



Proposed 2006 International Building Code Amendments

Reference Proposed Revisions – §70.101(d)

Bold underlined text is new language
~~[Strike through text]~~ is deleted language

Chapter 1 Administration

101.1 Title.

These regulations shall be known as the Building Code of **Texas Industrialized Housing and Buildings Program** ~~[[NAME OF JURISDICTION]]~~, hereinafter referred to as “this code.”

Reason: To identify the code as the building code for the IHB program.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

101.3 Intent.

The purpose of this code is to establish the minimum requirements to safeguard the public health, safety and general welfare through structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, and safety to life and property from fire and other hazards attributed to the built environment and to provide safety to fire fighters and emergency responders during emergency operations. **Where conflicts occur between the provisions of this code and the provisions of Chapter 1202 of the Occupations Code, Industrialized Housing and Buildings, or the provisions of 16 Texas Administrative Code, Chapter 70, rules governing the Texas Industrialized Housing and Buildings program, the provisions of Chapter 1202 of the Occupations Code and 16 Administrative Code, Chapter 70 shall control.**

Reason: Clarify that the statute and rule govern where there are differences between the adopted codes and the statute and rules.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

101.4 Referenced codes.

The other codes listed in Sections 101.4.1 through **101.4.8** ~~[101.4.7]~~ and referenced elsewhere in this code shall be considered part of the requirements of this code to the prescribed extent of each such reference. **Whenever amendments have been adopted to the referenced codes and standards, each reference to said code and standard shall be considered to reference the amendment as well. Any reference to NFPA 70 or the ICC Electrical Code shall mean the Electrical Code as adopted.**

Reason: To clarify that all codes referenced in the IBC are part of the IBC and that the amendments are part of the IBC.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

101.4.8 Alterations

The provisions of the International Existing Building Code shall apply to all matters governing the repair, alterations or additions, and changes of occupancy of existing previously occupied industrialized buildings that are designed to be transported from one commercial site to another commercial site.

Reason: Clarify that the IEBC is the code used for alterations of industrialized buildings.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

102.6 Existing structures.

The legal occupancy of any structure existing on the date of adoption of this code shall be permitted to continue without change, except as is specifically covered in this code, the International Property

Maintenance Code or the International Fire Code, or as is deemed necessary by the building official for the general safety and welfare of the occupants and the public. **Existing industrialized buildings that bear an approved certification decal or insignia in accordance with the requirements of Chapter 1202 of the Occupations Code and 16 Texas Administrative Code, Chapter 70, and that have not been altered or modified, shall be considered to be in compliance with the current mandatory building code adopted by the Texas Industrialized Building Code Council.**

Reason: To comply with the requirements of the IHB statute.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

104.1 General.

The building official is hereby authorized and directed to enforce the provisions of this code. The building official shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in compliance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code. **The term building official as used in this code, or as used in the codes and standards referenced in this code, shall mean the Texas Commission of Licensing and Regulations, the executive director of the Texas Department of Licensing and Regulation, the Texas Industrialized Building Code Council, or the local building official in accordance with the powers and duties assigned to each in Chapter 1202 of the Occupations Code, Industrialized Housing and Buildings.**

Reason: To clarify that the role of the building official is set by the IHB statute.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

§110 Certificate of Occupancy.

Reason: Revisions to 110.1 through 110.4 are made to clarify that certificates of occupancy for the IHB program are issued by the local building official and not the Department.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

110.1 Use and occupancy.

No building or structure shall be used or occupied, and no change in the existing occupancy classification of a building or structure or portion thereof shall be made until the **local** building official has issued a certificate of occupancy **in accordance with the locally adopted rules and regulations.** ~~[therefor as provided herein.]~~ Issuance of a certificate of occupancy shall not be construed as an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction.

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

110.2 Certificate issued.

The local building official shall issue a certificate of occupancy in accordance with the locally adopted rules and regulations. ~~[After the building official inspects the building or structure and finds no violations of the provisions of this code or other laws that are enforced by the department of building safety, the building official shall issue a certificate of occupancy that contains the following:-~~

- ~~1. The building permit number.~~
- ~~2. The address of the structure.~~
- ~~3. The name and address of the owner.~~
- ~~4. A description of that portion of the structure for which the certificate is issued.~~
- ~~5. A statement that the described portion of the structure has been inspected for compliance with the requirements of this code for the occupancy and division of occupancy and the use for which the proposed occupancy is classified.~~
- ~~6. The name of the building official.~~
- ~~7. The edition of the code under which the permit was issued.~~
- ~~8. The use and occupancy, in accordance with the provisions of Chapter 3.~~
- ~~9. The type of construction as defined in Chapter 6.~~

- ~~10. The design occupant load.~~
~~11. If an automatic sprinkler system is provided, whether the sprinkler system is required.~~
~~12. Any special stipulations and conditions of the building permit.]~~

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

110.3 Temporary occupancy.

The local building official shall issue a temporary certificate of occupancy in accordance with locally adopted rules and regulations. ~~[The building official is authorized to issue a temporary certificate of occupancy before the completion of the entire work covered by the permit, provided that such portion or portions shall be occupied safely. The building official shall set a time period during which the temporary certificate of occupancy is valid.]~~

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

110.4 Revocation.

The local building official may suspend or revoke a certificate of occupancy or completion issued under the provisions of this code in accordance with locally adopted rules and regulations. ~~[The building official is authorized to, in writing, suspend or revoke a certificate of occupancy or completion issued under the provisions of this code wherever the certificate is issued in error, or on the basis of incorrect information supplied, or where it is determined that the building or structure or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.]~~

☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆ ☆

Chapter 3 Use and Occupancy

311.3 Low-hazard storage, Group S-2.

Includes, among others, buildings used for the storage of noncombustible materials such as products on wood pallets or in paper cartons with or without single thickness divisions; or in paper wrappings. Such products are permitted to have a negligible amount of plastic trim, such as knobs, handles or film wrapping. Storage uses shall include, but not be limited to, storage of the following:

Aircraft hangar
Asbestos
Beverages up to and including 12-percent alcohol in metal, glass or ceramic containers
Cement in bags
Chalk and crayons
Dairy products in nonwaxed coated paper containers
Dry cell batteries
Electrical coils
Electrical motors
Empty cans
Equipment shelters
Food products
Foods in noncombustible containers
Fresh fruits and vegetables in nonplastic trays or containers
Frozen foods
Glass
Glass bottles, empty or filled with noncombustible liquids
Gypsum board
Inert pigments
Ivory
Meats
Metal cabinets
Metal desks with plastic tops and trim
Metal parts
Metals

**Texas Industrialized Housing and Building Program
Proposed 2006 IBC Amendments**

Mirrors
Oil-filled and other types of distribution transformers
Parking garages, open or enclosed
Porcelain and pottery
Stoves
Talc and soapstones
Washers and dryers

Reason: To clarify the occupancy group of equipment shelters.

☆☆☆☆☆☆☆☆☆☆☆☆☆☆☆☆

Chapter 11 Accessibility

Delete Sections 1102 through 1110. Amend section 1101.2.

1101.2 Design.

Buildings and facilities shall be designed and constructed to be accessible in accordance with this code and the **Texas Accessibility Standards (TAS)**~~[ICC A117.1]~~. **Wherever reference elsewhere in this code is made to ICC A117.1, ICC/ANSI A117.1, or ANSI A117.1, the TAS of Texas Government Code, Chapter 469, Elimination of Architectural Barriers shall be substituted. Buildings subject to the requirements of the Texas Accessibility Standards are described in Administrative Rules of the Texas Department of Licensing and Regulation, 16 Texas Administrative Code, Chapter 68.**

Reason: To clarify that the Texas accessibility requirements apply to IHB buildings and to accurately reference the Accessibility rules.

☆☆☆☆☆☆☆☆☆☆☆☆☆☆☆☆

Chapter 35 Referenced Standards

Delete ICC/ANSI A117.1-03 and add IEBC-06.

ICC

International Code Council
5203 Leesburg Pike, Suite 600
Falls Church, VA 22041

Standard Reference Number	Title	Referenced in code section number
ICC/ANSI A117.1—03	Accessible and Usable Buildings and Facilities	406.2.2, 907.9.1.4, 1007.6.5, 1010.1, 1010.6.5, 1010.9, 1011.3, 1101.2, 1102.1, 1103.2.14, 1106.7, 1107.2, 1108.2.2, 1109.1, 1109.2, 1109.2.1.1, 1109.2.2, 1109.3, 1109.4, 1109.8, 3001.3, 3409.6, 3409.8.2, 3409.8.3]
ICC 300—02	ICC Standard on Bleachers, Folding and Telescopic Seating and Grandstands	1025.1.1, 3401.1
ICC EC—06	ICC Electrical Code®	101.4.1, 107.3, 414.5.4, 415.8.2.8.1, 904.3.1, 907.5, 909.11, 909.12.1, 909.16.3, 1205.4.1, 1405.10.4, 2701.1, 2701.1, 3401.3

Texas Industrialized Housing and Building Program
Proposed 2006 IBC Amendments

Standard Reference Number	Title	Referenced in code section number
ICC IEBC – 06	International Existing Building Code®	101.4.8

Reason: ICC/ANSI A117.1 has been deleted as the accessibility code for the IHB program. To assure compliance with the adoption of the IEBC in §101.4.8.

☆ ☆

Add NFPA 70-08.

NFPA

National Fire Protection Association
1 Batterymarch Park
Quincy, MA 02269-9101

Standard Reference Number	Title	Referenced in code section number
61—99	Prevention of Fires and Dust Explosions in Agricultural and Food Product Facilities	415.6.1
70-08	National Electric Code	101.4.8
72—02	National Fire Alarm Code	901.6, 903.4.1, 904.3.5, 907.2, 907.2.1.1, 907.2.10, 907.2.10.4, 907.2.11.2, 907.2.11.3, 907.2.12.2.3, 907.2.12.3, 907.4, 907.5, 907.9.2, 907.10, 907.14, 907.16, 907.17, 911.1, 3006.5

Reason: To assure compliance with the adoption of the 2008 NEC in rule §70.100.

☆ ☆

Add the following promulgating agency and standard to Chapter 35.

TDLR

Texas Department of Licensing and Regulation
PO Box 12157
Austin, TX 78711

<u>Standard Reference Number</u>	<u>Title</u>	<u>Referenced in code section number</u>
<u>TAS</u>	<u>Texas Accessibility Standards as adopted under 16 Administrative Code, Chapter 68</u>	<u>406.2.2, 907.9.1.4, 1007.6.5, 1010.1, 1010.6.5, 1010.9, 1011.3, 1101.2, 3001.3, 3409.6, 3409.8.2, 3409.8.3</u>

Reason: To assure compliance with the adoption of TAS in §1101.2.

***Texas Industrialized Housing and Building Program
Proposed 2006 IBC Amendments***

