

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: All Codes and Amendments Submitted

DEADLINE FOR RECEIPT: Wednesday, September 6, 2017

NOTE: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made:

Please confirm compliance with G.S. 143-136(c) and (d) where applicable.

Wherever terms are italicized in text of the Rule, please confirm that means it is a term defined elsewhere within the Code.

On all Submission for Permanent Rule forms, the date the rules were published was February 15, 2017. Please update this on Box 6.

For the adoptions to update the Codes to 2015 International Code editions, this isn't a petition for rulemaking, is it? Instead, isn't it based upon G.S. 143-138(d)? If so, please change the answer to Box 9B of the Form.

Wherever you are deleting parts of a list, please confirm that when you publish, the remaining items will be renumbered. If they will not, is that because you need to keep cross-references intact?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amanda J. Reeder
Commission Counsel
Date submitted to agency: August 22, 2016

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code

DEADLINE FOR RECEIPT: Wednesday, September 6, 2017

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In reviewing these rules, the staff determined that the following technical changes need to be made:

I note that "code" is not capitalized throughout this Code. So, I take it that it should remain lowercase everywhere is used as such?

So that I'm clear – this will be the 2018 Existing Building Code? Or is it the 2019 Code? I note that page 10 of the packet does not include dates. What should those be?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

Amanda J. Reeder
Commission Counsel
Date submitted to agency: August 22, 2017

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Acknowledgements and Preface

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In reviewing these rules, the staff determined that the following technical changes need to be made:

On Page 3 of the packet, should the Commissioner of Insurance be updated?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

Amanda J. Reeder
Commission Counsel
Date submitted to agency: August 22, 2017

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 1

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In reviewing these rules, the staff determined that the following technical changes need to be made:

101.1: *Please insert the appropriate dates here.*

101.4.1: *I take it your regulated public knows what is the "intended purpose"? Is this going to be what was permitted?*

101.10: *So that I'm clear – the Council is addressing the requirement of G.S. 143-138(i) by incorporating it here, rather than restating it in the Code?*

Please consider stating "N.C.G.S. 143-138(i)."

103, 104, 104, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117: *I take it that when you are referring to the Administrative Code and Policies you are referring to this volume of the NC Building Code?*

104.10: *What is the "Department of Building Safety"? I know this is language from the International Existing Building Code (IEBC), but should you address this to make it NC specific?*

104.10.1: *I take it the added language is to address the floodplain exemption in G.S. 143-138(e)?*

(e) Effect upon Local Codes. - Except as otherwise provided in this section, the North Carolina State Building Code shall apply throughout the State, from the time of its adoption. Approved rules shall become effective in accordance with G.S. 150B-21.3. **However, any political subdivision of the State may adopt a fire prevention code and floodplain management regulations within its jurisdiction.** The territorial jurisdiction of any municipality or county for this purpose, unless otherwise specified by the General Assembly, shall be as follows: Municipal jurisdiction shall include all areas within the corporate limits of the municipality and extraterritorial jurisdiction areas established as provided in G.S. 160A-360 or a local act; county jurisdiction shall include all other areas of the county. No such code or regulations, other than floodplain management regulations and those permitted by G.S. 160A-436, shall be effective until they have been officially approved by the Building Code Council as providing adequate minimum standards to preserve and protect health and safety, in accordance with the provisions of subsection (c) above. Local floodplain regulations may regulate all types and uses of buildings or structures

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located in flood hazard areas identified by local, State, and federal agencies, and include provisions governing substantial improvements, substantial damage, cumulative substantial improvements, lowest floor elevation, protection of mechanical and electrical systems, foundation construction, anchorage, acceptable flood resistant materials, and other measures the political subdivision deems necessary considering the characteristics of its flood hazards and vulnerability.

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 2

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In reviewing these rules, the staff determined that the following technical changes need to be made:

In the definitions of "Commercial Building" and "Residential Building" they both only address energy conservation provisions. Will they not be used in any other context in this code?

In "Existing Building" how will this definition affect buildings addressed by 101.4.1, which were never occupied?

In "Historic Building" what is a "contributing resource"? Does your regulated public know?

In "Night Club" remove the "and" at the end of 2.

In "Operational Access" please replace the "which" with "that"

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 3

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In reviewing these rules, the staff determined that the following technical changes need to be made:

301.1: In the Exception, why do you have the quoted language? I thought initially it was to comply with G.S. 143-138(j), but that would only apply to commercial buildings.

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 4

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In reviewing these rules, the staff determined that the following technical changes need to be made:

404.1: What statute are you referring to?

411.1.1: I am just checking – this does not contain the Exception in the NC Building Code, 427.1.1. Is this intentional?

411.1.10: The requirements for who must seal the document are different from the NC Building Code, 427.1.10. Is this intentional?

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 6

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In reviewing these rules, the staff determined that the following technical changes need to be made:

603.1, 604.1, and 605.1: Consider replace "that is existing" with "that exists."

609.1 and 610.1: Do you need this here, as it is repeating 601.2, which is part of the general provisions of the Chapter?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 7

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In reviewing these rules, the staff determined that the following technical changes need to be made:

703.1 and 704.1: Consider replace “that is existing” with “that exists.”

708.1: So that I’m clear – you are deleting the language in the IEBC and replacing it with the language on Page 51 of the packet?

708.1.1.1: In Exception 1, will “like or better” be known to your regulated public?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 8

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In reviewing these rules, the staff determined that the following technical changes need to be made:

802.4: What is a “chute termination room”? Also, I see that 802.2, 802.3, 802.5, and 802.6 are repeating the NC Building Code, but it does not appear this one is. Is this intentional?

804.2.3: So that I’m clear – you are deleting the language in the IEBC and replacing it with the language on Page 58 of the packet?

Replace “which” with “that”

On the third line, I suggest replacing “in which” with “where”

In Exception 1, replace “is” with “are”

Exceptions 1.5 and 1.6 say the same thing. Do you need them both, or is one of them supposed to state something else? In whichever one you keep, please consider inserting a comma after “basement”

804.4.2.1: In Exception 1, why not state “this Section”? Or just “shall be accepted.”?

Table 805.2.1: What is “NA” applicable to in this Table?

805.3.1.1: In the Exception to 1, please state “Rooms where occupants receive care shall be on the level... each of these rooms shall have an exit door...”

In 11, consider ending 11.1 with a semicolon, not a comma.

805.4.1.3: Consider ending 1 with a semicolon, rather than a comma.

806.1.3.1: Why are these numbered 3 and 4? There is no 1 or 2. And this is intended to address the exclusion contained in G.S. 143-138(c1), correct?

806.1.8: When you publish, please be sure to insert a space between “11” and “or more”

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806.1.9: *I know this is reciting IEBC language, but I wanted to check – what is the “International Symbol of Accessibility”? Does your regulated public know?*

811.1: *Please underline the addition of “this section and Section 708.” since that is not IEBC language.*

811.1.5: *What does this mean? Does your regulated public know?*

And how does this interact with G.S. 143-138(b5)?

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 9

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In reviewing these rules, the staff determined that the following technical changes need to be made:

904.3: Please consider stating "N.C.G.S. 143-138(i)." And to what part of that section are you referring to? Will your regulated public know?

907.4: Will this now be "Exception" (singular)?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 10

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In reviewing these rules, the staff determined that the following technical changes need to be made:

1001.2 and 1001.2.2: Are you referring to every Section 1002 through 1011 in every Code? Or do you mean this code? If it's this code, please make this clearer.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

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Commission Counsel
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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 14

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In reviewing these rules, the staff determined that the following technical changes need to be made:

1401.2.6: So that I'm clear, when you say that compliance with "Chapter 14" is not permitted, you mean this chapter? Would saying "this chapter" be clearer?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

Amanda J. Reeder
Commission Counsel
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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Chapter 15

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In reviewing these rules, the staff determined that the following technical changes need to be made:

1507.1: *Please state "N.C.G.S. 153A-363 and 160A-423."*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

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Commission Counsel
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REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Building Code Council

RULE CITATION: NC Existing Building Code, Resource A

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In reviewing these rules, the staff determined that the following technical changes need to be made:

Is this being adopted as part of the NC Code? Is it only informative? Does your regulated public understand this?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina

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