

TITLE 9
BUILDING REGULATIONS

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CHAPTER 1
BUILDING CODES

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- 9-1-1: International Codes Adopted
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- 9-1-4: Copies Of Codes On File
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9-1-1: **INTERNATIONAL CODES ADOPTED¹:**

- A. Codes Adopted: The following uniform or model codes, standards, appendices, pamphlets and supplements are hereby adopted by the city as though fully set forth herein for the purpose of regulating the erection, construction, enlargement, alteration, repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area and maintenance of buildings, structures and signs in the city:
1. International building code, including all rules promulgated by the Idaho building code board to provide equivalency with the provisions of the Americans with disabilities act accessibility guidelines and the federal fair housing act accessibility guidelines.
 2. International residential code, parts I through IV and IX.
 3. International energy conservation code.
- B. Enforcement: The city shall enforce its building codes, including the aforementioned adopted codes in subsection A of this section, under a building code enforcement program in compliance with the provisions of Idaho Code section 39-4116, and may further contract with a public or private entity to administer such building code enforcement program. (Ord. 256, 4-4-2005)

1. IC § 39-4116.

9-1-2: OTHER CODES ADOPTED:

- A. **Plumbing Code:** There is adopted for the purpose of providing certain minimum standards and requirements for the use, installation and design of plumbing and plumbing systems in the city the national plumbing code of the American Standards Association and as the national plumbing code shall be amended, revised, compiled and published from time to time, and the same is hereby adopted and incorporated as an ordinance of the city as fully as though set forth at length herein.
- B. **Electrical Code:** There is adopted for purpose of providing certain minimum standards and requirements for the use, installation and design of all installations in the city of wires and equipment to convey electrical current and installations of apparatus to be operated by such current, the national electrical code as approved by the American Standards Association and as the national electrical code shall be amended, revised, compiled and published from time to time, and the same is adopted and incorporated as an ordinance of the city as fully as though set forth at length herein.
- C. **Life Safety Code:** There is adopted for the purpose of regulating and controlling life safety, the life safety code, prepared by National Fire Protection Association, published by the National Fire Protection Agency, current edition thereof, and as the same may hereafter be revised or amended, and the same is adopted and incorporated as an ordinance of the city as fully as though set forth at length herein. (Ord. 193, 10-11-1982)

9-1-3: BUILDING CODE BOARD OF APPEALS: Any provision of the international building code notwithstanding, in the event the mayor and city council should not choose to appoint a board of appeals, then and in that event, the city council shall act as a board of appeals in all matters pertaining to said code. (Ord. 193, 10-11-1982; amd. 2011 Code)

9-1-4: COPIES OF CODES ON FILE: One copy of each of the codes adopted in sections 9-1-1 and 9-1-2 of this chapter, together with all amendments thereto, duly certified by the city clerk-treasurer, shall be kept on file in his office for use and examination by the public. (Ord. 193, 10-11-1982; amd. 2011 Code)

9-1-5: **PENALTY:** Any person who violates any of the provisions of this chapter, or the codes adopted in sections 9-1-1 and 9-1-2 of this chapter, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be subject to penalty as provided in section 1-4-1 of this code. (2011 Code)

CHAPTER 2

BUILDING PERMIT PROCEDURE

SECTION:

9-2-1:	Short Title
9-2-2:	Interpretation
9-2-3:	Permit Procedure; Fee
9-2-4:	Review Items
9-2-5:	Violation; Penalty

9-2-1: **SHORT TITLE:** This chapter may be cited and referred to as the *BUILDING PERMIT ORDINANCE*. (Ord. 176, 1975)

9-2-2: **INTERPRETATION:** The provision of this chapter shall be liberally construed to effectuate their purposes. (Ord. 176, 1975)

9-2-3: **PERMIT PROCEDURE; FEE:**

- A. Permit Required: No person, firm or corporation may erect, construct, enlarge, alter, repair, improve, move, demolish, or build any structure within the jurisdiction of the city without having first obtained a separate building permit for each structure from the mayor or his authorized representative.
- B. Application Forms: Building permit applications may be obtained from the clerk-treasurer.
- C. Information Required: The completed building permit application form shall be returned to the mayor or his authorized representative for review. Accompanying the application shall be a sketch of the location of the proposed building or structure and a narrative explanation of the activity proposed.

- D. **Permit Approval Or Denial:** Approval or denial of a building permit shall be made by a majority vote of the city council at a regularly scheduled meeting of that council. The action taken shall be entered into the minutes of the meeting and thereby constitutes official notification of approval or denial without the necessity of additional forms or letters. (Ord. 176, 1975)
- E. **Fee:**
1. With each building permit application, a fee as set by the city council will be paid at the time of submittance for review. (Ord. 176, 1975; amd. 2011 Code)
 2. Said fee is nonrefundable even in the event of denial of a building permit. (Ord. 176, 1975)

9-2-4: **REVIEW ITEMS:**

- A. **Flooding:**
1. The mayor or his authorized representative shall review all building permit applications for new construction or substantial improvements to determine whether proposed building sites will be reasonably safe from flooding.
 2. If a proposed building site is in a location that has a flood hazard, any proposed new construction or substantial improvements (including prefabricated and mobile homes) must be designed (or modified) and anchored to prevent flotation, collapse, or lateral movement of the structure, use construction materials and utility equipment that are resistant to flood damage and use construction methods and practices that will minimize flood damage.
 3. Public utilities and facilities such as sewer, gas, electrical and water systems shall be located, elevated, and constructed to minimize or eliminate flood damage, and adequate drainage shall be provided so as to reduce exposure to flood hazards.
- B. **Compliance With Ordinances And Resolutions:** All building permit applications shall be reviewed for verification of compliance with ordinances and resolution of the city in effect at the time of permit application. (Ord. 176, 1975)

9-2-5: **VIOLATION; PENALTY:**

- A. **Penalty Imposed:** Any person, firm or organization violating any provisions of this chapter shall be deemed guilty of a misdemeanor, and subject to penalty as provided in section 1-4-1 of this code. Each day that a violation is permitted to exist may constitute a separate offense. (Ord. 176, 1975; amd. 2011 Code)

- B. **Compliance Required:** The imposition of any fine or sentence shall not exempt the offender from compliance with the requirements of the provisions of this chapter. (Ord. 176, 1975)