

CITY OF DOVER ORDINANCE 130

AN ORDINANCE OF THE CITY OF DOVER, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ESTABLISHING PURPOSE; ADOPTING THE 2012 INTERNATIONAL BUILDING CODE AS ADOPTED BY THE IDAHO BUILDING CODE BOARD WITH AMENDMENTS; ADOPTING THE 2009 INTERNATIONAL RESIDENTIAL CODE AND INTERNATIONAL ENERGY CONSERVATION CODE, AS ADOPTED BY THE IDAHO BUILDING CODE BOARD, WITH AMENDMENTS; ADOPTING THE 2012 INTERNATIONAL FIRE CODE, AS ADOPTED BY THE IDAHO STATE FIRE MARSHAL, WITH STATE AMENDMENTS; PROVIDING FOR MANUFACTURED HOME INSTALLATION PERMITS AND MINIMUM ROOF LIVE LOADS FOR MANUFACTURED HOMES; AUTHORIZING FEES; REQUIRING AN ENERGIZING PERMIT; REQUIRING SEWAGE DISPOSAL APPROVAL; ESTABLISHING VIOLATIONS; REPEALING CONFLICTING PORTIONS OF ORDINANCE 64 AND ANY OTHER CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in compliance with Idaho Code §39-4116 it is the desire of the Dover City Council to adopt the 2012 International Building Code, 2009 International Residential Code, 2009 International Energy Conservation Code and the 2012 International Fire Code, as adopted by the State of Idaho with amendments; and,

WHEREAS, the Dover City Council finds that there is good cause to make the amendment to the 2012 International Building Code, 2009 International Residential Code, 2009 International Energy Conservation Code contained in this ordinance to delete sections 103.2 and 103.3 which address the appointment of Building Official and that the amendment is reasonably necessary since the services of the Building Official are provided by contract with an independent contractor.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IDAHO:

Section 1 The following nationally recognized codes, together with any amendments or revisions to those editions made by the Idaho building code board and/or Idaho State Fire marshal, through the negotiated rulemaking process, along with the later published supplement of such code published by the International Code Council, Inc., are adopted as the official building, residential, energy and fire codes for the City of Dover, except as provided in Section 2:

2012 International Building Code, except for sections 103.2 and 103.3
2009 International Residential Code, except for sections R103.2 and R103.3
2009 International Energy Conservation Code, except for sections 103.2 and 103.3
2012 International Fire Code, including appendices B, C, D, E and F

Section 2 Amendments To Adopted Codes: That the following additional amendments and criteria shall be applicable to the International Residential Code:

- A. R301.2.3 Snow Loads. Wood framed construction, cold-formed steel framed construction and masonry and concrete construction, and structural insulated panel construction in regions with ground snow loads of 70 pounds per square foot (3.35kPa) or less, shall be in accordance with Chapter 5, 6 and 8.

Buildings in regions with ground snow loads greater than 70 pounds per square foot (3.35 kPa) shall be to withstand a minimum 55 pound per square foot (55psf) roof live load.

B. The following design criteria shall be applied to Table R301.2(1):

Ground Snow Load:	104psf
Wind Design (speed)	90
Wind Design (Topographic effects)	No
Seismic Design Category	C
Weathering	Severe
Frost Line Depth	24" below finished grade
Termite	None to Slight
Winter Design Temp	-10 Degrees Fahrenheit
Ice Underlayment Required	Yes
Flood Hazards	August 10, 2006
Air Freeze Index	>1000-2000
Mean Annual Temp	45 degrees Fahrenheit

C. R105.2 Work exempt from permit. Permits shall not be required for the following. Exemption from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of the jurisdiction.

Building:

1. One-story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 200 square feet (18.58 m²).
2. Fences not over 6 feet (1829 mm) height.
3. Retaining walls that are not over 4 feet (1219 mm) in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge.
4. Water tanks supported directly upon grade if the capacity does not exceed 5,000 gallons (18,927 L) and the ratio of height to diameter or width does not exceed 2 to 1.
5. Sidewalks and driveways.
6. Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.
7. Prefabricated swimming pools that are less than 24 inches (610 mm) deep.
8. Swings and other playground equipment.
9. Window awnings supported by an exterior wall which do not project more than 54 inches (1372 mm) from the exterior wall and do not require additional support.
10. Decks not exceeding 200 square feet (18.58 m²) in area, that are not more than 30 inches (762 mm) above adjacent grade at any point, are not attached to a dwelling and do not serve the exit door required by Section R311.4.
11. Repairs to, and replacement of, existing roofing on single family residences and storage sheds.

Section 3 Exemptions: Agricultural buildings are exempt from the building codes adopted herein but shall remain subject to placement requirements established by zoning regulations

Section 4 Designation of a Building Official: The Mayor is authorized to designate a Building Official for the City.

Section 5 Manufactured Home Installation Permits: Placement of manufactured homes shall require an installation permit. No manufactured home shall be placed that has not been constructed to withstand a minimum 55 pound per square foot (55psf) roof live load, or the owner has provided for a separate roof cover that is constructed to provide the required roof live load. The permit applicant shall supply to the Building Official the same site information required from an applicant seeking a building permit for a single family dwelling and pay a permit fee.

Section 6 Commercial Coach Installation Permits: Placement of a commercial coach shall require an installation permit. No commercial coach shall be placed that has not been affixed an Idaho inspection insignia stating approval for installation in the State of Idaho. Commercial coaches shall be constructed for local design criteria for which the installation is proposed. The permit applicant shall supply to the Building Official the same site information required from an applicant seeking a building permit for a commercial structure and pay a permit fee.

Section 7 Site Plan Required: For activities where a site plan review is required by the adopted building code or City ordinance no building permit(s) shall be issued, nor construction commenced, unless the City has approved the proposed site plan, and the required on and off-site improvements have been incorporated as conditions of the building permit.

Section 8 Certificate of Occupancy Required:

- A. It is unlawful for any person to occupy a dwelling or building without an approved certificate of occupancy.
- B. Where on or off-site improvements are required as a condition of the site plan approval for the subject permit, no certificate of occupancy shall be issued until the City has inspected and provided written approval of all required site improvements, and certified that said improvements have been constructed in conformance with the approved plans.
- C. No temporary certificate of occupancy or temporary certificate of completion shall be issued without the authorization of the City. For minor outstanding required site improvements, such as landscaping, which cannot be completed due to weather or other conditions beyond the developers control, upon recommendation of the Building Official and the City, the City may authorize a temporary certificate of occupancy with conditions as may be deemed necessary and appropriate by City to ensure the completion of outstanding improvements.

Section 9 Fees: All fees relating to the above adopted codes and any other provisions of this Ordinance shall be set by resolution of the City council.

Section 10 Energizing Authorization: No person shall energize or cause to energize a new or upgraded existing electric service or set an electric meter for any structure or install construction power to assist in the construction of a structure until an Energizing Permit has been issued by the Building Official.

Section 11 Sewage Disposal Approval: No building or installation permit shall be issued for the construction or placement of any structure designed for human habitation or requiring sewage disposal unless a copy of written authorization to connect to the system of the City, a sewer district, or septic approval from a health district in which the property is located has been submitted to the Building Official.

Section 12 Violations: Any person who violates any provisions of this ordinance is guilty of a misdemeanor. A separate violation is deemed to have occurred with respect to each building or structure not in compliance with this ordinance and each day such violation continues constitutes a separate offense.

Section 13 Severability: This ordinance is hereby declared to be severable. Should any portion of this ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions shall continue in full force and effect and shall be read to carry out the purpose(s) of the ordinance before the declaration of partial invalidity.

Section 14 Repeal of Conflicting Provisions: Ordinance 64 is hereby repealed to the extent of any conflicts with this ordinance and all provisions of any other ordinances of the City of Dover which conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 15 Effective Date: This ordinance shall be effective upon its passage and publication as provided by law.

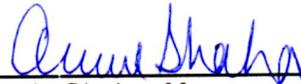
The foregoing approved by the City Council under suspension of the rules as an ordinance of the City of Dover on the 24th day of April, 2014 upon the following roll call vote:

City Council:

Diane Brockway
Neal Hewitt
William Strand

Aye
Aye
Aye

CITY OF DOVER


Annie Shaha, Mayor

ATTEST:


Jacquie Albright, City Clerk