


SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Building Code 428.2 Residential care homes (200714 Item B-28)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 17, 2020 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice Hearing on: September 1, 2020 Adoption by Agency on: December 8, 2020 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to clarify intent to “only” require Section 428.2 of the 2018 NC Building Code for a licensed residential care home. Any other requirements would be determined by the 2018 NC Residential Code. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

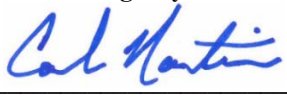
SUBMISSION FOR PERMANENT RULE

2018 NC Building Code

428.2 Residential care homes (200714 Item B-28)

428.2 Residential care homes. Homes keeping no more than six adults or six unrestrained children who are able to respond and evacuate the facility without assistance, determined by the state agency having jurisdiction to be licensable, shall be classified as single-family residential ~~(North Carolina Residential Code)~~ and comply with the requirements of this section and the North Carolina Residential Code for detached one- and two-family dwellings and townhouses.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Building Code 428.3 Licensed small residential care facilities (200714 Item B-29)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
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10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 20px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
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SUBMISSION FOR PERMANENT RULE


2018 NC Building Code

428.3 Licensed small residential care facilities (200714 Item B-29)

428.3 Licensed Small Residential Care Facilities. The following facilities when determined by the state agency having jurisdiction to be licensable, shall be classified as Single-Family Residential and comply with the requirements of this section and the *North Carolina Residential Code* for detached one- and two-family dwellings and townhouses.

1. Residential Care Facilities keeping no more than six adults or six unrestrained children with no more than three who are unable to respond and evacuate without assistance.
2. Residential Care Facilities keeping no more than five adults or five children who are unable to respond and evacuate without assistance, when certifiable for Medicaid reimbursement, and when staffed 24-hours per day with at least two staff awake at all times.
3. Residential Care Facilities keeping no more than nine adults or nine children who are able to respond and evacuate without assistance.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Residential Code R101.2.2 Accessory structures, R202 Definitions and R327.1 General. (200901 Item B-19)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
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2018 NC Residential Code
R101.2.2 Accessory structures. (200901 Item B-19)

R101.2.2 Accessory structures.

Only the following *accessory structures* shall meet the provisions of this code.

1. Decks, see Appendix M,
2. Gazebos,
3. Retaining walls, see Section R404.4,
4. Detached masonry chimneys located less than 10 feet (3048 mm) from other buildings or lot lines,
5. Swimming pools and spas, see Appendix V,
6. Detached carports,
Exception: Portable lightweight carports not exceeding 400 square feet (37 m²) or 12 foot (3658 mm) mean roof height.
7. *Docks, piers, bulkheads*, and waterway structures, see Section R327.

R202 Definitions.

ACCESSORY BUILDING. ~~In one- and two-family dwellings not more than three stories above grade plane in height with a separate means of egress, a building that does not contain a sleeping room, the use of which is incidental accessory to that of the main building dwelling, and that is detached and located on the same lot as the dwelling. An accessory building and is roofed over and with more than 50 percent of its exterior walls are enclosed. Examples of accessory buildings are garages, storage buildings, workshops, boat houses, treehouses, and similar structures.~~

ACCESSORY STRUCTURE. A structure that is accessory to the dwelling and not defined as an *accessory building*. Examples of accessory structures are fencing, decks, gazebos, arbors, retaining walls, barbecue pits, detached chimneys, playground equipment, yard art, *docks, piers*, etc.

PRIVATE POND. A body of water owned entirely by a single property owner and located on the same parcel of land as a detached single-family dwelling.

SECTION R327 DOCKS, PIERS, BULKHEADS AND WATERWAY STRUCTURES

R327.1 General.

Docks, piers, bulkheads and waterway structures shall be constructed in accordance with Chapter 36 of the *North Carolina Building Code*.


Exceptions: Structures complying with the following are not required to meet the provisions of this code.

1. *Docks* and *Piers* built over *private ponds*.
2. Fixed in place walkways, *docks*, and *piers* not covered in Exception 1 and not exceeding 144 square feet for single family dwelling.
3. Minor *repairs* to existing *docks, piers* and waterway structures.
1. ~~Fixed piers associated with a one- or two- family dwelling meeting all of the following:~~
 - 1.1. ~~A maximum of four boat slips for a single owner of a one- or two- family dwelling or two adjacent, riparian owners.~~
 - 1.2. ~~A maximum height of 15 feet (4572 mm) measured from deck to mud line at any location along the pier.~~
 - 1.3. ~~A maximum normal pool depth of 13 feet (3962 mm) on lakes and ponds and a maximum mean low water depth of 7 feet (2134 mm) in other locations.~~
 - 1.4. ~~A maximum walkway width of 6 feet (1829 mm).~~
 - 1.5. ~~A maximum pile spacing of 8 feet (2438 mm), in both directions.~~
 - 1.6. ~~A maximum of 576 sq. ft. (53.5 m²) for non- walkways areas.~~
 - 1.7. ~~A maximum boat slip length of 40 feet (12.2 m).~~
 - 1.8. ~~A maximum roofed area of 576 sq. ft. (53.5 m²) with an additional maximum 2 foot (610 mm) overhang.~~
 - 1.9. ~~Constructed with no enclosed or multilevel structures.~~
 - 1.10. ~~Supports a boatlift with a maximum design capacity no greater than 16,000 pounds (71.2 kN).~~
2. ~~Floating docks associated with a one- or two- family dwelling meeting all of the following:~~

SUBMISSION FOR PERMANENT RULE

- ~~2.1. A maximum of four boat slips for a single owner of a one- or two- family dwelling or two adjacent, riparian owners.~~
- ~~2.2. A maximum normal pool depth of 20 feet (6096 mm) for docks with guide piles on lakes and ponds and a maximum mean low water of 10 feet (3048 mm) for docks with guide piles in other locations.~~
- ~~2.3. A maximum boat slip length of 40 feet (12.2 m).~~
- ~~2.4. Finger piers, crosswalks or other floating surfaces having a minimum width of 3 feet (914 mm) wide to a maximum of 6 feet (1829 mm) wide, except for a single 8 foot x 16 foot (2438 mm x 4877 mm) section.~~
- ~~2.5. When constructed with a roof the following conditions exist:~~
 - ~~i. Ultimate design wind speed is 115 mph (51 m/s) or less;~~
 - ~~ii. Roof load is 20 psf (0.96 kPa) or less;~~
 - ~~iii. A maximum eave height of 10 feet (3048 mm);~~
 - ~~iv. A maximum roof slope of 4:12;~~
 - ~~v. A maximum roofed area of 576 sq. ft. (53.5 m²) with an additional maximum 2 foot (610 mm) overhang;~~
 - ~~vi. A minimum boat slip width of 12 feet (3658 mm);~~
 - ~~vii. A minimum floating dock width of 4 feet (1219 mm) along both sides of the boat slip;~~
 - ~~viii. A maximum dead load of 12 psf (0.57 kPa);~~
 - ~~ix. Floating structures supporting roof structures are balanced or anchored to reduce the possibility of tipping.~~
- ~~2.6. Constructed with no enclosed or multilevel structures.~~
- ~~2.7. Supports a boat lift with a maximum design capacity no greater than 16,000 pounds (71.2 kN).~~

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Residential Code R328 Demolition. (200714 Item B-20)	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
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<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to clarify demolition requirements that are required by chapter 1 Scope. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
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SUBMISSION FOR PERMANENT RULE

2018 NC Residential Code
R328 Demolition. (200714 Item B-20)

SECTION R328 DEMOLITION

R328.1 Demolition. Where a building or structure regulated by this code has been demolished or removed, the lot shall not create a new hazard to the site or to adjoining properties. All utilities shall be properly terminated.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Residential Code R404.4 Retaining walls. (200714 Item B-18)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to modify the residential code requirements for an engineered design of retaining walls to align with the commercial code. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-bottom: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
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SUBMISSION FOR PERMANENT RULE

2018 NC Residential Code


R404.4 Retaining walls. (200714 Item B-18)

R404.4 Retaining walls. Retaining walls ~~that are not laterally supported at the top and that retain in excess of 48 inches (1219 mm) of unbalanced fill, shall be designed to ensure stability against overturning, sliding, excessive foundation pressure and water uplift. In addition, any retaining wall that meets~~ meet the following shall be designed by a *registered design professional*.

1. Any retaining wall systems on a residential site that cross over adjacent property lines regardless of vertical height, ~~and~~
2. Retaining walls that support *buildings* and their *accessory structures*;
3. Retaining walls exceeding 4 feet (1524 mm) of unbalanced backfill height, or
4. Retaining wall systems providing a cumulative vertical relief greater than 5 feet (1524 mm) in height within a horizontal distance of 50 feet (15 m) or less.

Retaining walls shall be designed for a safety factor of 1.5 against lateral sliding and overturning.

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1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Residential Code R905.2.8.5 Drip Edge and R908.3 Roof replacement (200714 Item B-24)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
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2018 NC Residential Code

R905.2.8.5 Drip edge and R908.3 Roof replacement (200714 Item B-24)

R905.2.8.5 Drip Edge. ~~Deleted.~~ Not required unless required by the roof covering manufacturer installation instructions. The drip edge placed around the edge of a roof prior to installing the roofing material shall be designed so that water runs off over the drip edge and falls from a slight projection at the bottom edge of the roof rather than running back under, or along the eaves. Metal, wood or exterior composite materials can be used for the drip edge.

R908.3 Roof replacement. Roof replacement shall include the removal of existing layers of roof coverings down to the roof deck and replacement of up to 15% of the total existing roof deck. Replacement of up to 15% of the total roof deck shall not be considered structural work.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Residential Code R4603.6 Tying and bracing of wood piles (200714 Item B-21)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to allow equivalent self-drilling screws in corner deck locations that are currently required to be through bolted. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

2018 NC Residential Code

R4603.6 Tying and bracing of wood piles (200714 Item B-21)

R4603.6.1 Tying at corners. At corners, girders shall be connected to the pile with a minimum $3/16 \times 4 \times 18$ -inch ($5 \times 102 \times 467$ mm) hot dip galvanized strap bolted with two $5/8$ inch (15.9 mm) galvanized through bolts on the exterior and a minimum $L4 \times 4 \times 3/16 \times 1'-6"$ ($102 \times 5 \times 467$ mm) galvanized steel angle bolted with two $5/8$ inch (15.9 mm) galvanized through bolts on the interior in accordance with Figure R4603.6(d), or with a minimum of (2) $3/16" \times 4" \times 18"$ ($5 \times 102 \times 467$ mm) hot dip galvanized straps installed on the outside of the girders with fasteners per Table R4603.6.1 and in accordance with Figure R4603.6 (e).

Table R4603.6.1

Minimum Fastening of Corner Beams and Girder to Pilings

<u>Amount Piling is Notched</u>	<u>Associated Figure</u>	<u>Hardware</u>	<u>Fasteners</u>
<u>$\geq 50\%$¹</u>	<u>R4603.6(d)</u>	<u>one $3/16" \times 4" \times 18"$</u>	<u>six $5/8"$ bolts²</u>
		<u>one $L4 \times 4 \times 3/16 \times 18"$</u>	
	<u>R4603.6 (e)</u>	<u>two $3/16" \times 4" \times 18"$</u>	<u>eight $0.27" \times 4"$ each strap³</u>

1. Where piling is notched over 50%, use strap as required in Section 4603.6. Install the specified number of bolts or screws in each end of the strap.

2. Bolts shall be $5/8"$ diameter hot dipped galvanized through bolts with nuts and washers.

3. Screws shall be $0.270"$ (6.9 mm) minimum in diameter, hot dipped galvanized to a minimum of A153, Class C, and have a minimum length of $4"$ or shall be long enough to penetrate through the girder and a minimum of one inch into the remaining pile, whichever is greater.

R4603.6.2 Bracing of Pilings. Bracing of pile foundations is required where the clear height from ground to sill, beam or girder exceeds 10 feet (3048 mm) or the dwelling is more than one story above piles. A line of X-bracing is defined as a row of piles with X-bracing provided in at least two bays. A line of X-bracing shall be provided at all exterior pile lines. Where the perimeter lines of X-bracing exceed 40 feet (12 192 mm), an additional line of X-bracing shall be provided near the center of the building. See Figure R4603.6(e)(f). X-bracing shall be with 2×10 s through bolted with two $3/4$ -inch (19.1 mm) bolts at each end. The *code official* is permitted to accept alternate bracing designs if they bear the seal of a *registered design professional*.

SUBMISSION FOR PERMANENT RULE

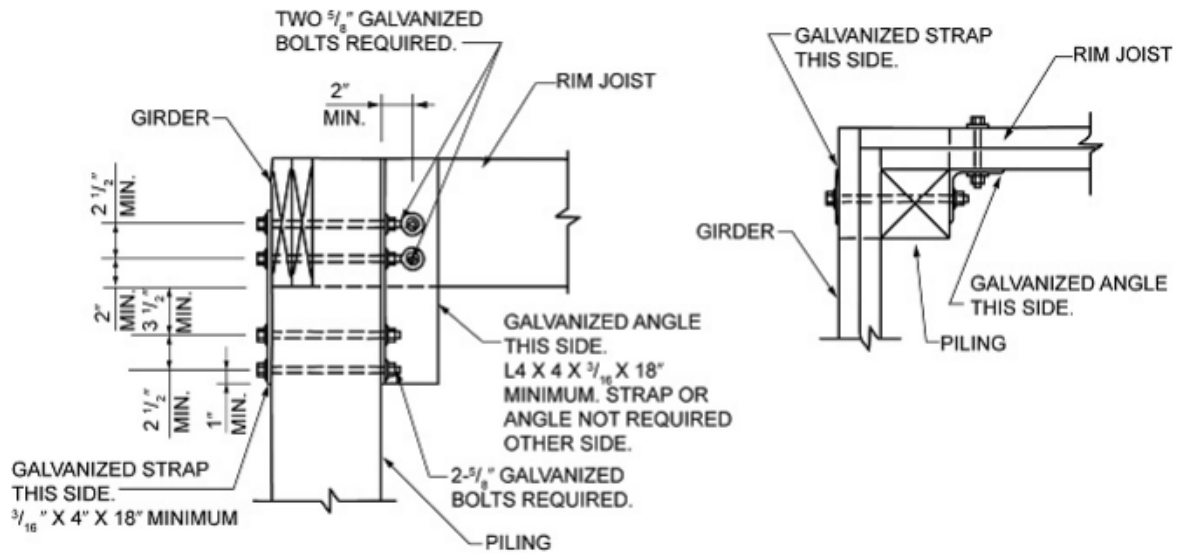


FIGURE R4603.6(d)
CORNER PILE CONNECTION

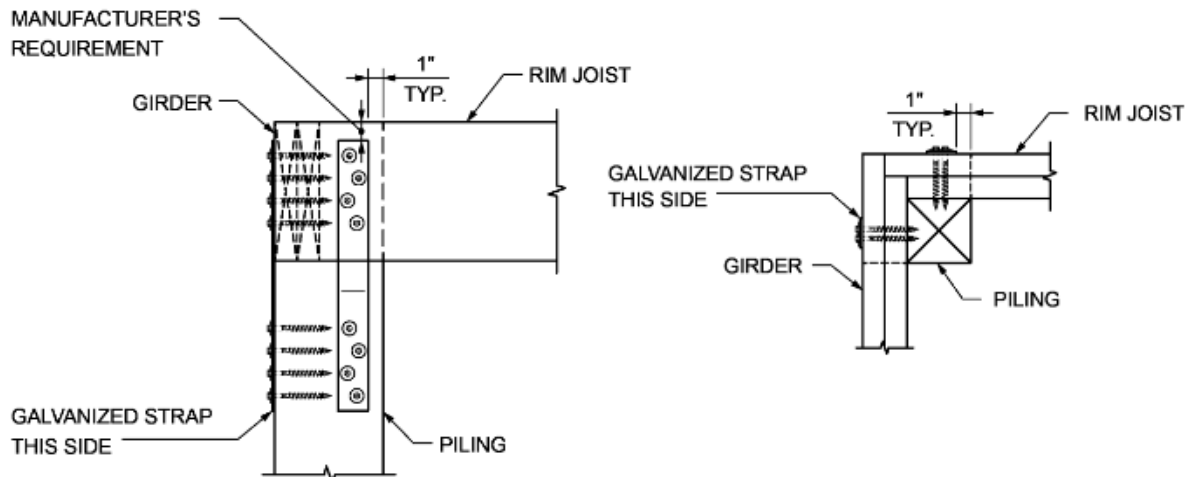


FIGURE R4603.6(e)
CORNER PILE CONNECTION

SUBMISSION FOR PERMANENT RULE

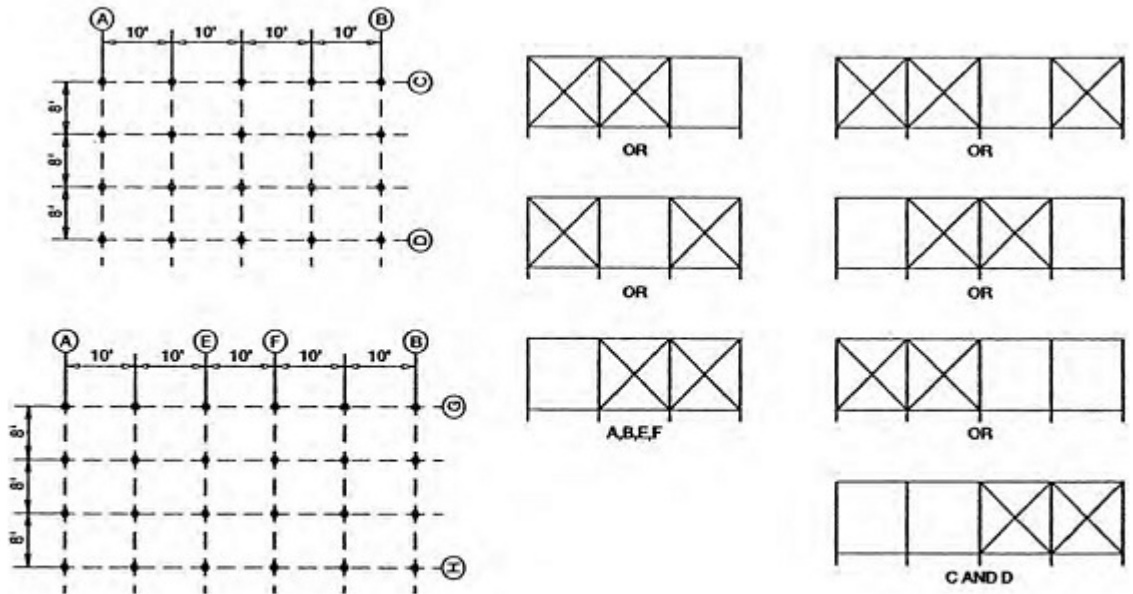



FIGURE R4603.6~~(e)~~(f)
ELEVATIONS
(SHOWING POSSIBLE ARRANGEMENT OF X-BRACING IN LINE) (G AND H SIMILAR)

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Residential Code N1101.13 (R401.2) Compliance (200714 Item B-23)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 17, 2020 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice Hearing on: September 1, 2020 Adoption by Agency on: December 8, 2020 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to expand the options for compliance by allowing the use of the ANSI/RESNET/ICC 301 -2019 Standard for Calculation and Labeling of Energy Performance of Low-Rise Residential Buildings using an Energy Rating Index as a stand-alone compliance path. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

2018 NC Residential Code
N1101.13 (R401.2) Compliance. (200714 Item B-23)

IRC Chapter 11

N1101.13 (R401.2) Compliance. Projects shall comply with one of the following:

1. Sections N1101.14 through N1104.
2. Section N1105 and the provisions of Sections N1101.14 through N1104 labeled “Mandatory.”
3. An energy rating index (ERI) approach in Section N1106.
4. North Carolina specific REScheck™ shall be permitted to demonstrate compliance with this code. Envelope requirements may not be traded off against the use of high efficiency heating or cooling equipment. No trade-off calculations are needed for required termite inspection and treatment gaps.
5. Rated in accordance with ANSI/RESNET/ICC 301-2019 Standard for the Calculation and Labeling of the Energy Performance of Dwelling and Sleeping Units using an Energy Rating Index with a maximum energy rating index (ERI) less than or equal to the appropriate value indicated in one of the following tables as applicable, when compared to the ERI reference design:


MAXIMUM ENERGY RATING INDEX
(without calculation of on-site renewable energy)

<u>CLIMATE ZONE</u>	<u>JAN. 1, 2019 – Dec. 31, 2022</u>	<u>JAN. 1, 2023 AND FORWARD</u>
<u>3</u>	<u>65</u>	<u>61</u>
<u>4</u>	<u>67</u>	<u>63</u>
<u>5</u>	<u>67</u>	<u>63</u>

MAXIMUM ENERGY RATING INDEX
(including calculation of on-site renewable energy)

<u>CLIMATE ZONE</u>	<u>JAN. 1, 2019 – Dec. 31, 2022</u>	<u>JAN. 1, 2023 AND FORWARD</u>
<u>3</u>	<u>51</u>	<u>42</u>
<u>4</u>	<u>54</u>	<u>50</u>
<u>5</u>	<u>55</u>	<u>51</u>

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Fire Code Section 315.3.1 Ceiling clearance. (200714 Item B-13)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 17, 2020 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice Hearing on: September 1, 2020 Adoption by Agency on: December 8, 2020 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to update the 2018 NC Fire Code to reflect exceptions allowed in the 2021 International Fire Code. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

2018 NC Fire Code

Section 315.3.1 Ceiling clearance. (200714 Item B-13)

315.3.1 Ceiling clearance.


Storage shall be maintained 2 feet (610 mm) or more below the ceiling in nonsprinklered areas of buildings or not less than 18 inches (457 mm) below sprinkler head deflectors in sprinklered areas of buildings.

Exceptions:

1. The 2-foot (610 mm) ceiling clearance is not required for storage along walls in nonsprinklered areas of buildings.

2. The 18-inch (457 mm) ceiling clearance is not required for storage along walls in areas of buildings equipped with an *automatic sprinkler system* in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Fire Code and Building Code Section 907.2.1 Group A. (200714 Item B-14)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 17, 2020 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice Hearing on: September 1, 2020 Adoption by Agency on: December 8, 2020 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to bring language from the 2018 IFC into the code and provide more guidance as to when a manual fire alarm is required for Group A (Assembly) occupancies. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  <hr style="width: 80%; margin: 0 auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


SUBMISSION FOR PERMANENT RULE

2018 NC Fire Code and Building Code
Section 907.2.1 Group A. (200714 Item B-14)

907.2.1 Group A.

A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies where the occupant load due to the assembly occupancy is 300 or more, or where the Group A occupant load is more than 100 persons above or below the lowest level of exit discharge. Group A occupancies not separated from one another in accordance with Sections 707.3.10 and 711.2.4 of the *International Building Code* shall be considered as a single occupancy for the purposes of applying this section. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Fire Code Section 2303.2.1 Height. (200714 Item B-15)	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 17, 2020 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notices Hearing on: September 1, 2020 Adoption by Agency on: December 8, 2020 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to provide allowed mounting heights for emergency disconnect switches. The allowed mounting height complies with ADA reach range requirements. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE


2018 NC Fire Code

Section 2303.2.1 Height. (200714 Item B-15)

2303.2.1 Height.

The height of the emergency disconnect switch shall be not less than 42 inches (1067 mm) and not more than 48 inches (1219 mm) measured vertically, from the floor level to the activating button.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Existing Building Code Section 402.6 Carbon monoxide alarms in existing portions of a building. (200714 Item B-11)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
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7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to make the section consistent with Sections 403.11, 804.4.3 and 1104.2 for carbon monoxide alarms in Group A-2 occupancies. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-bottom: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	


SUBMISSION FOR PERMANENT RULE

2018 NC Existing Building Code

Section 402.6 Carbon monoxide alarms in existing portions of a building. (200714 Item B-11)

402.6 Carbon monoxide alarms in existing portions of a building. Where an addition is made to a building or structure of a Group A-2, I-1, I-2, I-4 or R occupancies, or classrooms are added in Group E occupancies, the *existing building* shall be provided with carbon monoxide alarms in accordance with Section 915 of the *North Carolina Building Code*, except that the carbon monoxide alarms shall be allowed to be solely battery operated.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Plumbing Code 405.3.1 Water closets, urinals, lavatories and bidets. (200714 Item B-5)	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 17, 2020 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice Hearing on: September 1, 2020 Adoption by Agency on: December 8, 2020 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
9. REASON FOR ACTION 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to allow side-by-side lavatories to be closer than 30 inches in private bathrooms and to identify that the existing exception was intended for detached one- and two-family dwellings. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center; margin-top: 10px;">  </div> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: Carl Martin Title: Chief Code Consultant
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

2018 NC Plumbing Code

405.3.1 Water closets, urinals, lavatories and bidets. (200714 Item B-5)

405.3.1 Water closets, urinals, lavatories and bidets.

A water closet, urinal, lavatory or bidet shall not be set closer than 15 inches (381 mm) from its center to any side wall, partition, vanity or other obstruction, or closer than 30 inches (762 mm) center to center between adjacent fixtures. There shall be not less than a 21-inch (533 mm) clearance in front of the water closet, urinal, lavatory or bidet to any wall, fixture or door. Water closet compartments shall be not less than 30 inches (762 mm) in width and not less than 60 inches (1524 mm) in depth for floor-mounted water closets and not less than 30 inches (762 mm) in width and 56 inches (1422 mm) in depth for wall-hung water closets.


Exceptions:

Exception:

1. For detached one- and two-family dwellings and townhouses, see the North Carolina Residential Code, Figure Section R307.1 for minimum fixture clearances.

2. Private side by side lavatories may be less than 30 inches (762 mm) center to center.

SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Building Code Council	
2. Rule citation & name (name not required for repeal): 2018 NC Administrative Code 106.4 Site Address Signage. (200714 Item B-1)	
3. Action: <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTION <input type="checkbox"/> REPEAL through READOPTION	
4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No	5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: August 17, 2020 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice Hearing on: September 1, 2020 Adoption by Agency on: December 8, 2020 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on:	
7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No	8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required
<p style="text-align: center;">9. REASON FOR ACTION</p> 9A. What prompted this action? Check all that apply: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <input checked="" type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: </div> <div style="width: 45%;"> <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: </div> </div> 9B. Explain: The purpose of this amendment is to require site address signage during construction for purposes of locating the property for inspections or for emergency responders. The delayed effective date of this Rule is January 1, 2022. The Statutory authority for Rule-making is G. S. 143-136; 143-138.	
10. Rulemaking Coordinator: Carl Martin Carl Martin Phone: 1(919)647-0009 E-Mail: carl.martin@ncdoi.gov Additional agency contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator: <div style="text-align: center;">  <hr style="width: 80%; margin: auto;"/> </div> <p>*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.</p> <p>Typed Name: Carl Martin Title: Chief Code Consultant</p>
RRC AND OAH USE ONLY	
Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	

SUBMISSION FOR PERMANENT RULE

2018 NC Administrative Code
106.4 Site Address Signage. (200714 Item B-1)

106.4 Site address signage. It is the responsibility of the permit applicant or designee to post the 911 site address on an active jobsite at the commencement of work regulated by the NC Building Codes. The signage shall be temporary or permanent per 106.4.1 or 106.4.3.

106.4.1 Temporary signage. Signage to identify a construction site location can be temporary. Acceptable temporary signage may include such items as a permit placard, an address written on job box, yard signage or other *approved* temporary method. Temporary street name markers shall be required if permanent street signs are not in place for new developments or subdivisions.

106.4.2 Temporary Signage Location. Address signage shall be placed such that it is legible from the street or road that fronts the property at all times during construction.

106.4.3 Permanent signage. Address signage meeting the requirements of the *International Residential Code* Section R319 for One- and Two-family Dwellings, *International Building Code* Section 501.2 or *International Fire Code* Section 505.1 for commercial buildings shall be deemed as meeting the requirements of this section.