

**CHAPTER 1
INTERNATIONAL BUILDING CODE**

SECTION:

- 7-1-1: International Building Code Adopted
- 7-1-2: Amendments to the International Building Code

7-1-1: INTERNATIONAL BUILDING CODE ADOPTED:

(A) International Building Code Adopted: The International Building Code, 2015 Edition, published by the International Code Council, Inc., is hereby adopted as an official code of the City, except the portions deleted, modified or amended by the provisions of this Chapter.

(B) Code on File: One (1) copy of the International Building Code, 2015 Edition, shall be retained by the Clerk for use and examination by the public. (Ord. 3152, 12-21-2017; Ord. 3365, 1-14-21)

7-1-2: AMENDMENTS TO THE INTERNATIONAL BUILDING CODE:

(A) A new Section, Section 101.2.2, Scope, shall be added to the International Building Code, 2015 Edition, as follow:

101.2.2 Scope. The provisions of this Code shall serve as the administrative, organizational and enforcement rules and regulations for the technical codes which regulate site preparation and construction, alteration, moving, demolition, repair, use and occupancy of buildings, structures and building service equipment within this jurisdiction. If there is any conflict between the International Building Code, 2015 Edition, and any other technical code, the International Building Code, 2015 Edition, shall control.

(B) Section 101.4.4, Plumbing, of the International Building Code, 2015 Edition, shall be amended to read as follows:

101.4.4 Plumbing. The provisions of the Idaho State Plumbing Code shall apply to the installation, alterations, repairs and replacement of plumbing systems, including equipment, appliances, fixtures, fittings and appurtenances, and where connected to a water or sewage system and all aspects of a medical gas system.

(C) Section 104.6, Right of entry, of the International Building Code, 2015 Edition, shall be amended to read as follows:

104.6 Right of entry. Where it is necessary to make an inspection to enforce the provisions of this Code, or where the building official has reasonable cause to believe that there exists in a structure or upon a premises a condition which is contrary to or in violation of this Code which makes the structure or premises unsafe, dangerous or hazardous, the building official is authorized to enter the structure or premises at

reasonable times to inspect or to perform the duties imposed by this Code, provided that if such structure or premises be occupied that credentials be presented to the occupant and entry requested. If such structure or premises is unoccupied, the building official shall first make a reasonable effort to locate the owner or other person having charge or control of the structure or premises and request entry. If entry is refused, or if the owner or person in control cannot be located, the building official shall have recourse to the remedies provided by law to secure entry.

(D) Section 113.2, Limitations on authority, of the International Building Code, 2015 Edition, shall be amended to read as follows:

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 pursuant to the criteria set forth in section 104.11 of the International Building Code, 2012 Edition. The board shall have no authority to waive requirements of this Code.

(E) Section 305.2.3 shall be amended to read as follows:

305.2.3. Twelve (12) or fewer children in a dwelling unit. A facility such as the above within a dwelling unit and having twelve (12) or fewer children receiving such day care shall be classified as a Group R-3 occupancy or shall comply with the International Residential Code.

(F) Section 308.6.4 shall be amended to read as follows:

308.6.4. Persons receiving care in a dwelling unit. A facility such as the above within a dwelling unit and having twelve (12) or fewer children receiving day care or having five (5) or fewer persons receiving custodial care shall be classified as a Group R-3 occupancy or shall comply with the International Residential Code.

(G) Section 310.5 shall be amended to read as follows:

310.5. Residential Group R-3. Residential Group R-3 occupancies where the occupants are primarily permanent in nature and not classified as Group R-1, R-2, R-4, E or I, including:

- i. Buildings that do not contain more than two (2) dwelling units;
- ii. Boarding houses (nontransient) with sixteen (16) or fewer occupants;
- iii. Boarding houses (transient) with ten (10) or fewer occupants;
- iv. Care facilities that provide accommodations for five (5) or fewer persons receiving care;
- v. Congregate living facilities (nontransient) with sixteen (16) or fewer occupants;

- vi. Congregate living facilities (transient) with ten (10) or fewer occupants; or
- vii. Dwelling units providing day care for twelve (12) or fewer children.
- viii. Lodging houses with five (5) or fewer guest rooms.

(H) Section 310.5.1 shall be amended to read as follows:

310.5.1. Care facilities within a dwelling. Care facilities for twelve (12) or fewer children receiving day care or for five (5) or fewer persons receiving care that are within a single-family dwelling are permitted to comply with the International Residential Code.

(I) Chapter 29, Plumbing Systems of the International Building Code, 2015 Edition, shall be amended to read as follows:

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Table 2902.1 Footnote “e” shall be amended to read as follows:

- e. For business occupancies, excluding restaurants, and mercantile occupancies with an occupant load of thirty (30) or fewer, server sinks shall not be required.

Table 2902.1 Footnote “f” shall be added to read as follows:

- f. Drinking fountains are not required for an occupant load of thirty (30) or fewer.

Table 2902.1 Footnote “g” shall be added to read as follows:

- g. For business and mercantile occupancies with an occupant load of thirty (30) or fewer, service sinks shall not be required. (Ord. 3152, 12-21-2017)