

Ordinance for Adopting the
2015 International Codes
ORDINANCE NO. 233-18

AN ORDINANCE OF THE COUNTY OF BONNEVILLE, OF THE STATE OF IDAHO, ADOPTING THE LATEST VERSION OF THE INTERNATIONAL BUILDING CODE; THE INTERNATIONAL ENERGY CONSERVATION CODE; INTERNATIONAL FUEL GAS CODE; INTERNATIONAL MECHANICAL CODE AND INTERNATIONAL FIRE CODE, PROVIDING EXCEPTIONS; PROVIDING FOR SEVERABILITY; REPEALING CONFLICTING ORDINANCES AND PROVIDING AN EFFECTIVE DATE. December 18, 2018.

BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF BONNEVILLE COUNTY STATE OF IDAHO:

Section 1. Code Adoption: That the approved editions of the following nationally recognized codes, as adopted by the state of Idaho or the Idaho Building Code Board, are adopted as the official building codes of the County of Bonneville,

2015 Edition International Building Code, including all rules promulgated by the Board to provide equivalency with the provisions of the American with Disabilities Act accessibility guidelines and the federal Fair Housing Act accessibility guidelines

2015 Edition International Energy Conservation Code

2015 Edition International Fuel Gas Code

2015 Edition International Mechanical Code

2015 Edition International Fire Code including amendments by Idaho State Fire Marshall and including Appendices B, C, D, E and F.

Section 2. Amendments to Adopted Codes:

That in all codes adopted by Bonneville County, references to the International Plumbing shall be interpreted to reference the plumbing code adopted by the Idaho Plumbing Board. All references to the National Electrical Code or NFPA 70 shall be interpreted to reference the electrical code adopted by the Idaho Electrical Board. Bonneville County does not adopt or enforce provisions of either the plumbing or electrical codes.

That all amendments made by the Idaho Building Code Board and the Idaho State Fire Marshall's Office are included.

That the following amendments shall be applicable to the adopted building codes:

A. To the 2015 International Building Code:

1. Section 101.4.4 is hereby deleted.
2. Section 101.4.7 Existing buildings. Modify this section as follows, 'Repair, alteration, change of occupancy, addition to or relocation of existing buildings shall be governed by this code or the International Residential Code as applicable.'
3. Section 102.6 Existing structures. Remove reference to the International Existing Building Code and the International Property Maintenance Code.
4. Section 102.6.2 Buildings previously occupied. Remove references to the International Existing Building Code and the International Property Maintenance Code.
5. Section 105.2 Work exempt from permit. Change #2 to read, 'Fences not over 6 feet high.' Change #9 to read, 'Prefabricated swimming pools accessory to group R-3 occupancy that are less than 48 inches in depth and installed entirely above ground.'
6. Section 109.2 Schedule of permit fees. Add the following sentence, 'Fees shall be set by the Board of County Commissioners under separate action.'
7. Delete Section 113.2 Limitations on authority and replace it with, '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 there under 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, 2015 Edition. The Board shall have authority to waive requirements of this code.'
8. Delete Section 305.2.3 and replace with Section 305.2.3 Twelve or fewer children in a dwelling unit. A facility such as the above within a dwelling unit and having twelve or fewer children receiving such day care shall be classified as Group R-3 occupancy, or shall comply with the International Residential Code.
9. Delete Section 308.3.4 and replace it with, '308.3.4 Eight or fewer persons receiving custodial care. A facility with eight or fewer persons receiving custodial care shall be classified as Group R-3, or shall comply with the International Residential Code.'

10. Delete Section 308.4.2 and replace it with, 'Section 308.4.2 Eight or fewer persons receiving medical care. A facility with eight or fewer persons receiving medical care shall be classified as Group R-3, or shall comply with the International Residential Code.'
11. Delete Section 308.6.4 and replace it with, '308.6.4 Eight or fewer persons receiving care in a dwelling unit. A facility such as the above within a dwelling unit and having eight or fewer persons receiving custodial care shall be classified as Group R-3, or shall comply with the International Residential Code.'
12. Delete section 310.5.1 Care facilities within a dwelling and replace it with, '310.5.1 Care facilities within a dwelling. Care facilities within a dwelling unit are permitted to comply with the International Residential Code as follows:
 - a. Care facilities for 8 or fewer individuals over the age of 12.
 - b. Care facilities for children under age 12 for less than 24 hours.
13. Delete section 310.5.2.
14. After Section 420.5 add the following exception:
"Exception: Group R-3 single family dwellings and duplexes used exclusively as dwelling units in accordance with Idaho State Law SB218."
15. To Table 504.3 delete footnote d and modify footnote h to read, 'New Group R-1, R-2 and R-4 occupancies are required to be protected by an automatic sprinkler system in accordance with Section 903.2.8.'
16. To Table 504.4 delete footnote d and modify footnote h to read, 'New Group R-1, R-2 and R-4 occupancies are required to be protected by an automatic sprinkler system in accordance with Section 903.2.8.'
17. To Table 506.2 delete footnote d and modify footnote h to read, ' Fire sprinklers shall not be required in R-2 occupancies with less than three dwelling units or R-3 occupancies.'
18. Section 903.2.8. Add the following exception; 'Group R-3 1 and 2 family dwellings and care facilities for mentally and physically impaired individuals in R-3 Occupancies with occupant loads less than 8 and in accordance with Idaho State Law.'
19. Modify Section 903.2.8.4 Care facilities as follows, 'Care facilities in single family dwellings where eight or fewer individuals are being cared for shall not be required to have fire suppression systems.'
20. Section 903.2.9 modify #5 to read, '#5. A Group S-1 fire area used for the storage of upholstered furniture or mattresses where the fire area exceeds 5,000 square feet.'
21. Section 903.3.1.2.1 Balconies and decks. Replace the first sentence with, 'When fire sprinkler protection is provided in Group R occupancies, sprinkler protection shall be extended to exterior balconies, decks and ground floor patios of dwelling units and sleeping units where the building is of Type V construction and there is a roof or deck above such balconies, decks and ground floor patios.'
22. Delete Delete Section 903.3.1.3 and replace with, '903.3.1.3 NFPA 13D sprinkler systems. When installed in Group R-3 dwelling units, fire sprinklers shall be permitted to be installed throughout in accordance with NFPA 13D or Section 2904 of the International Residential Code.'
23. To Section 903.3.5.2 Residential combination services. Replace NFPA 13R with, 'NFPA 13R, NFPA 13D or IRC Section 2904, whichever is used to design the system.'
24. To Section 906.1 delete the exception to item #1.
25. Delete Section 907.1 and replace it with, '907.1 General. This section covers the application, installation, performance and maintenance of fire alarm systems and their components. When fire alarm systems not required by the International Building Code or the International Fire Code are installed, the notification devices shall meet the minimum design and installation requirements for systems which are required by these codes.'
26. 1612.3 Amend this section as follows, 'Bonneville County Flood Plain Ordinance 208-02 is hereby adopted by reference and declared to be part of this section.'
27. Delete footnote (e) from Table 2902.1 and replace it with, 'e. For business and mercantile occupancies with an occupant load of less than thirty, a service sink is not required.'
28. Add footnote (f) to Table 2902.1, 'f. Drinking fountains are not required in any occupancy with a design occupant load of 30 or less.'
29. In Chapter 35 all references to NFPA standards are to reference the most recent addition.

B. To the 2015 International Energy Conservation Code:

1. Table R402.1.2. To the row for Climate Zone 6 modify the values as noted herein:
Wood Frame Wall R-Value 20 or 13 + 5, Mass Wall R-Value 15/19.
2. Table R402.1.4. To the row for Climate Zone 6 modify the equivalent U-Factors as noted herein: Frame Wall U-Factor 0.057.

C. To the 2015 International Fuel Gas Code:

1. Section 103.2 Appointment shall be modified to read: The Chief Appointing Authority of the jurisdiction shall appoint the code official.
2. Section 106.6.2 Fee Schedule shall read: Mechanical permit fees shall be set in accordance with Section 54-5017 of the Idaho Code.
3. Section 109.1 Application for Appeal. A person shall have the right to appeal a decision of the Code Official to the Board of Appeals. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted there under has been incorrectly interpreted. The application shall be filed on a form obtained from the Code Official within 20 days after the notice was served.
4. Section 303.3 Prohibited Locations. Delete Items 2, 3 and 4.
5. Section 505.1.1 Delete the exception and replace with: 'Exceptions: 1. An interlock between the cooking appliance(s) and the exhaust hood system shall not be required where heat sensors or other approved methods automatically activate the exhaust hood system when cooking operations occur. 2. An interlock between the cooking appliance and the exhaust hood system shall not be required for appliances that are of the manually operated type and are factory equipped with standing pilot burner ignition systems.'
6. Delete Section 621.2.
7. Modify Section 621.4 Prohibited locations as follows: Unvented room heaters shall not be installed within occupancies in Use Groups A, B, E, I, M and R. The location of unvented room heaters shall also comply with IFGC Section 303.3.
8. Delete Section 621.7 and 621.7.1

D. To the 2015 International Mechanical Code:

1. Section 106.5.2 Fee Schedule shall read: Mechanical permit fees shall be set in accordance with Section 54-5017 of the Idaho Code.
2. Section 303.3 Prohibited Locations: Delete Item 2, 3 and 4.
3. Section 504.8.1 Add, 'Dryer duct may be constructed of 0.013 (30 gauge) or equivalent if prefabricated 0.016 928 gauge) ducts and fittings are not available.'
4. To Section 507.1.1 add the following exception: Exception: An interlock between the cooking appliance and the exhaust hood shall not be required for appliances that are of the manually operated type and are factory-equipped with standing pilot burner ignition systems.

E. To the 2015 International Fire Code:

1. Section 109.4 replace [SPECIFY OFFENSE] with the word 'misdemeanor' and delete the rest of that sentence.
2. Delete Section 111.4
3. To Section 903.2.8 Add the following exception:

Exception: All townhouses, single family homes and multiple family dwellings up to two (2) units by Idaho State Law SB218.

4. Delete Section 903.2.8.1
5. Delete Section 903.2.8.4 and replace it with, '903.2.8.4 Care facilities. Care facilities housing eight or fewer residents in single family dwellings shall not be required to have automatic fire sprinklers. If automatic fire sprinklers are installed, they shall be in accordance with 903.3.1.3.
6. Section 906.1 delete item #4.
7. Delete Section 5704.2.9.6.1 and replace it with 'Section 5704.2.9.6.1 Locations where above-ground tanks are prohibited. Storage of Class I and II liquids in above ground tanks shall be prohibited in zones as established by Bonneville County Zoning and Building Ordinance as follows, A-1 Agricultural density plat, R-1, R-1.5, R-2, R-3, RA-1, RA-2, RA-3, RA-4, MH, R-P, LNC, SC-1, C-1 and P-B. Above ground storage of Class I and II flammable and combustible liquids in these zones shall be limited to the amounts necessary for maintenance and operation of equipment in accordance with Section 5704.3.4.4 of the International Fire Code.
8. Section 5706.2 replace the text with, 'Permanent and temporary storage and dispensing of Class I and II liquids for private use on farms, construction sites, earth-moving projects and gravel pits shall be in accordance with Sections 5706.2.1 through 5706.2.8.1.
9. Delete Section 5706.2.4.4 and replace it with, '5706.2.4.4 Locations where above-ground tanks are prohibited. Storage of Class I and II liquids in above-ground tanks shall be prohibited in zones as established by Bonneville County Zoning and Building Ordinance as follows, A-1 Agricultural density plat, R-1, R-1.5, R-2, R-3, RA-1, RA-2, RA-3, RA-4, MH, R-P, LNC, SC-1, C-1 and P-B. Above ground storage of Class I and II flammable and combustible liquids in these zones shall be limited to the amounts necessary for maintenance and operation of equipment in accordance with Section 5704.3.4.4 of the International Fire Code.
Exception: Private use on farms, construction sites, gravel pits and earth-moving projects as outlined in Section 5706.2.'
10. Delete Section 5806.2 and replace it with, '5806.2 Limitations. The storage and use of flammable cryogenic fluids in stationary containers outside of buildings is prohibited in zones as established

by Bonneville County Zoning and Building Ordinance as follows, A-1 Agricultural density plat, R-1, R-1.5, R-2, R-3, RA-1, RA-2, RA-3, RA-4, MH, R-P.’

11. Delete Section 6104.2 and replace it with, ‘6804.2 Maximum capacity within established limits. Storage of liquefied petroleum gas shall be restricted to an aggregate capacity of 2,000 gallons water capacity in zones as established by Bonneville County Zoning and Building Ordinance as follows, A-1 Agricultural density plat, R-1, R-1.5, R-2, R-3, RA-1, RA-2, RA-3, RA-4, MH, R-P, LNC, SC-1, C-1 and P-B.

Exception: In particular installations, this capacity limit shall be determined by the fire code official, after consideration of special features such as topographical conditions, nature of occupancy and proximity to other buildings, capacity of proposed LP-gas containers, degree of fire protection to be provided and the capabilities of the local fire department.

Section 3. Exemptions: Agricultural buildings are exempt from the building codes adopted herein but shall remain subject to placement requirements established by zoning regulations. Qualification as an agricultural building will be determined upon adherence to the definition of agricultural building in Section 202 of the IBC and the property on which the building is sited has been determined by the Bonneville County Assessor to be land actively devoted to agriculture per Section 63-604 of the Idaho Code.

Section 4. 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 5. Repeal of Conflicting Provisions: All provisions of the current Code or ordinances of the County of Bonneville which conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 6. Effective Date: This ordinance shall be effective upon its passage and publication as provided by law.

Enacted by the County Commissioners of Bonneville County as an ordinance of Bonneville County on the 18th day of December 2018.

BONNEVILLE COUNTY COMMISSIONERS

Roger S. Christensen, Chairman

Bryon Reed, Member

Dave Radford, Member

ATTEST:

County Clerk

Published: December 25, 2018