1.3 is hereby deleted in its entirety.

(d) R319.1 subsection 7. is hereby deleted in its entirety.

(e) R801.3 is hereby deleted in its entirety.

(f) E3802 is hereby deleted in its entirety.

603. Amendments.

Changes, additions, and deletions to sections of the International Residential Code, 2006 Edition and the appendices thereto are adopted only as set forth hereinafter:

- (a) 101.1 TITLE. These regulations shall be known as the Residential Code of Butler County, hereinafter referred to as the “residential code,” the “I.R.C.,” or “this code.”
- (b) 102.4.2 REFERENCE CODES.
 - (1) Whenever used in the Residential Code, the term “ICC Electrical Code” shall be construed to mean the current Electrical Code of Butler County
 - (2) Whenever used in the Residential Code, the term “International Fuel Gas Code” shall be construed to mean the current Plumbing or Flue Gas Code of Butler County.
 - (3) Whenever used in the Residential Code, the term “International Mechanical Code” shall be construed to mean the current Mechanical Code of Butler County.
 - (4) Whenever used in the Residential Code, the term “International Plumbing Code” shall be construed to mean the current Plumbing Code of Butler County.
 - (5) Whenever used in the Residential Code, the term “International Building Code” shall be construed to mean the current Building Codes of Butler County.
- (c) R104.6 RIGHT OF ENTRY. The Building Official shall have authority to enter upon premises at reasonable hours for the purpose of making inspections. Entry shall be made so as to cause the least possible inconvenience to any person in possession of the structure. If entry is denied, the Building Official may seek an order for this purpose from a court of competent jurisdiction.
- (d) R106.3.1 APPROVAL of CONSTRUCTION DOCUMENTS. When the Building Official issues a permit, the construction documents shall be approved, in writing or by stamp which states “Released for Construction”. One set of construction documents so reviewed shall be retained by the Building Official. The other set shall be returned to the applicant and shall be available for inspection by the Building Official or his or her authorized representative.
- (e) R108.2 is amended to include new sections 108.2.1 and 108.6 which shall read as follows:
 R108.2.1 FEE SCHEDULE. As set forth in Butler County Resolution 99-02, Article 1.
 R108.6 FEE REFUND. The code official shall authorize the refunding of fees.
- (f) R112 BOARD OF APPEALS. As set forth in Butler County Resolution 98-73 Article 4.
- (g) R113.4 VIOLATION PENALTIES. As set forth in Butler County Resolution 98-73, Article 7.
- (h) R114.2 UNLAWFUL CONTINUANCE. Any person who shall continue any work after having been served with a stop work order, except such work as that person was directed to perform to remove a violation of unsafe condition, shall be subject to Resolution 98-73, Article 7.
- (i) R301.2(1) Climatic and Geographic Design Criteria, Insert:

Ground Snow Load	15psf
Wind Speed (mph)	90mph
Seismic Design Category:	A
Weathering:	Severe
Frost Line Depth:	30 inches
Termite:	Moderate to Heavy
Winter Design Temp:	7
Ice Barrier Underlayment Required	No
Flood Hazard:	FIRM 20015C; June 6, 2009
Air Freezing Index	0-1000
Mean Annual Temp:	55°-60°

- (j) R303.6 STAIRWAY ILLUMINATION. All interior and exterior stairways shall be provided with a means to illuminate the stairs, including the landings and treads. Interior stairways shall be provided with an artificial light source located in the immediate vicinity of each landing of the stairway. Exterior stairways shall be provided with an artificial light source located in the

immediate vicinity of the top landing of the stairway. Exterior stairways providing access to a basement from the outside grade level shall be provided with an artificial light source located in the immediate vicinity of the bottom landing of the stairway.

- (k) R310.1.3 MINIMUM OPENING WIDTH. The minimum net clear opening width shall be 17 inches (432 mm) for casement windows.
- (l) R311.4.3 LANDINGS AT DOORS. Subsection Exceptions:1; Where a stairway with 30" total rise or less is located on the exterior side of a door, other than the required exit door, a landing is not required for the exterior side of the door provided the door, other than an exterior storm or screen door does not swing over the stairway.
- (m) R313.2.1 ALTERATIONS, REPAIRS, AND ADDITIONS. Where the installation of hard-wired and interconnected smoke alarms is not technically feasible, battery operated smoke alarms shall be installed. The Building Official shall have the authority to determine what is technically feasible. All dwelling units, including existing dwelling units and unfinished spaces as per construction documentation, shall have smoke alarms, either hard-wired or battery operated in all locations that require smoke alarms.
- (n) R403.1.4.1 FROST PROTECTION subsection Exceptions: shall be amended to read as follows:
 - (1) Protection of freestanding accessory structures with an area of 400 square feet or less, of light framed construction, with eaves of 10 feet or less shall not be required.
 - (2) Decks not supported by a dwelling need not be provided with footings that extend below the frost line.
- (o) R403.1.6 FOUNDATION ANCHORAGE. All structures, including accessory structures shall be anchored to the ground to meet the requirements of this code.
- (p) R502.11.4 TRUSS DESIGN DRAWINGS. Truss prints may be required by the Building Official for review prior to construction. Truss prints shall be available on the job site during inspections. Truss print design specifications shall be submitted to the Building Official upon receipt of same, specifying location and design loads.
- (q) R807.1 ATTIC ACCESS. Buildings with combustible ceiling or roof construction shall have an attic access opening to attic areas that exceed 120 square feet (11 m²) and have a vertical height of 30 inches (762 mm) or more. The rough-framed opening shall not be less than 22 inches by 30 inches (559 mm by 762 mm) and shall be located in a hallway or other readily accessible location. A 30 inch (762 mm) minimum unobstructed headroom in the attic space shall be provided at some point above the access opening. See Section M1305.1.3 for access requirements where mechanical equipment is located in attics.
- (r) M1308.2 PROTECTION AGAINST PHYSICAL DAMAGE. In concealed locations where piping, other than cast iron or galvanized steel, is installed through holes or notches in studs, joists, rafters or similar members less than 1.5 inches (38 mm) from the nearest edge of the member, the pipe shall be protected by shield plates. Protective shield plates shall be a minimum of 0.062 - inch - thick (1.6 mm) steel, shall cover the area of the pipe where the member is notched or bored.
- (s) G2415.1 PROHIBITED LOCATIONS. Exception: Such piping may be installed through ventilated attic spaces with limited or no tenant access.
- (t) G2415.5 PROTECTION AGAINST PHYSICAL DAMAGE. In concealed locations, where piping other than black or galvanized steel is installed through holes or notches in wood studs, joists, rafters or similar members less than 1.5 inches (38 mm) from the nearest edge of the member, the pipe shall be protected by shield plates. Shield plates shall be a minimum of 1/16-inch - thick (1.6 mm) steel, shall cover the area of the pipe where the member is notched or bored.
- (u) P2603.6.1 SEWER DEPTH. Building sewers that connect to private sewage disposal systems shall be a minimum of 12" inches (305 mm) below finished grade at the point of septic tank connection. Building sewers shall be a minimum of 12" inches (305 mm) below grade.
- (v) P3114.3 WHERE PERMITTED. Air admittance valves may be permitted when conventional venting may not be practical if approved by the code official.

(w) E3508.1 GROUNDING ELECTRODE SYSTEM. Concrete encased electrode systems, as specified in section E3508.1.2 shall be present at each building or structure to form the grounding electrode system. Exception: Concrete encased electrodes of existing buildings or structures shall not be required to be part of the grounding electrode system where the steel reinforcing bars or rods are not accessible for use without disturbing the concrete. In such cases one or more of the electrodes specified in Sections E3508.1.1, E3508.1.3, E3508.1.4 and E3508.1.5 shall be installed and used.

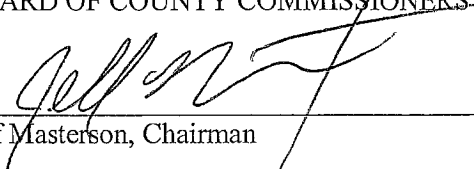
605. Adoption of rules and regulations.

The Building Official shall have the authority to promulgate such rules and regulations as are necessary to carry out the purpose of the Residential Code as adopted in Section 601.

This Code shall become effective from and after the date of adoption by the Board of County Commissioners and publication of the adopting resolution in the official County newspaper.

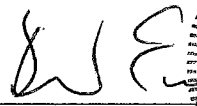
EXECUTED this 23rd day of February, 2016.

BOARD OF COUNTY COMMISSIONERS



Jeff Masterson, Chairman

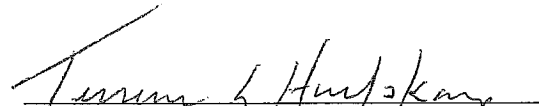
ATTEST



Don Engels, County Clerk



APPROVED AS TO FORM



Terrence L. Huelskamp, County Counselor