



**CODE AMENDMENTS
TO THE**

**2021
INTERNATIONAL
EXISTING BUILDING
CODE**

INTERNATIONAL EXISTING BUILDING CODE AMENDMENTS

AMEND Section 101.1 as follows:

101.1 Title

These regulations shall be known as the 2021 International Codes for the City of Bartlett hereinafter referred to as this code.

ADD Section 101.7.1 as follows:

101.7.1 Appendices adopted

Appendix A – Guidelines for the Seismic Retrofit of Existing Buildings.

Appendix B – Supplemental Accessibility Requirements for Existing Buildings and Facilities of the 2015 Edition of the *ICC International Existing Building Code* are adopted.

ADD A New Section 101.8 as follows:

101.8 Maintenance.

Buildings and parts thereof shall be maintained in a safe and sanitary condition. The provisions of this code and the Building Code shall apply to the maintenance of existing buildings and premises; equipment and facilities; light, ventilation, space heating, sanitation, life and fire safety hazards, responsibilities of owners, operators, and occupants; and occupancy of existing buildings. The owner or owner's designated agent shall be responsible for the maintenance of the building. To determine compliance with this subsection, the Building Official shall have the authority to require a building to be reinspected. Except where specifically permitted by this code, the code shall not provide the basis for removal or abrogation of the fire protection and safety systems and devices in the existing buildings.

AMEND Section 105.2 as follows:

105.2 Work Exempt from Permits.

Exemptions 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 this jurisdiction. Permits shall not be required for the following:

1. Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.
2. Temporary motion picture, television, and theater stage sets and scenery.
3. Reserved

Delete permit exemptions for Mechanical, Plumbing and Gas.

ADD Section 105.4.1 as follows:

105.4.1 Permitting and Inspection.

The inspection and permitting of any building system or plans by any jurisdiction, under the requirements of the Technical Codes shall not be construed in any court as a warranty of the physical condition of such building, system or plans or their adequacy. No jurisdiction or any employee thereof shall be liable in tort for damages for any defect or hazardous or illegal condition or inadequacy in such building, system or plans, or for any failure of any component of such, which may occur subsequent to such inspection or permitting.

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ADD Section 106.2.1.1 as follows:

106.2.1.1 Structural and Fire Resistance Integrity.

Construction documents for all buildings shall indicate how required structural and fire resistant integrity will be maintained. Where a penetration of a require fire restraint wall, floor or partition will be made for electrical, gas, mechanical, plumbing or communication conduits, pipes, and systems the plans shall indicate in sufficient detail how the fire integrity will be maintained.

AMEND Section 107.1 as follows:

107.1 General.

The Code Official is authorized to issue permits for temporary structures and temporary uses such as construction sheds, seats, canopies, tents, and fences used for construction work or for temporary purposes. Such permits shall be limited as to time of service, but shall not be permitted for more than 180 days. The Code Official is authorized to grant extensions for demonstrated cases.

AMEND Section 109.3.7 as follows:

109.3.7 Other Inspections.

In addition to the inspections specified above the Code Official is authorized to make or require other inspections of any construction work to ascertain compliance with the provisions of this code and other laws that are enforced by the City of Bartlett Code Enforcement.

AMEND Section 110.2 as follows:

110.2 Certificate Issued.

After the Code Official inspects the building and finds no violations of the provisions of this code or other laws that are enforced by the City of Bartlett, the Code Official shall issue a certificate of occupancy that shall contain 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. Any special stipulations and conditions of the building permit.

ADD the following to the end of Section 114.2:

Where an emergency exists, the Code Official shall not be required to give written notice prior to stopping work.

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ADD to Section 202 as follows:

International Building Code – Whenever the word “International Building Code is used in this code as adopted, it shall mean the 2021 Edition of the *ICC International Building Code* with local amendments thereto and will be known as the 2021 Bartlett Building Code.

International Electric Code – Whenever the word “International Electrical Code” is used in this code as adopted, it shall mean all the 2017 Edition of the *National Electrical Code (NEC)* with local amendments thereto, and will be known as the 2017 Bartlett Electrical Code.

International Existing Building Code – Whenever the word “International Existing Building Code (IEBC)” is used in this code as adopted, it shall mean all the 2021 Edition of the *ICC International Existing Building Code* with local amendments and will be known as the 2021 Bartlett Building Code.

International Fire Code – Whenever the word “International Fire Code (IFC)” is used in this code adopted, it shall mean all the 2021 Edition of the *ICC International Fire Code* with local amendments as adopted by the City of Bartlett and will be known as the 2021 Bartlett Fire Code.

International Fuel Gas Code – Whenever the word “International Fuel Gas Code (IFGC)” is used in this code as adopted, it shall mean all of the 2021 Edition of the *ICC International Fuel Gas Code* with local amendments and will be known as the 2021 Bartlett Fuel Gas Code.

International Mechanical Code – Whenever the word “International Mechanical Code (IMC)” is used in this code as adopted, it shall mean all the 2021 Edition of the *ICC International Mechanical Code* with local amendments and will be known as the 2021 Bartlett Mechanical Code.

International Plumbing Code – Whenever the word “International Plumbing Code (IPC)” is used in this code as adopted, it shall mean all the 2021 Edition of the *ICC International Plumbing Code* with local amendments and will be known as the 2021 Bartlett Plumbing Code.

AMEND Section 1401.6.3.2 as follows:

1401.6.3.2 Floor/Ceiling Construction.

A floor/ceiling assembly used to create compartments shall conform to Section 712 of the International Building Code and shall have a fire-resistance rating of not less than 2 hours.

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ADD Sections 1510 Through 1519 as follows:

1510 Demolition of Buildings

1510.1 Demolition Permits.

The standards set forth in this section shall apply to the demolition of buildings or structures for which a permit is required under Section 105 of the International Codes.

1510.2 Definition.

Demolition – the act of razing, dismantling, or removal of a building or structure, or portion thereof to the ground level.

1510.3 Time Limit.

Notwithstanding the provision of Section 104.6, the Code Official may impose a time limit as an additional condition of a permit for completion of demolition work once such work shall have commenced. The Code Official may also provide one or more extensions of time with such extensions granted in no more than 30 day intervals, upon written request by the contractor or owner conducting the demolition when good cause is present. Any extension shall only be granted in writing.

1511 Standards

1511.1 Limit Unsafe Working Conditions.

Demolition work having commenced shall be pursued diligently and without unreasonable interruption with due regard to safety. It is the intent of this section to limit the existence of an unsafe condition or nuisance on the premises during the period of demolition operations.

1511.2 Fill Lot to Grade.

Any surface holes or irregularities, wells, septic tanks, non-petroleum underground storage tanks, basements, cellars, sidewalk vaults, or coal chutes remaining after demolition of any building or structure shall be filled with material as approved by the Code Official, and shall be graded in such manner that will provide effective surface drainage.

1511.3 Remove Debris.

All debris and accumulation of material resulting from demolition of any building or structure shall be removed from the premises.

1511.4 Seal Sewer Pipes.

All building sanitary sewers shall be effectively plugged with concrete 18 inches below grade or as may be required by the Code Official.

1511.5 Dust Control.

Except where there is adequate space, or approval has been granted by the Code Official, the demolition of a multi-story building by other than explosive means shall proceed with the complete removal of one story at a time. In the demolition of any building other than by explosive means, story after story shall be removed and shall be properly wet to alleviate any dust.

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1511.6 Proper Demolition Procedures.

No wall, chimney, or other construction shall be allowed to fall in mass on an upper floor. Bulky material, such as beams and columns, shall be lowered and not allowed to fall. When any building over one story in height is demolished, precautions for protecting the public shall be taken as prescribed in Chapter 33.

1512.1 Inspections.

In lieu of the inspections required by Section 109 of the Bartlett Building Code, the Code Official shall make the following inspections upon notification from the permit holder or his agent:

1. Initial Inspection: To be made after all utility connections have been disconnected and secured in such manner that no unsafe or unsanitary conditions shall exist during or remain after demolition operations.
2. Final Inspections: To be made after all demolition work is completed.

1513 Permits

1513.1 Required.

No person, firm or corporation shall wreck, demolish, or raze any building or structure within Bartlett without first obtaining a permit from the City of Bartlett. Such permit shall be issued only to a person, firm or corporation licensed as a demolition contractor in accordance with the provisions of the Technical Codes.

Exception: A permit may be issued to the property owner of record for demolition of his own residential building if such building is not more than two stories in height and contains not more than 5,000 square feet per floor. The property owner shall be required to make affidavit in his application for permit that he shall personally supervise all demolition and clean up of the site for which the permit was issued.

1513.2 Application for Permit.

Application for demolition permit shall be made by the owner of the building or structure, or authorized agent of the owner, or by a licensed demolition contractor employed by the owner. The full names and addresses of the owner, applicant, and responsible officers, if the owner is a corporate body, shall be stated, and the application shall be signed by the owner and the demolition contractor. In the case of all commercial buildings, or residential buildings being razed by a contractor for the development of commercial property, notice from the Shelby County Health Department that a "Ten Day Asbestos Notice" has been filed with that Department's Pollution Control Section is also required.

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1513.3 Approval of Permit.

The Code Official shall cause to be examined all applications for permit within a reasonable time after filing. If the proposed work conforms to the requirements of this Section, regarding proof of liability insurance and posting of necessary deposit and when necessary, filing of a pre-demolition survey, the Building Official shall issue a permit therefore as soon as practical. Each permit to raze a building shall name the owner of the property to be razed and the person performing the razing work for or on behalf of such owner, and such permit shall be valid only so long as the razing work authorized by it is actually performed by or under the supervision of the person named thereon as being the person to perform such work. It shall be a violation of this code for any person to perform work in connection with the razing of a building under the purported authority of a permit, which does not name them as the person to perform such work.

1515.3.1 Time Limitations.

Each permit shall set forth a definite number of days in which demolition work shall be completed and the premises cleaned as required hereinafter. An extension of time may be granted by the Code Official for good cause.

1513.3.2 Service Connections.

Before a structure can be demolished or removed, the owner or agent shall notify all utilities having service connections within the structure such as water, electric, gas, sewer, and other connections. A permit to demolish or remove a structure shall not be issued until a release is obtained from the utilities stating that their respective service connections and appurtenant equipment have been removed and plugged in a safe manner. Sewer lines shall be capped in an approved manner, approximately 18 inches below grade, by the demolition contractor. A capped sewer line shall not be covered until it has been inspected. If covered, the contractor shall expose the cap for inspection.

1514 Safeguards During Demolition

1514.1 Roof Covering.

During the demolition of any building exceeding one story in height that is located at a distance less than 10 feet, or less than $\frac{1}{4}$ of the height of the building, from any street or alley property line, or when required by the Code Official, a roof covering for the entire length of the project shall be provided over the temporary or permanent sidewalk, from the time demolition commences above the second floor level until materials are no longer being used or handled on the front above such walk. Where required for demolition operation, the passageway shall be covered with an enclosed canopy or shed the width of the passageway with a head clearance of not less than 7 feet. The support shall be four-inch by six-inch (4" x 6") timbers, with beams of three-inch by twelve-inch (3"x12") timbers on centers of not over four feet (4'), and such shed shall be roofed with two layers of sound two-inch (2") planks; however, other construction of equal strength may be used when approved by the Code Official. The sides shall be enclosed with tight, smooth sheathing and such covered walks shall be suitably lighted with necessary.

Exception: Where, in the opinion of the Code Official, a covered walk is not necessary, permission may be granted to block off part of the sidewalk, street, or alley with the approval of the traffic engineer.

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1514.2 Fence.

Where the distance from the building to the street or alley property line is less than half the height of the building, a fence of solid construction at least six feet high shall be provided.

1514.3 Sidewalk Access.

Areas occupied by a sidewalk or temporary walkway in use shall not be excavated unless such area is provided with a walkway capable of supporting at least 150 pounds per square foot. Walkways shall be provided with suitable ramps at each end.

1515 Method of Razing

1515.1 Required to Start at Top.

Razing, by other than explosive means, shall begin at the top of the structure and proceed downward. No wall, beam, column, or member supporting a load shall be disturbed or weakened until such load is entirely removed. All masonry walls shall be removed unit by unit or in the manner approved by the Code Official. All loosened materials and debris shall be removed from time-to-time so as not to accumulate in such quantity or in such weight as may overload any floor, platform, or scaffold. Plain or reinforced concrete structures shall be razed in such sections and in such manner as approved by the Code Official.

1515.2 Prohibitions.

No structure or portion thereof being demolished or declared to be dangerous or unsafe shall be thrown, pulled or blasted, unless special approval is given by the Code Official.

1515.3 Control of Dust.

All material and rubbish apt to produce dust must be kept wet or covered to prevent its being blown by the wind.

1515.4 Approval of Debris Disposal.

All demolition debris, which is not being reused or recycled, must be disposed of in a place approved by the governing authority. Materials to be recycled or reused that are stored on-site during demolition activities shall be managed and stored so as not to pose a danger to workers on the site or to the general public.

1516 Treatment of Party Walls

1516.1 Masonry Walls.

When any building or other structures is demolished so as to expose any party wall which forms a part of the building or other structure upon which any of the aforesaid operations are being performed, the permit holder shall repair and restore any flashing and other weatherproofing of adjoining property which is broken or damaged during such operations, and shall fill from the exposed side of such party wall any and all holes. For purposed of this section, a "party wall" is a dividing partition between two adjoining buildings (or units) that is shared by the tenants of each residence or business. The permit holder shall also install such new flashing as may be required to protect any vertical joints exposed by the permitted demolition operations.

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1516.2 Non-Masonry Walls.

Where party walls are of other than masonry construction, such walls shall be restored and weather proofed in accordance with the requirements of the building code for exterior walls of the particular type of construction involved. All such party walls shall be faced with material commonly used, or exterior finish identical to, or as closely resembling as practicable, the facing material of the other exterior walls of the building left standing, and shall be painted or otherwise finished in a manner similar to other parts of the building.

1517 Protection for Open Pits and Holes.

Demolition shall be properly protected with barricades and warning lights, as directed by the Code Official, until such time as they can be properly filled to grade. All excess materials, rubbish, and debris shall be removed from the premises.

1518 Treatment of Lot After Building Demolished or Removed

1518.1 Leveling.

When a structure or building is demolished or removed, all walls, except party walls, including foundations and basement walls located on the lot involved in razing operation, shall be reduced to a level at least 18 inches (46 cm) below the final grade. Excavations, holes, and depressions shall be filled and leveled to provide a final grade, which will affect good drainage. The finished surface of the lot shall be free of holes and depressions, which could accumulate water or be hazardous to pedestrians. All grade slabs shall be removed from the site.

1518.2 Fill.

No materials other than clean earth may be used in filling depressions and grading the site. All excess earth, brick, lumber, and other building materials and debris shall be removed from the site, and the premises shall be left in a safe, clean, and sanitary condition.

1519 Failure to Clean Premises.

Failure of a person, firm, or corporation to comply with the provisions dealing with the cleaning of premises shall be sufficient cause to withhold a demolition contractor's privilege of obtaining demolition permits until there has been compliance with the cleaning provisions. Repeated failure to properly clean premises shall be cause for suspension or revocation of a contractor's license.