

ORDINANCE NO. 2012-08

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA AMENDING CHAPTER 5 BUILDINGS AND BUILDING REGULATIONS OF THE PEORIA CITY CODE (1992) BY REPEALING SECTION 5-3 PERTAINING TO DWELLING UNIT SECURITY PROVISIONS AND ADOPTING SECTION 5-3 PERTAINING TO INTERNATIONAL ENERGY CONSERVATION – ADOPTED AND AMENDED; AMENDING SECTION 5-4 PERTAINING TO INTERNATIONAL PROPERTY MAINTENANCE CODE – ADOPTED AND AMENDED; REPEALING SECTION 5-7 PERTAINING TO MOVING BUILDINGS AND DESIGNATING SECTION 5-7 AS RESERVED; AMENDING SECTION 5-8 PERTAINING TO SLUM PROPERTY DESIGNATION AND APPEALS; INSPECTION FEES; AMENDING SECTION 5-9 PERTAINING TO BUILDING BOARD OF APPEALS; AMENDING SECTION 5-21 PERTAINING TO INTERNATIONAL BUILDING CODE – ADOPTED AND AMENDED; REPEALING SECTION 5-24 PERTAINING TO INSULATION MATERIALS AND DESIGNATING SECTION 5-24 AS RESERVED; AMENDING SECTION 5-25 PERTAINING TO INTERNATIONAL RESIDENTIAL CODE – ADOPTED AND AMENDED; AMENDING SECTION 5-41 PERTAINING TO NATIONAL ELECTRICAL CODE – ADOPTED AND AMENDED; AMENDING 5-44 INTERNATIONAL PLUMBING CODE – ADOPTED AND AMENDED; AMENDING SECTION 5-76 PERTAINING TO INTERNATIONAL MECHANICAL CODE – ADOPTED AND AMENDED; AMENDING SECTION 5-78 PERTAINING TO FUEL GAS CODE – ADOPTED AND AMENDED; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

THEREFORE, it is ordained by the Mayor and Council of the City of Peoria as follows:

SECTION 1. Chapter 5 of the Peoria City Code (1992) is amended by repealing Section 5-3 pertaining to Dwelling Unit Security Provisions and adopting Section 5-3 pertaining to International Energy Conservation Code – Adopted and Amended and which shall read as follows:

Sec. 5-3. Dwelling Unit Security Provisions-International Energy Conservation Code – Adopted and Amended.

~~(a) Purpose. The purpose of this Section is to establish minimum standards to make dwelling units resistant to unlawful entry.~~

~~(b) Scope. The provisions of this Section shall apply to openings into dwelling units of Group R occupancies and to openings between attached garages and dwelling units. Except for vehicular access, door openings in enclosed attached garages shall be in accordance with the provisions of this section.~~

~~(c) Exceptions. The provisions of this Section shall not apply to the following circumstances:~~

~~(1) An opening in an exterior wall when all portions of such openings are more than 12 feet (3658 mm) vertically or 6 feet (1829 mm) horizontally from an accessible surface of any adjoining yard, court, passageway, public way, walk, breezeway, patio, planter, porch or similar areas.~~

~~(2) An opening in an exterior wall when all portions of such openings are more than 12 feet (3658 mm) vertically or 6 feet (1829 mm) horizontally from the surface of any adjoining roof, balcony, landing, stair tread, platform or similar structure or when any portion of such surface is itself more than 12 feet (3658 mm) above an accessible surface.~~

~~(3) Any opening in a roof when all portions of such roof are more than 12 feet (3658 mm) above an accessible surface.~~

~~(4) Openings when the smaller dimension is 6 inches (152 mm) or less, provided the closest edge of the opening is at least 36 inches (914 mm) from the locking device of the door or window assembly.~~

~~(5) Openings protected by required fire door assemblies having a fire endurance rating of not less than 45 minutes.~~

~~(d) Entry Vision. All main or front entry doors to dwelling units shall be arranged so that the occupant has a view of the area immediately outside the door without opening the door. Such view may be provided by a door viewer having a field of view of not less than 180 degrees through windows or through view ports.~~

~~(e) For swinging doors, the following standards shall apply:~~

~~(1) Strike plate installation shall be governed as follows:~~

~~(i) In wood frame construction, an open space between trimmers and wood doorjamb shall be solid shimmed by a single piece extending not less than 12 inches (305 mm) above and below the strike plate.~~

~~(ii) Strike plates shall be attached to wood with not less than four No. 8 by 3 inch (76 mm) screws, which shall have a minimum of 3/4 inch (19 mm) penetration into the nearest stud. Strike plates when attached to metal shall be attached with not less than four No. 8 machine screws.~~

~~(iii) All strike plates of doors in pairs shall be installed as tested.~~

~~(2) Hinges. When hinges are exposed to the exterior, at least one of the three required hinges shall be equipped with non-removable hinge pins a mechanical interlock to preclude removal of the door from the exterior by removing the hinge pins. In wood construction, an open space between trimmers and wood doorjamb shall be solid shimmed extending not less than 6 inches (152 mm) above and below the plate.~~

~~(3) Locking hardware. Single swinging doors and the active leaf of doors in pairs shall be equipped with an approved exterior key operating deadbolt.~~

(A) A certain document, one copy of which is on file in the City Clerk's Office of the City of Peoria, being marked and designated as "International Energy Conservation Code, 2012 Edition," published by the International Code Council, Inc., is hereby adopted, as amended herein, as the Energy Conservation Code of the City of Peoria.

(B) The International Energy Conservation Code, 2012 Edition, is amended as follows:

Amend Section C101 (Commercial Provisions) as follows:

C101.2 Scope. Delete in its entirety and add as follows:

This code applies to commercial buildings and the building sites and associated systems and equipment on a voluntary participation basis.

SECTION 2. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-4 pertaining to International Property Maintenance Code – Adopted and Amended and which shall read as follows:

Sec. 5-4 International Property Maintenance Code – Adopted and Amended.

(A) A certain document, ~~three copies~~ one copy of which are is on file in the City Clerk's Office of the City of Peoria, being marked and designated as "International Property Maintenance Code, ~~2006~~ 2012 Edition," published by the International Code Council is hereby adopted, as amended herein, as the Code for establishing the minimum regulations governing the conditions and maintenance of property, buildings, and structures within the City of Peoria.

(B) The International Property Maintenance Code, ~~2006~~ 2012 Edition, is amended as follows:

Chapter 1, "Scope and Administration", is hereby amended as follows:

Amend Section 101.1 Title, by inserting the words "City of Peoria" as the name of the jurisdiction.

Amend Section 102.3 Application of other codes, by replacing the section in its entirety with the following:

102.3 Application of other codes. Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of the Peoria City Code. Nothing in this code shall be construed to cancel, modify, or set aside any provision of the Peoria City Code.

Amend Section 103.5 Schedule of fees by deleting it in its entirety.

Amend Section ~~111~~, Means of Appeal, by deleting Sections 111.2 through 111.8.

Chapter 3, "General Requirements", is hereby amended as follows:

Amend Section 302.4 Weeds, by inserting "six (6) inches" in the first sentence.

Amend Section 303, Swimming Pools, Spas and Hot Tubs by replacing it with the following:

303.1 Swimming pools. Swimming pools, spas, and hot tubs shall be maintained in a clean and sanitary condition, and in good repair.

303.2 Enclosures. Private swimming pools, hot tubs and spas, containing water more than 18 inches (457 mm) in depth shall be completely surrounded by a fence or barrier at least 60 inches (1524 mm) in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching. Where the self-latching device is less than 54 (1372

mm) inches above the bottom of the gate, the release mechanism shall be located on the pool side of the gate. Self-closing and self-latching gates shall be maintained such that the gate will positively close and latch when released from an open position of 6 inches (152 mm) from the gatepost. No existing pool enclosure shall be removed, replaced or changed in a manner that reduces its effectiveness as a safety barrier. Pool enclosures and barriers, including gates, locks, latches, doors, alarms and any other safety features, including interior child barriers, shall be maintained in safe and good working order at all times.

Amend Section 304.14 Insect Screens, by inserting the dates "January 1" and "December 31" in the first sentence.

Chapter 6, " Mechanical and Electrical Requirements", is hereby amended as follows:

Amend Section 602.3 Heat supply, by inserting the dates "January 1" and "December 31" in the first sentence.

Amend Section 602.4 Occupiable work spaces, by inserting the dates "January 1" and "December 31" in the first sentence.

SECTION 3. Chapter 5 of the Peoria City Code (1992) is amended by repealing Section 5-7 pertaining to Moving of buildings and designating Section 5-7 as Reserved:

Sec. 5-7. ~~Moving of buildings.~~ Reserved.

~~(a) No used dwelling or other used building shall be moved to any location in the city except as provided in this section.~~

~~(b) Prior to the time the building is moved, the building and the location upon which it is to be situated shall comply with all the requirements of all of the building, plumbing, electrical and sewer ordinances of the city governing the erection of new dwelling houses, except for actual utility hookups.~~

~~(c) The following minimum property development standards shall apply to ground floor area of the main structure, exclusive of one story open porches and garages or carports, and storage areas:~~

See Table 5-6.

~~(d) Covered parking of minimum dimensions of ten (10) feet by eighteen (18) feet shall be required in all residential applications. Variances from the provisions of this subsection may be granted by the board of adjustment only in cases involving~~

~~nonconforming lots.~~

~~(e) Storage facilities of minimum dimensions of five (5) feet by seven (7) feet shall be required in all residential applications.~~

SECTION 4. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-8 pertaining to Slum property designation and appeals; inspection fees and which shall read as follows:

Sec. 5-8 Slum property designation and appeals; inspection fees.

(aA) If the ~~Community Development Director~~ Economic Development Services Director finds that a residential rental property constitutes a "slum property" within the meaning of A.R.S. § 33-1901(3), then the ~~Community Development Director~~ Economic Development Services Director shall issue to the property owner or the owner's statutory agent a written notice of designation, either personally or by certified mail. The notice of designation shall identify what conditions exist on the property that meet the statutory criteria.

(bB) An owner of a residential rental property that has been designated as a slum property pursuant to Subsection (aA) of this Section may file an administrative appeal contesting the designation. At the time of filing an administrative appeal, the owner shall pay to the City \$150.00 as a fee for processing the appeal. The administrative appeal shall be heard by a hearing officer designated by the City Manager.

(cC) The decision of the hearing officer on an administrative appeal of a slum property designation shall be the City's final administrative decision.

(dD) In order to recoup the costs of a City inspection of a slum property or property that is not registered pursuant to A.R.S. § 33-1902, the City shall assess upon a property owner a fee of \$50.00 per hour per inspector, with a four-hour minimum fee for an inspection of a slum property.

SECTION 5. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-9 pertaining to Building Board of Appeals and which shall read as follows:

Section 5-9. Building Board of Appeals.

(A) The Building Board of Appeals shall be composed of a total of seven (7) regular members. All members of the Board shall be appointed by the Mayor with the approval of the City Council in accordance with the provisions of this Code. The

members of the Board shall consist of:

(1) One member shall be an Arizona registered architect or structural engineer doing business in the City of Peoria.

(2) One member shall be an Arizona licensed contractor in one or more areas of electrical, mechanical, fire protection or plumbing.

(3) One member with a background or experience in one or more of the following areas: single family home construction, real estate or general construction.

(4) Two members who are private citizens, familiar with the construction industry and trades who are residents of the City.

(5) One member shall be a fire protection engineer.

(6) One member shall be an industrial safety professional with a background in hazardous materials.

(B) All members shall serve without pay. However, members may be reimbursed for their actual expenses incurred in connection with their duties upon authorization or ratification by the City Council.

(C) Members shall be appointed in accordance with Section ~~2-150~~ 2-153 of this Code, with the initial terms being staggered to meet the requirements of that section. Members currently serving who do not meet these qualifications shall continue to serve until their terms are expired.

(D) The Building Board of Appeals is authorized to hear appeals of any final decision or determination of the Building Official relative to the application and interpretation of the following building safety codes adopted and as amended in this Chapter: International Property Maintenance Code, International Building Code, International Residential Code, National Electrical Code, International Mechanical Code, ~~and Uniform Plumbing Code~~ International Plumbing Code, International Energy Conservation Code, and the International Fuel Gas Code.

(E) A written appeal, outlining the Code provision from which relief is sought and the remedy proposed, shall be submitted to the designated Clerk for the Building Board of Appeals within 20 calendar days of notification of a final decision or determination subject to appeal.

SECTION 6. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-21 pertaining to International Building Code – Adopted and

Amended which shall read as follows:

Section 5-21. International Building Code – Adopted and Amended.

(A) A certain document, ~~three copies~~ one copy of which are ~~is~~ on file in the City Clerk's Office of the City of Peoria, being marked and designated as "International Building Code, ~~2006~~ 2012 Edition," published by the International Code Council Inc., is hereby adopted, as amended herein, as the Building Code of the City of Peoria.

(B) The International Building Code, ~~2006~~ 2012 Edition, is amended as follows:

(1) Chapter 1, "Scope and Administration", is hereby amended as follows:

~~"101.1 Title. Insert the words "City of Peoria" as the name of jurisdiction. Also add, "The fees and administrative provisions of Chapter 1 of this Code shall apply to all the adopted technical codes. When there is a conflict between these provisions and those of another technical code, these provisions shall apply. Where there is an administrative provision contained in another technical code and not in this code, then the administrative provision of the technical code shall apply."~~

Amend Section 101.2 Scope by adding the following:

"The fees and administrative provisions of Chapter 1 of this Code shall apply to all the adopted technical codes. When there is a conflict between these provisions and those of another technical code, these provisions shall apply. Where there is an administrative provision contained in another technical code and not in this code, then the administrative provision of the technical code shall apply."

Amend Section 101.2.1 Appendices by replacing it in its entirety with the following: by adding the following:

The following appendices are adopted:

Appendix C – Group U – Agricultural Buildings

Appendix I – Patio Covers

Appendix J - Grading

~~101.2.1 Appendices Appendices C, I and J are adopted in their entirety.~~

101.4 Referenced codes. Shall be deleted in its entirety and revised to read as follows:

101.4 Referenced codes. The other codes listed in Sections 101.4.1 through 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 reference. If another code is referenced elsewhere in this code and has not been adopted, then that section shall be considered invalid. The administrative requirements and fees specified in this Code shall supersede those in other adopted codes when there is a conflict.

Exception: Administrative requirements in the City of Peoria Fire Code

Any references to the ICC Electrical Code shall be deleted and the words "Electrical Code adopted by the City of Peoria and amended from time to time" shall be inserted in lieu thereof.

~~Any references to the International Fuel Gas Code shall be deleted and the words "Plumbing Code adopted by the City of Peoria and amended from time to time" shall be inserted in lieu thereof.~~

~~Any references to the International Plumbing Code shall be deleted and the words "Plumbing Code adopted by the City of Peoria and amended from time to time" shall be inserted in lieu thereof.~~

~~Any references to the International Fire Code shall be deleted and the words "Fire Code adopted by the City of Peoria and amended from time to time" shall be inserted in lieu thereof.~~

Any references to the International Zoning Code shall be deleted and the words "Zoning Code of Peoria and amended from time to time" shall be inserted in lieu thereof.

Any references to the International Private Sewage Disposal Code shall be deleted. ~~or International Energy Conservation Code shall be deleted except that the requirements of the 2006 International Energy Conservation Code shall only apply to all buildings regulated by the 2006 International Residential Code as adopted by the City of Peoria.~~

~~101.4.1 Electrical. The provisions of the Electrical Code adopted by the City of Peoria and amended from time to time shall apply to the installation of electrical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and appurtenances thereto.~~

101.4.2 ~~101.4.1~~ Gas. The provisions of the International Fuel Gas Code adopted by the City of Peoria and amended from time to time shall apply to the installation of gas piping from the point of delivery, gas appliances and related accessories.

~~401.4.3~~ 101.4.2 Mechanical. The provisions of the Mechanical Code adopted by the City of Peoria and amended from time to time shall apply to the installation, alterations, repairs, and replacement of mechanical systems, including equipment, appliances, fixtures, fittings and/or appurtenances, including ventilating, heating, cooling, air conditioning and refrigeration systems, incinerators, and other energy-related systems.

~~401.4.4~~ 101.4.3 Plumbing. The provisions of the International Plumbing Code as adopted by the City of Peoria and amended from time to time shall apply to the installation alterations, repairs and replacement of plumbing systems, including equipment, appliances, fixtures, fittings and appurtenances, and where connected to a water or sewage system and all applicable aspects of a medical gas system.

~~401.4.5~~ 101.4.4 Property maintenance. The provisions of the Property Maintenance Code adopted by the City of Peoria and amended from time to time shall apply to existing structures 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 premises and structures.

~~401.4.7~~ 101.4.5 Fire prevention. The provisions of the Fire Code adopted by the City of Peoria and amended from time to time shall apply to matters affecting or relating to structures, processes and premises from the hazard of fire or explosion arising from the storage, handling or use of structures, materials or devices; from conditions hazardous to life, property or public welfare in the occupancy of structures or premises; and from the construction, extension, repair, alteration or removal of fire suppression and alarm systems or fire hazards in the structure or on the premises from occupancy or operation.

~~101.4.6~~ ~~International Energy Conservation Code.~~ Energy. The provisions of the International Energy Conservation Code shall apply to all matters governing the design and construction of those structures regulated by the International Residential Code as adopted by the City of Peoria. Furthermore, the provisions of the International Energy Conservation Code may apply, on a voluntary basis, to all matters governing the design and construction of those structures regulated by the International Building Code as adopted by the City of Peoria.

~~401.4.1~~ ~~101.4.7~~ Electrical. The provisions of the Electrical Code adopted by the City of Peoria and amended from time to time shall apply to the installation of electrical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and appurtenances thereto.

105.2 Work exempt from permit, Building, Item 1.

Delete Item 1 and replace with the following:

1. One-story detached accessory structures used as tool and storage sheds, playhouses, and similar uses provided the floor area of the structure does not exceed 200 square feet (18.58 m2).

~~105.2 Work exempt from permit, Building, Item 2.~~

Amend to read as follows:

~~2. Fences and other minor non-occupiable structures not over 6' 8" (2023 mm) high except as required by the Peoria City Code.~~

105.2 Work exempt from permit, Building, Amend by adding the following:

- 14. Re-roofing and roof repairs performed in accordance with IBC 1510
- 15. Hot-water re-circulators
- 16. Water Softeners and Soft Water Loops

Add the following subparagraph to Section ~~106.1.4~~ 107.2:

~~106.1.1.2~~ 107.2.6.1 Shell Building Permit Application Drawings.

~~106.1.1.2.1~~ 107.2.6.2 Exit Discharge Illumination. If two or more exits are required for a shell building as determined by the Code, then emergency exterior exit discharge illuminations shall be required for all exterior exit doors and the permit application drawings shall show such illumination for all exterior exit doors.

~~106.1.1.2.2~~ 107.2.6.3 Exterior Exit Door Accessibility. All exterior doors for a shell building shall be accessible and shall be shown as such on the permit application drawings. Accessible egress doors shall be on an accessible route of travel to the public way or an approved alternate.

~~106.1.1.2.3~~ 107.2.6.4 Exterior Signs. Shell building permit application drawings shall comply with NEC 600.5 for each front entrance. Tenant exterior sign locations shall be provided with a 20 amp, 120 volt circuit to 4-gang junction box. Drawings shall show ¾" conduit routed and 3#12, 1#12 ground to a junction box inside building to tenant panel or inside building near vicinity of future tenant panel. Drawings shall show separate branch circuits for each sign junction box.

~~108.2~~ 109.2 Schedule of permit fees. Add the following paragraph:

~~Plan Review fee shall be sixty five (65%) of the permit fee as shown in Table 5-21.~~

~~A plan review fee shall not be less than \$50.00.~~

The following fee schedule will be applicable to residential and non-residential projects.

SEE TABLE 2-209

Plan Review fee shall be sixty five (65%) of the permit fee as shown in Table 2-209. A plan review fee shall not be less than \$50.00. The fee schedule in Table 2-209 shall be applicable to residential and non-residential projects.

~~408.3~~ 109.3 Building permit valuations. The following paragraphs shall be added after the last sentence:

For the purposes of determining valuations Table ~~5-22~~ 2-209 shall be used. The valuation for any shell-only buildings shall be permitted to be reduced by 20 percent. When a foundation-only permit is authorized by the Building Official, it shall be permitted to include the foundation, interior underground utilities and any interior slab-work when so specified. Any valuation not specifically provided for shall be determined by the Building Official and shall be classified in the use and construction type it most nearly resembles.

~~Amend 110.4 Temporary Occupancy, by adding the following to the end of the paragraph:~~

~~The building official may require a financial guarantee in the form of a completion performance bond, cash deposit, financial letter of credit, assignment of funds or other approved instrument, in an amount no less than one hundred twenty five percent of the estimated cost of work remaining to be completed prior to issuance of a temporary certificate of occupancy. A specific date for completion shall be established by the building official.~~

(2) Chapter 3, "Use and Occupancy Classification", is hereby amended as follows:

Amend Section ~~308.2~~ 308.3 by replacing it in its entirety amending the first sentence with the following:

~~308.2~~ 308.3 Group I-1. This occupancy shall include buildings, structures or ~~parts~~ portions thereof ~~housing for more than 10 persons, who reside on a 24-hour basis in a supervised environment and receive custodial care. , who because of age, mental disability or other reasons, live in a residential environment that provides services. supervisory care~~ The occupants are capable of responding to an emergency situation without physical assistance from staff. This group shall include, but not be limited to,

the following:

- Residential board and care facilities
- Assisted living centers
- Halfway houses
- Group homes
- Congregate care facilities
- Social rehabilitation facilities
- Alcohol and drug abuse centers
- Convalescent facilities

~~A facility such as the above with 10 or fewer persons shall be classified as a Group R-4 Condition 1 or shall comply with the *International Residential Code* in accordance with Section 101.2 where the building is in compliance with Section 419 of this code.~~

Amend Section 308.3.1 by replacing it in its entirety with the following:

308.3.1 Five or fewer persons receiving care. A facility such as the above with five or fewer persons receiving such care shall be classified as Group R-3.

~~Amend Section 308.3~~ 308.3.2 by replacing it in its entirety with the following:

308.3.2 Six to ten persons receiving care. A facility such as the above housing not fewer than six and not more than 10 persons receiving such care shall be classified as Group R-4.

~~308.3 Group 1.2. This occupancy shall include buildings and structures used for medical, surgical, psychiatric, nursing, custodial, personal, or directed care on a 24-hour basis of more than five persons who are not capable of self-preservation by responding to an emergency situation without physical assistance from staff. This group shall include, but not be limited to, the following:~~

- Hospitals
- Nursing homes (both intermediate care facilities and skilled nursing facilities)
- Mental hospitals
- Detoxification facilities

~~Amend Section 308.3~~ 308.4.1 by replacing it in its entirety with the following:

A facility such as the above with five or fewer persons receiving such care shall be classified as Group R-3 ~~or shall comply with the *International Residential Code* in accordance with Section 101.2.~~

~~This occupancy shall also include buildings and structures used for assisted living~~

~~homes providing supervisory, personal, or directed care on a 24-hr basis of more than 10 persons who are not capable of self-preservation by responding to an emergency situation without physical assistance from staff. A facility such as the above with ten or fewer persons shall be classified as R-4 Condition 2.~~

Amend Section 310.1 by replacing the paragraph for R-4 with the following:

~~310.1...R-4 Residential occupancies shall include buildings arranged for occupancy as residential care/assisted living homes including more than 10 occupants, excluding staff.~~

~~310.1.1 Condition 1. This occupancy condition shall include facilities licensed to provide supervisory care services, in which occupants are capable of self-preservation by responding to an emergency situation without physical assistance from staff. Condition 1 facilities housing more than 10 persons shall be classified as a Group I-1.~~

~~310.1.2 Condition 2. This occupancy condition shall include facilities licensed to provide personal or directed care services, in which occupants are incapable of self-preservation by responding to an emergency without physical assistance from staff. Condition 2 facilities housing more than 10 persons shall be classified as Group I-2.~~

~~R-4 occupancies shall meet the requirements for construction as defined in Group R-3 except as otherwise provided for in this code, and Section 419 or shall comply with the International Residential Code in accordance with section 101.2 where the building is in compliance with Section 419 of this code~~

Amend Section 310.2 by replacing the definitions for Personal Care Service and

~~Residential Care/Assisted Living Home and providing new definitions for Directed Care Service and Supervisory Care Service as follows:~~

~~310.2 Definitions~~

~~**PERSONAL CARE SERVICE.** Assistance with activities of daily living that can be performed by persons without professional skills or professional training and includes the coordination or provision of intermittent nursing services and the administration of medications and treatments.~~

~~**DIRECTED CARE SERVICE.** Care of residents, including personal care services, who are incapable of recognizing danger, summoning assistance, expressing need, or making basic care decisions.~~

~~**SUPERVISORY CARE SERVICE.** General supervision, including daily awareness of resident functioning and continuing needs.~~

~~**RESIDENTIAL CARE/ASSISTED LIVING HOME.** A building or part thereof housing a maximum of 10 persons, excluding staff, on a 24-hour basis, who because of age, mental disability or other reasons, live in a supervised residential environment which provides supervisory, personal, or directed services. This classification shall include, but not be limited to, the following: residential board and care facilities, assisted living homes, halfway houses, group homes, congregate care facilities, social rehabilitation facilities, alcohol and drug abuse centers and convalescent facilities.~~

Add a new section 310.3 to Section 310 to read as follows:

~~310.3 Sound attenuation. Residential Group R buildings shall be subject to the following provisions:~~

- ~~1) Buildings shall be designed for a maximum interior noise level of 45 decibels.~~
- ~~2) Exterior wall penetrations by pipe ducts or conduits shall be caulked.~~
- ~~3) Mailboxes shall not be used through the door or wall.~~
- ~~4) Windows shall have two panes of glass and sound transmission rating of STC 22.~~

~~All operable windows shall be weather stripped and airtight in accordance with ASTM R 283-84 T Standard. Perimeter window frames shall be sealed to airtight specifications.~~

~~5) All non-glazed portions of exterior side hinged doors shall be solid core wood or foam-filled fiberglass or metal and three-quarters inch thick and fully weather stripped. The perimeter of all exterior doorframes shall be sealed to airtight specifications.~~

~~6) Fireplaces shall be provided with well-fitting dampers, unless otherwise prohibited elsewhere in the Code.~~

~~7) Exterior walls shall be at least four inches in nominal depth and shall be finished on the outside with block, siding, sheathing, or stucco on one-inch Styrofoam. R-19 Fiberglass or cellulose insulation shall be installed continuously throughout the cavity space behind the wall.~~

~~8) R-30 fiberglass or cellulose insulation of at least eight inches in depth and shall be installed continuously throughout roof rafter/joist attic spaces and be at least eight inches in depth in the cavity space between the rafters.~~

~~(3) Chapter 4, Special Detailed Requirements Based on Use and Occupancy", is hereby amended as follows:~~

~~Amend Section 406.1.4 (1), "Separation" by replacing it in its entirety with the following:~~

~~1. The private garage shall be separated from the dwelling unit and its attic area by means of a minimum 1/2 inch (12.7 mm) gypsum board applied to the garage side. Garages beneath habitable rooms shall be separated from all habitable rooms above by not less than 5/8 inch Type X gypsum board or equivalent. Door openings between a private garage and the dwelling unit shall be equipped with either solid wood doors, or solid or honeycomb core steel doors not less than 1 3/8 inches (34.9 mm) thick, or doors in compliance with Section 715.3.3. Openings from a private garage directly into a room used for sleeping purposes shall not be permitted. Doors shall be self-closing and self-latching. In buildings protected with an automatic fire sprinkler system, including the private garage, the room finish materials shall be permitted to be a minimum 1/2 inch (12.7 mm) gypsum board applied to the garage side.~~

~~Add new section 421, Residential Care/Assisted Living Homes", to read as follows:~~

~~421 RESIDENTIAL CARE/ASSISTED LIVING HOMES~~

~~421.1 Applicability. The provisions of this section shall apply to a building or part thereof housing not more than 10 persons, excluding staff, on a 24-hour basis, who because of age, mental disability or other reasons, live in a supervised residential environment which provides licensed care services. Except as specifically required by this division, R-4 occupancies shall meet all applicable provisions of Group R-3.~~

~~421.2 General. Buildings or portions of buildings classified as R-4 occupancies shall meet all the applicable provisions of Group R-3, may be constructed of any materials allowed by this code, shall not exceed two stories in height nor be located above the second story in any building, and shall not exceed 2000 square feet above the first story except as provided in Section 506.~~

~~421.3 Special Provisions. R-4 occupancies having more than 2000 square feet of floor area above the first floor shall be of not less than one-hour fire-resistive construction throughout.~~

~~421.3.1 Mixed Uses. R-4 occupancies shall be separated from other uses as provided in Table 302.3.2.~~

~~421.4 Access and Means of Egress Facilities.~~

~~421.4.1 Accessibility. R-4 occupancies shall be provided with at least one accessible route per the Arizona's with disabilities act. Sleeping rooms and associated toilets shall be accessible.~~

~~Exception: Existing buildings shall comply with Section 3409. Bathing and toilet facilities need not be made accessible, but shall be provided with grab bars in accordance with ICC/ANSI A 117.1.~~

~~421.4.2 Exits~~

~~421.4.2.1 Number of Exits. Every story, basement, or portion thereof shall have not less than two exits.~~

~~Exception: Basements and stories above the first floor containing no sleeping rooms may have one means of egress as provided in Chapter 10.~~

~~421.4.2.2 Distance to Exits. The maximum travel distance shall comply with Section 1004, except that the maximum travel distance from the center point of any sleeping room to an exit shall not exceed 75 feet.~~

~~421.4.2.3 Emergency Exit Illumination. In the event of a power failure, exit illumination shall be automatically provided from an emergency system powered by storage batteries or an onsite generator set installed in accordance with the Electrical Code adopted by the City of Peoria.~~

~~421.4.2.4 Emergency Escape and Rescue. R-4 occupancies shall comply with the requirements of Section 1025, except that Exception 1 to Section 1025.1 does not apply to R-4 occupancies.~~

~~421.4.2.5 Delayed egress locks. In R-4 Condition 2 occupancies, delayed egress locks shall be permitted in accordance with Sections 1008.1.3.4 and 1008.1.8.6, items 1, 2, 4, 5 and 6.~~

~~421.5 Smoke Detectors and Sprinkler Systems~~

~~421.5.1 Smoke Alarms. All habitable rooms and hallways in R-4 occupancies shall be provided with smoke alarms installed in accordance with Section 907.2.10.~~

~~421.5.2 Sprinkler Systems. R-4 occupancies shall be provided with a sprinkler system installed in accordance with Section 903.2.9. Sprinkler systems installed under this Section shall be installed throughout, including attached garages, and in Condition 2 facilities shall include attics and concealed spaces of or containing combustible materials. Such systems may not contain unsupervised valves between the domestic water riser control valve and the sprinklers. In R-4 Condition 2 occupancies, such systems shall contain water flow switches electrically supervised by an approved supervising station, and shall sound an audible signal at a constantly attended location.~~

~~(4) Chapter 5, "General Building Heights and Areas", is hereby amended as follows:~~

~~Section 507, "Unlimited Area Buildings", is hereby amended to read as follows: Amend Section~~

~~507.3 by adding the following language:~~

~~Such buildings may contain other occupancies, without H fire areas, provided that such occupancies do not occupy more than 10 percent of the area of any floor of a building, nor more than the tabular values permitted in the occupancy by Table 503 for such occupancy.~~

~~Exception: Group H fire areas as permitted by Section 507.6.~~

~~(53) Chapter 9, Fire Protection Systems is hereby amended by deleting the entire chapter and replacing with the following:~~

~~Chapter 9
Fire Protection Systems~~

~~901 Chapter 9, Fire Protection Systems. Fire protection systems shall be installed, repaired, operated and maintained in accordance with Chapter 9, Sections 9-31, 9-32 and 9-33 of the Peoria City Code (1992).~~

~~(64) Chapter 10, "Means of Egress", is hereby amended as follows:~~

~~Amend Exception 4 to Section 1008.1.2, by replacing it in its entirety with the following:~~

~~3 4. Doors within or serving a single dwelling unit in Groups R-2, R-3 as applicable in Section 101.2, and R-4.~~

~~(75) Delete Chapter 11, "Accessibility", in its entirety and insert, in lieu thereof, the following:~~

~~**1101 Accessibility.** The "Arizonans with Disabilities Act" (Arizona Revised Statutes, Title 41, Chapter 9, Article 8), and the "Arizonans with Disabilities Act Implementing Rules" (Arizona Administrative Code, Title 10, Chapter 3, Article 4), which rules incorporate the federal "Americans with Disabilities Act Accessibility Guidelines Checklist for Buildings and Facilities," be and the same is hereby adopted as the Arizonans with Disabilities Act of the City. These standards and specifications apply to public entities, public accommodations, and commercial facilities, as defined by those~~

laws, regulations, and guidelines. For public entities, the standards and specifications apply to new construction and alterations and are not required in buildings or portions of existing buildings that do not meet the standards and specifications. For public accommodations and commercial facilities, the standards and specifications shall apply to new construction and alterations commenced after the effective date of such standards and specifications.

Amend as follows:

1101.1 Parking Stall Requirements

~~1101.1.1 Universal Parking Stall Size Universal Stalls shall be eleven (11) feet wide and twenty (20) feet long. Stall measurements shall be taken for 90 degree angle of parking.~~

~~1101.1.2 Van Accessible Parking Stall Size Van Accessible stalls shall be eight (8) feet wide and twenty (20) feet long. Stall measurements shall be taken for 90 degree angle of parking. An access aisle on the right side of the van accessible stall shall be provided and shall be eight (8) feet wide and twenty (20) feet long.~~

~~1101.1.3 Stall Identification: Stalls, inclusive of the access aisle, shall be outlined with prominent lines a minimum of four (4) inches wide on all four (4) sides, and the access aisle shall also be marked with forty five (45) degree cross-hatching. The color scheme of handicapped accessible stalls and access aisles shall provide a distinct contrast to the nonaccessible parking spaces.~~

~~1101.1.4 Identification on the Ground. The International symbol of handicapped accessibility shall be displayed on the ground within each stall.~~

~~1101.1.5 Wall or Post Signage. A sign displaying, at minimum, the verbiage, "RESERVED PARKING," printed in blue on a white background in accordance with A.R.S. § 28-884, shall be permanently mounted either to a stationary post or to a wall located directly in front of the stall, with the bottom of the sign a minimum of three (3) feet and not more than six (6) feet above the parking surface. The sign shall be located and maintained so as to be clearly visible to any vehicle entering the parking stall.~~

~~1101.1.6 Van Accessible Stalls. An additional sign with the verbiage, "VAN ACCESSIBLE," and the International symbol of accessibility, shall be mounted below the above referenced wall or post sign.~~

1101.2 Accessible Route of Travel

~~**1101.2.1 Surface texture.** Surfaces along the accessible route, including crosswalks, shall be stable, firm, and slip resistant. Irregular surfaces such as cobblestone, uneven brick, concrete pavers, or similar surfaces are prohibited, with the exception that brick and concrete pavers with grooves between pavers not exceeding ¼ inch depth are permitted.~~

~~**1101.3 Detectable Warnings, Where Required**~~

~~**1101.3.1 Crosswalk Ramps.** Each end of a crosswalk shall have truncated domes for a minimum space of twenty four (24) inches in depth and the width of the crosswalk. The remainder of the accessible route between the truncated domes and sidewalk shall be scored.~~

~~**1101.3.2 Curb Ramps.** A curb ramp shall be a minimum of thirty six (36) inches in width, exclusive of flared sides. The slope of a flared side may not exceed 10%. Truncated domes shall be applied to the full width and depth of the curb ramp and to the area of transition between the ramp and the access aisle, for a minimum space of thirty six (36) inches in depth and the width of the access aisle. Flared sides shall have scored concrete.~~

~~**1101.3.3 Sidewalk Ramps.** Sidewalk ramps located at each side of the access aisle shall contain scored concrete for their full width and depth.~~

~~**1101.3.4 Detectable Warning Materials.** Detectable warnings shall be of an approved material. Truncated dome pavers are the only approved detectable warning material. Truncated domes produced by molding or stamping the top surface of freshly poured concrete and surfaced-applied products are not an approved installation and are not permitted.~~

1102 Fair Housing. The "Arizona Fair Housing Act" (Arizona Revised Statutes Title 41, Chapter 9, Article 7) and the "Arizona Fair Housing Act Rules" (Arizona Administrative Code Title 10, Chapter 2, Article 1) which incorporate and reference the "Federal Fair Housing Act rules" (24 CFR 40) are adopted as the "Fair Housing Act of the City of Peoria," and shall apply to new construction and alterations and are not required in buildings or portions of existing buildings that do not meet the standards and specifications and this act is hereby referred to, adopted and made a part hereof as though fully set forth in this section.

(86) Chapter 12, "Interior Environment" is hereby amended as follows:

Add new subsection 1207.4 to section 1207, "Sound Attenuation", to read as follows:

1207.4 Sound attenuation. All residential buildings or portions of buildings where the

public is received, office areas and where normal noise level is low for first occupancy, including libraries, schools and churches, pursuant to building permits issued after December 31, 2001 in order to achieve a maximum interior noise level of forty-five (45) decibels in areas within the noise contours described in ARS section 28-8461, paragraph 8, subdivision (a), (b) or (c), as applicable.

These sound attenuation requirements do not apply to ancillary buildings used in agricultural land use.

If the gross floor area of a structure or project is expanded by less than fifty (50) percent, the requirements of this section apply only to the area of expansion. If the gross floor area of a structure or project is expanded by fifty (50) percent or more, the requirements of this section apply to the entire structure, except for single family, mobile home, manufactured housing unit or duplex dwellings or any multifamily property used for residential purposes.

The Building Official may approve as an alternative, a certification by an architect or engineer registered pursuant to Title 32, Chapter 1 to achieve a maximum interior noise level of forty-five (45) decibels at time of final construction.”

(97) Chapter 15, “Roof Assemblies and Rooftop Structures”, is hereby amended to read as follows:

Replace Amend Section 1503.4 with by adding the following:

~~[P] 1503.4 Roof drainage. Design and installation of roof drainage systems shall comply with Section 1503.4 and the International Plumbing Code (2006).~~

~~1503.4.1 Gutters. Gutters and leaders placed on the outside of buildings shall be of noncombustible material or a minimum of Schedule 40 plastic pipe. This requirement shall apply to buildings other than Group R-3 as applicable in Section 101.2, private garages, and buildings of Type V construction.~~

1503.4.2 1503.4.4 Where required. All roofs, paved areas, yards, courts, and courtyards shall drain into a separate storm sewer system, a combined sewer system, or an approved place of disposal.

1503.4.3 1503.4.5 Roof design. Roofs shall be designed for the maximum possible depth of water that will pond thereon as determined by the relative levels of roof deck and overflow weirs, scuppers, edges, or serviceable drains in combination with the deflected structural elements. In determining the maximum possible depth of water, all primary roof drainage means shall be assumed to be blocked.

~~1504.4 Overflow drainage required. Overflow (emergency) roof drains or scuppers shall be provided where the roof perimeter construction extends above the roof in such a manner that water will be entrapped if the primary drains allow buildup for any reason.~~

~~1504.4.1 Separate systems required. Overflow roof drain systems shall have the end point of discharge separate from the primary system. Discharge shall be above grade, in a location which would normally be observed by the building occupants or maintenance personnel.~~

~~1504.4.2 Overflow drains and scuppers. Where roof drains are required, overflow drains having the same size as the roof drains shall be installed with the inlet flow line located 2 inches (51 mm) above the low point of the roof. As an alternative, overflow scuppers having three times the size of roof drains may be installed in the adjacent parapet walls. Scuppers shall be sized to prevent the depth of ponding water from exceeding that for which the roof was designed as determined by the Plumbing Code. Scuppers shall not have an opening dimension of less than 4 inches (102 mm). The flow through the primary system shall not be considered when sizing the secondary roof drain system.~~

Add a new paragraph 1503.6 as follows:

~~1503.6 Crickets and saddles. A cricket or saddle shall be installed on the ridge side of any chimney greater than 30 inches (762 mm) wide. Cricket or saddle coverings shall be sheet metal of the same material as the roof covering.~~

(408) Chapter 17, "Structural Tests and Special Inspections", is hereby amended as follows:

Section 1704.5 ~~1705.4~~, "Masonry construction", is amended by adding two additional exceptions to read as follows:

4. Masonry fences six seven feet eight inches or less in height above grade.
5. Masonry retaining walls four feet or less in height from bottom of footing to top of wall unless supporting a surcharge or impounding flammable liquids.

~~(11) Chapter 29, "Plumbing Systems" is hereby amended as follows:~~

Amend Section 2902 by adding the following:

~~2902.7. Drinking Fountains~~

~~2902.7.1 Approval. Drinking fountains shall conform to ASME A112.19, ASME~~

~~112.19.2M, or ASME A112.19.19M. Water coolers shall conform to ARI 1010. Drinking fountains and water coolers also shall conform to NSF61, Section 9. Where water is served in restaurants, drinking fountains shall not be required. In other occupancies where drinking fountains are required, bottled water dispensers or water coolers shall be permitted to be substituted.~~

~~**2902.7.2 Prohibited locations.** Drinking fountains, water coolers, and dispensers shall not be installed in public restrooms.~~

(429) Chapter 31, "Special Construction" is hereby amended as follows:

Delete Section 3109 in its entirety and replace with the following:

**Section 3109
SWIMMING POOL ENCLOSURES AND SAFETY DEVICES**

3109.1 General. Swimming pools shall comply with the requirements of this Section and other applicable Sections of this Code.

3109.2 Definitions. For the purposes of this Section and as used elsewhere in this Code, the following words and terms shall mean:

BARRIER. Any permanent structure or combination thereof, including but not limited to a fence, building wall, or wall, intended to protect children under the age of seven (7) years old residing or intended to reside at the dwelling where the swimming pool is located. The barrier is intended to prevent unauthorized and unaccompanied access into the pool enclosure from the dwelling by children under the age of seven (7) years old.

ENCLOSURE. Any permanent structure or combination thereof, including but not limited to a fence, building wall, or wall, intended to restrict access to a swimming pool from public property or adjacent private property.

RESIDENTIAL SWIMMING POOL. Any swimming pool accessory to and on the same parcel as a Group R-3 occupancy.

SWIMMING POOL. Any structure intended for swimming, recreational bathing, or wading that contains water over 18 inches (457 mm) deep. This includes in-ground, above-ground and on-ground pools; hot tubs; spas; and fixed-in-place wading pools.

3109.3 Semi-Public swimming pools. Public swimming pools shall be completely enclosed by a fence at least 60 inches (1524 mm) in height or an approved screen enclosure. Openings in the fence shall not permit the passage of a 4-inch-diameter

(102 mm) sphere. The fence or screen enclosure shall be equipped with self-closing and self-latching gates.

3109.4 Residential swimming pools. Residential swimming pools shall comply with Sections 3109.4.1 through 3109.4.3.

3109.4.1 Enclosure and Barrier height and clearances. The top of the enclosure or barrier shall be at least 60 inches (1524 mm) above grade measured on the side of the enclosure or barrier that faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the enclosure or barrier shall be 2 inches (51 mm) measured on the side of the enclosure or barrier that faces away from the swimming pool. Where the top of the pool structure is above grade, the enclosure or barrier is authorized to be at ground level or mounted on top of the pool structure. The maximum vertical clearance between the top of the pool structure and the bottom of the enclosure or barrier shall be 4 inches (102 mm).

3109.4.1.1 Openings. Openings in the enclosure or barrier shall not allow passage of a 4-inch-diameter (102 mm) sphere.

3109.4.1.2 Solid enclosure or barrier surfaces. Solid enclosures or barriers which do not have openings shall not contain indentations or protrusions except for normal construction tolerances and tooled masonry joints.

3109.4.1.3 Closely spaced horizontal members. Where the enclosure or barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less than 45 inches (1143 mm), the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed 1.75 inches (44 mm) in width. Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1.75 inches (44 mm) in width.

3109.4.1.4 Widely spaced horizontal members. Where the enclosure or barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches (1143 mm) or more, spacing between vertical members shall not exceed 4 inches (102 mm). Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1.75 inches (44 mm).

3109.4.1.5 Chain link dimensions. Maximum mesh size for chain link fences shall be a 1.75 (44 mm). Chain link material shall be no less than 11 gage.

3109.4.1.6 Non-vertical and non-horizontal members. Where the enclosure or barrier is composed of non-vertical and or non-horizontal members, the maximum

opening formed by such members and any adjacent horizontal and or vertical members shall be no more than 1.75 inches (44 mm).

~~3109.4.1.7 Gates. Access gates shall comply with the requirements of Sections 3109.4.1.1 through 3109.4.1.6 and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outward away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a padlock. Release mechanisms shall be in accordance with Sections 1008.1.8 and 1109.13. Where the release mechanism of the self-latching device is located less than 54 inches (1372 mm) from the underlying ground measured on the side opposite the pool, the release mechanism shall be located on the pool side of the gate at least 5 inches (127 mm) below the top of the gate, and the gate and enclosure or barrier shall have no opening greater than 0.5 inch (12.7 mm) within 24 inches (457 mm) of the release mechanism.~~

1. All gates shall be equipped to accommodate a locking device and shall comply with the requirements of Sections 3109.4.1.1 through 3109.4.1.6.

2. All single-leaf gates less than 5' in width shall be considered pedestrian access gates. Pedestrian access gates shall open outward away from the pool and shall be self-closing and self-latching. Single-leaf gates 5' in width or greater shall be secured with a locking device.

3. Gates other than pedestrian access gates that ARE NOT the sole means of access from the front of the house to the back of the house shall be secured with a locking device.

4. Gates other than pedestrian access gates that ARE the sole means of access from the front of the house to the back of the house shall have the active leaf self-closing and self-latching, unless there is a compliant barrier between the gate and the pool.

5. On gates that are required to be self-closing and self-latching, release mechanisms shall be located at least 54 inches above grade measured from the opposite side of the pool. Where the release mechanism is located less than 54 inches, the release mechanism shall be located on the pool side of the gate at least 5 inches below the top of the gate, and the gate and enclosure or barrier shall have no opening greater than 0.5 inches within 24 inches of the release mechanism.

6. Springs used to make a gate self-closing shall be mounted in such a manner that the spring pushes the gate to a closed position.

3109.4.1.8 Dwelling wall as an enclosure or barrier. Where a wall of a dwelling

serves as part of the enclosure or barrier, one of the following shall apply:

1. Between the swimming pool and the dwelling, a minimum 60 inch (1524 mm) high wall, fence or barrier shall be provided that meets all of the requirements of Section 3109.4.1.
2. The pool shall be equipped with a power safety cover which complies with ASTM F 1346.
3. All ground level doors or other doors with direct access to the swimming pool shall be equipped with a self-latching device which meets the requirements of Section 3109.4.1.7. Emergency escape and rescue openings from sleeping rooms with access to the swimming pool shall be equipped with a self-latching device which meets the requirements of Section 3109.4.1.7. All other openable dwelling unit windows shall be equipped with a screwed in place wire mesh screen or a keyed lock that prevents opening the window more than four inches (102 mm) or a latching device located not less than 54 inches (1372 mm) above the floor.
4. Doors with direct access to the pool through that wall shall be equipped with an alarm that produces an audible warning when the door and/or its screen, if present, are opened. The alarm shall be listed in accordance with UL 2017. The audible alarm shall activate within 7 seconds and sound continuously for a minimum of 30 seconds after the door and/or its screen, if present, are opened and be capable of being heard throughout the house during normal household activities. The alarm shall automatically reset under all conditions. The alarm shall be equipped with a manual means, such as a touchpad or switch, to temporarily deactivate the alarm for a single opening. Such deactivation shall last for not more than 15 seconds. In dwellings not required to be Accessible, Type A or Type B units, the deactivation switch shall be located 54 inches (1372 mm) or more above the threshold of the door. In dwellings required to be Accessible, Type A or Type B units, the deactivation switch(es) shall be located at 54 inches (1372 mm) maximum and 48 inches (1219 mm) minimum above the threshold of the door.
5. Pet doors with direct access to the pool shall not be allowed.

Exceptions:

1. Swimming pools accessory to R-3 occupancies where no children under the

age of seven (7) years of age reside or are intended to reside. An affidavit shall be required to be signed by the property owner prior to permit issuance stating whether children under the age of seven (7) are to be residents at the permit address.

2. Lake front properties shall provide audible alarm or self-latching devices on doors and window exiting to lake areas consistent with the standards set forth in this section to facilitate equal protection to children from swimming pools and natural or man-made bodies of water which are accessible. Audible alarms shall not be considered equal protection where occupant(s) other than the child are hearing impaired. The enclosure is required, except along the shore line.
3. Swimming pools and spas with a maximum water surface area of sixty-four (64) square feet shall be exempt from the barrier requirements of this section provided that one or more the following conditions exist:
 - a. The swimming pool or spa is located in an adult community that is separated from other non-adult communities by a minor or a major arterial street or by a fence complying with the provisions of this chapter.
 - b. The swimming pool or spa shall be equipped with a safety cover complying with ASTM F1346 and maintained in a locked position when not in use.
 - c. The swimming pool or spa edge shall be at a minimum of 36 inches (914 mm) above grade.

3109.4.1.9 Pool structure as barrier. Where an above-ground pool structure is used as a barrier or where the barrier is mounted on top of the pool structure, and the means of access is a ladder or steps, then the ladder or steps either shall be capable of being secured, locked or removed to prevent access, or the ladder or steps shall be surrounded by a barrier which meets the requirements of Sections 3109.4.1.1 through 3109.4.1.8. When the ladder or steps are secured, locked or removed, any opening created shall not allow the passage of a 4-inch diameter (102 mm) sphere.

3109.4.1.10 Required distance from water's edge. The enclosure or barrier shall be no less than 20 inches (508 mm) from the water's edge.

3109.4.2 Indoor residential swimming pools. Walls surrounding indoor residential swimming pools shall not be required to comply with Section 3109.4.1.8.

3109.4.3 Prohibited locations. Enclosures or barriers for residential swimming pools shall be located so as to prohibit permanent structures, equipment, or similar objects

from being used to climb the enclosures or barriers.

3109.5 Entrapment avoidance. Suction outlets shall be designed to produce circulation throughout the pool or spa. Single-outlet systems, such as automatic vacuum cleaner systems, or other such multiple suction outlets whether isolated by valves or otherwise shall be protected against user entrapment.

3109.5.1 Suction Fittings. All pool and spa suction outlets shall be provided with a cover that conforms to ASME A112.19.8M, a 12-inch by 12-inch (305 mm by 305 mm) drain grate or larger, or an approved channel drain system.

Exception: Surface Skimmers

3109.5.2 Atmospheric vacuum relief system required. All pool and spa single- or multiple-outlet circulation systems shall be equipped with an atmospheric vacuum relief should grate covers located therein become missing or broken. Such vacuum relief systems shall include at least one approved or engineered method of the following types:

1. Safety vacuum release systems conforming to ASME 112.19.17; or
2. Approved gravity drainage system.

3109.5.3 Dual drain separation. Single- or multiple-pump circulation systems shall be provided with a minimum of two suction outlets of the approved type. A minimum horizontal or vertical distance of 3 feet (914 mm) shall separate such outlets. These suction outlets shall be piped so that water is drawn through them simultaneously through a vacuum-relief-protected line to the pump or pumps.

3109.5.4 Pool cleaner fittings. Where provided, vacuum or pressure cleaner fitting(s) shall be located in an accessible position(s) at least 6 inches (152 mm) and not greater than 12 inches (305 mm) below the minimum operational water level or as an attachment to the skimmer(s).

Section 3110 **SWIMMING POOLS, SPAS AND HOT TUBS**

3110.1 Application for Permit

~~3110.1.1 Application for permits for new construction shall be accompanied by plans in duplicate, and in sufficient detail including the following:~~

- ~~(a) Plot plans shall show at least the following:~~
- ~~1. Access point for excavation~~

- ~~2. Property lines, easements, right of way of record and overhead utilities adjacent to pool area~~
- ~~3. Location of pool heater if applicable~~
- ~~4. Existing structures, fencing, retaining walls and other relevant characteristics adjacent to pool, spa or hot tub area~~
- ~~5. The proposed pool, spa or hot tub area~~
- ~~6. The proposed mechanical equipment pad location as to setbacks and side yards.~~
- ~~7. All deck equipment items, if included~~

~~(b) A structural plan showing at least the following:~~

- ~~1. The type of construction, whether gunite, poured concrete, prefabricated or other.~~
- ~~2. The dimension, including depth, and adequate cross sections.~~
- ~~3. Computations, stress diagrams, and other reinforcing steel schedule and detail.~~
- ~~4. The interior finish detail~~
- ~~5. The pool edge details~~
- ~~6. All electrical panels and timer switch locations.~~
- ~~7. Pools shall be designed and constructed per the city adopted International Residential Code, 2006 edition, Appendix G, AG103 and/or AG104.~~

~~**3110.1.2** A fire permit shall be required for heating systems utilizing liquefied petroleum gas storage tanks which exceed 125 gallons, issued by the City of Peoria Fire Department.~~

~~**3110.1.3** Plans for other than private swimming pools shall be submitted bearing approval by the Maricopa County and/or State of Arizona.~~

~~**3110.2 Inspections Required**~~

- ~~(a) Pre gunite Inspection to be performed prior to piping and any other work being covered or concealed including structural steel, electric, and mechanical equipment. Closed system PVC water piping to be tested at minimum 35 psi, all other piping to be under static water or air test.~~
- ~~(b) Pre Plaster Inspection — All electrical, plumbing, mechanical and structural to be complete including pool enclosures and barriers with the only work remaining being the application of finished surface material of pool floors and walls.~~

SECTION 7. Chapter 5 of the Peoria City Code (1992) is amended by repealing Section 5-24 pertaining to Insulation materials and designating Section 5-24

as Reserved as follows:

Sec. 5-24. ~~Insulation materials.~~ Reserved.

~~The use of foamed in place insulation materials containing formaldehyde for insulation of buildings is prohibited.~~

SECTION 8. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-25 pertaining to International Residential Code – Adopted and Amended and which shall read as follows:

Sec. 5-25. International Residential Code – Adopted and Amended.

(A) A certain document, ~~three copies~~ one copy of which are ~~is~~ on file in the City Clerk's Office of the City of Peoria, being marked and designated as "International Residential Code, 2006 2012 Edition," published by the International Code Council is hereby adopted, as amended herein, as the Code for establishing the minimum regulations governing the conditions and maintenance of property, buildings, and structures within the City of Peoria.

(B) The International Residential Code, 2006 2012 Edition, is amended as follows:

(1) Chapter 1, "Scope and Administration", is hereby amended as follows:

R101.1 Title. Insert the words "City of Peoria" as the name of jurisdiction.

Amend Section R102.5 Appendices by adding the following:

The following appendices are adopted:

APPENDIX A - SIZING AND CAPACITIES OF GAS PIPING

APPENDIX B - SIZING OF VENTING SYSTEMS SERVING APPLIANCES EQUIPPED WITH DRAFT HOODS, CATEGORY I APPLIANCES, AND WITH APPLIANCES LISTED FOR USE AND TYPE B VENTS

APPENDIX C - EXIT TERMINALS OF MECHANICAL DRAFT AND DIRECT-VENT VENTING SYSTEMS

APPENDIX D - RECOMMENDED PROCEDURE FOR SAFETY INSPECTION OF AN EXISTING APPLIANCE INSTALLATION

**APPENDIX G - SWIMMING POOLS, SPAS AND HOT TUBS Adopt Sections
AG101, AG102, AG103 & AG104 only**

APPENDIX H - PATIO COVERS

APPENDIX J - EXISTING BUILDINGS AND STRUCTURES

APPENDIX K - SOUND TRANSMISSION

R102.7 Existing structures. Delete the words "or the International Fire Code" and insert in lieu thereof, 'as adopted by the City of Peoria'.

~~R105.2: Delete Item 1 under "Work exempt from permit" and replace with the following:~~

~~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).~~

R107.3 Temporary power. Delete the words "ICC Electrical Code" "in NFPA 70" and insert in lieu thereof, 'by the Electrical Code adopted by the City of Peoria and amended from time to time.'

Amend R110.1 Use and occupancy by replacing it in its entirety with the following:

No building or structure shall be used or occupied, or furnished in whole or in part, and no change in the existing occupancy classification of a building or structure or portion thereof shall be made until the Building Official has issued a certificate of occupancy (or a utility clearance) therefore as provided herein. Issuance of a certificate of occupancy shall (or a utility clearance) not be construed as an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction. Certificates presuming to give authority to violate or cancel the provisions of this code or of other ordinances of the jurisdiction shall not be valid.

Exception: Certificates of occupancy (or a utility clearance) are not required for work exempt from permits under Section 105.2.

R110.2 Change in use. Add the following words to the end of the sentence: 'as adopted by the City of Peoria and amended from time to time.'

(2) Chapter 3, "Building Planning", is hereby amended to read as follows:
Modify Table R301.2(1), by inserting the following:

Ground Snow Load:

0 psf

Wind speed:	90 mph, Exposure C
<u>Topographic effects:</u>	<u>NO</u>
Seismic Design Category:	B
Weathering:	NEGLIGIBLE
Frost Line Depth:	12"
Termite:	MODERATE TO HEAVY
Decay:	NONE TO SLIGHT
Winter Design Temperature:	32 degrees F
Ice Shield Underlayment Required:	NO
Flood Hazards:	(a) July 9, 1984, (b) July 19,
2001'	
Air Freezing Index:	0
Mean Annual Temperature:	71.2 degrees F

Modify TABLE R301.5 with the following:

TABLE R301.5
MINIMUM UNIFORMLY DISTRIBUTED LIVE LOADS
 (In pounds per square foot)

USE	LIVE LOAD
Attics with storage b, g, h	40
Attics without storage b,	10
Sleeping rooms	40

Replace the first paragraph of Section R309.1 in its entirety with the following:

R309.1 Opening protection. Openings from a private garage directly into a room used for sleeping purposes shall not be permitted. Other openings between the garage and residence shall be equipped with solid wood doors not less than 13/8 inch (35 mm) in thickness, solid or honeycomb core steel doors not less than 13/8 inches (35 mm) thick, or 20-minute fire-rated doors. Doors providing opening protection shall be maintained self-closing and self-latching.

Amend Chapter 3, Building Planning by deleting Section R313, Automatic Fire Sprinkler Systems in its entirety.

Add new section R325 R324 to read as follows:

R325 R324 Sound Attenuation. Buildings covered under the International Residential

Code shall be subject to the following provisions:

- 1) Buildings shall be designed for a maximum interior noise level of 45 decibels.
- 2) Exterior wall penetrations by pipe ducts or conduits shall be caulked.
- 3) Mailboxes shall not be used through the door or wall.
- 4) Windows shall have two panes of glass and sound transmission rating of STC-22.
All operable windows shall be weather stripped and airtight in accordance with ASTM R-283-84-T Standard. Perimeter window frames shall be sealed to airtight specifications.
- 5) All non-glazed portions of exterior side-hinged doors shall be solid-core wood or insulated hollow metal or at least one and three-quarters inch thick and fully weather stripped. The perimeter doorframes shall be sealed to airtight specifications.
- 6) Fireplaces shall be provided with well fitting dampers, unless otherwise prohibited elsewhere in the Code.
- 7) Exterior walls shall be at least four inches in nominal depth and shall be finished on the outside with block, siding, sheathing, or stucco on one-inch Styrofoam. R-19 fiberglass or cellulose insulation shall be installed continuously throughout the cavity space behind the wall. Total insulation R-value of the exterior wall assembly shall be R-18.
- 8) Attics and roof rafter spaces shall be insulated with a minimum insulation R-value of at least R-30.

If the specified requirements of section ~~R325~~ R324 are not met, the Building Official may approve as an alternative, a certification by an architect or engineer registered pursuant to Title 32, Chapter 1 to achieve a maximum interior noise level of forty-five (45) decibels at time of final construction.

~~(3) Chapter 9, "Roof Assemblies," is hereby amended to read as follows:~~

~~**R903.2.2 Crickets and saddles.** A cricket or saddle shall be installed on the ridge of any chimney greater than 30 inches wide. Cricket or saddle coverings shall be of sheet metal or of the same material as the roof covering.~~

~~**R905.2.8.6 Drip edge.** Provide drip edge at eaves and gables of shingle roofs. Overlap to be a minimum of 2 inches. Eave drip shall extend below the sheathing and extend back on the roof a minimum of 2 inches. Drip edge shall be mechanically fastened a maximum of 12 inches.~~

~~(43) Chapter 13, "General Mechanical System Requirements", is hereby amended as follows:~~

Add a new section as follows:

M1307.6 7 Liquefied Petroleum Appliances. LPG appliances shall not be installed in an attic, pit or other location that would cause a ponding or retention of gas.

(54) Chapter 24, "Fuel Gas", is hereby amended to read as follows:

Add a new paragraph to G2406.4 G2406.2 Prohibited locations, after ~~by~~ adding exception number 5 6:

6. Liquefied Petroleum Appliances. LPG appliances shall not be installed in an attic, pit or other location that would cause a ponding or retention of gas.

Amend Section G2415.9 G2415.12 by replacing the first paragraph with the following:

~~G2415.9 (404.9)~~ G2415.12 (404.12) Minimum burial depth. Underground piping systems shall be installed a minimum depth of 12 inches (305 mm) below grade for metal piping and 18 inches (457mm) for plastic piping.

Amend Section G2415.9 G2415.12 by deleting subparagraph G2415.9.1 G2415.12.1 in its entirety.

(65) Chapter ~~35~~ 36, "Services", is revised to read as follows:

Revision to IRC Table E3503.1 E3603.1

Revise Table as Follows (Minimum Grounding Electrode Conductor Size in the rightmost two columns to remain the same):

TABLE E3503.1 E3603.1
SERVICE CONDUCTOR AND GROUNDING ELECTRODE CONDUCTOR SIZING

CONDUCTOR TYPES AND SIZES— THHW, THW, THWN, USE, XHHW (Parallel sets of 1/0 and larger conductors are permitted in Rating either a single raceway or in	Service or Feeder Rating (Amperes)
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separate raceways)			
Copper (AWG)	Aluminum and copper-clad aluminum (AWG)	$t_U \leq 30^\circ\text{C}$ (86°F)	$> 30^\circ\text{C}$ (86°F)
4	2	100	
3	1	110	
2	1/0	125	100
1	2/0	150	125
1/0	3/0	175	150
2/0	4/0 or two sets of 1/0	200	175
3/0	250 kcmil or two sets of 2/0	225	200
4/0 or two sets of 1/0	300 kcmil or two sets of 3/0	250	225
250 kcmil or two sets of 2/0	350 kcmil or two sets of 4/0	300	250
350 kcmil or two sets of 3/0	500 or two sets of 250 kcmil	350	300
400 kcmil or two sets of 4/0	600 or two sets of 300 kcmil	400	350
500 kcmil	750 kcmil		400

(76) Chapter 38, "Power and Lighting Distribution," is hereby amended to read as follows:

Revision to IRC Section E3802.7

Amend Section 3802.7 by replacing it with the following:

~~E3807.2 Sink, wash basin, tub, or shower receptacles. All 125-volt, single-phase, 15- and 20-ampere convenience receptacles that are located within 6 feet (1829 mm) of the outside edge of any sink, wash basin, tub, or shower shall have ground fault circuit-interrupter protection for personnel. Receptacle outlets shall not be installed in a face-up position in the work surfaces or countertops.~~

Amend Section ~~E3808.8~~ E3908.8 by replacing it with the following:

~~E3808.8~~ E3908.8 Types of equipment grounding conductors. The equipment grounding conductor run with or enclosing the circuit conductors shall be one or more or a combination of the following:

- ~~1. A copper or other corrosion-resistant conductor. This conductor shall be solid or stranded; insulated, covered or bare; in the form of a wire or a busbar of any shape.~~
- ~~2. Threaded rigid metal conduit and fittings.~~
- ~~3. Threaded intermediate metal conduit and fittings.~~
- ~~4. Armor of Type AC Cable~~
- ~~5. Surface metal raceway~~
- ~~6. Metal-clad cable, where both the cable and fittings are listed for grounding.~~
- ~~7. Liquid-tight flexible metal conduit terminated with fittings that are listed for grounding.~~

SECTION 9. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-41 pertaining to National Electrical Code – Adopted and Amended and which shall read as follows:

Section 5-41. National Electrical Code – Adopted and Amended

(A) A certain document, ~~three copies~~ one copy of which are is on file in the City Clerk's Office of the City of Peoria, being marked and designated as "National Electrical Code, ~~2005~~ 2011 Edition," published by the National Fire Protection Association is hereby adopted, as amended herein, as the Electrical Code of the City of Peoria.

(B) The National Electrical Code, ~~2005~~ 2011 Edition, is amended as follows:

(1) Amend Article 110.7 by adding the following sentence:

All electrical equipment 1000 amps or larger must pass a dielectric strength test by a qualified third party before requesting a meter clearance.

~~(2) Amend Article 230 by adding the following section:~~

~~230.63. Location. All service equipment rated 1000 amperes or more located inside a building shall be enclosed within a room or space separated from the rest of the building by not less than one-hour fire-resistive occupancy separation or fire barrier installed in compliance with the building code.~~

~~(32)~~ Amend Article 250.118 by replacing it with the following:

250.118. Types of Equipment Grounding Conductors

The equipment grounding conductor run with or enclosing the circuit conductors shall be one or more or a combination of the following:

- ~~1. A copper, aluminum, or copper-clad aluminum conductor. This conductor shall be solid or stranded; insulated, covered, or bare; and in the form of a wire or a busbar of any shape.~~
- ~~2. Threaded Rigid metal conduit and fittings.~~
- ~~3. Threaded Intermediate metal conduit and fittings.~~
- ~~4. Armor of Type AC cable as provided in Section 333-21.~~
- ~~5. The copper sheath of mineral-insulated, metal-sheathed cable.~~
- ~~6. The metallic sheath or the combined metallic sheath and grounding conductors of Type MC cable with an individual equipment grounding conductor.~~
- ~~7. Cable trays as permitted in Sections 318-3(c) and 318-7.~~
- ~~8. Cablebus framework as permitted in Section 365-2(a).~~
- ~~9. Other electrically continuous metal raceways listed for grounding.~~

~~(43)~~ Amend Article 312.5 by replacing the first paragraph with the following (the remainder of Article 312.5 shall remain unchanged):

312.5 Cabinets, Cutout Boxes, and Meter Socket Enclosures. Conductors entering enclosures within the scope of this article shall be protected from abrasion and shall comply with 312.5 (A) through (C).

Exception: For one- and two-family dwellings, cables with entirely non-metallic sheaths shall be permitted to enter the back of a surface-mounted enclosure through one or more nonflexible raceways not more than 75 mm (3 in.) in diameter, and not less than 75 mm (3 in.) and not more than 600 mm (24 in.) in length, provided all of the following conditions are met:

- a. Each cable is fastened within 200 mm (8 in.) measured along the sheath of the outer end of the raceway.
- b. The raceway extends directly into an enclosed wall space.

- c. A fitting is provided on each end of the raceway to protect the cable(s) from abrasion.
- d. The raceway is sealed or plugged using approved means so as to prevent access to the enclosure through the raceway.
- e. The cable sheath is continuous through the raceway and extends into the enclosure beyond the fitting not less than 50 mm (2 in.)
- f. The raceway, if greater than 305 mm (12 in.) is fastened at its end in accordance with the applicable article.
- g. The raceway shall be permitted to be filled to 60 percent of its total cross sectional area, and 310.15(B)(2)(a) adjustment factors need not apply to this condition.

(54) Amend Article 334.10 by deleting 334.10 (3) and adding as follows:

334.10 Uses Permitted. Type NM, Type NMC, and Type NMS cables shall be permitted to be used in the following:

Other dwelling unit accessory buildings and structures in accordance with 334.10(1) and (2).

- ~~1. One and two family dwellings, multifamily dwellings, and other residential accessory structures.~~
- ~~2. Other structures permitted to be of Types III, IV and V construction except as prohibited in 334.12. Cables shall be concealed within walls, floors, or ceilings that provide a thermal barrier of material that has at least a 15-minute finish rating as identified in listings of fire-rated assemblies.~~

~~FPN No. 1: Building constructions are defined in NFPA 220-1999, Standard Types of Building Construction, or the applicable building code, or both.~~

~~FPN No. 2: See Annex E for determination of building types [NFPA 220, Table 3-1].~~

~~3. Cable trays, where the cables are identified for the use.~~

~~FPN: See 310.10 for temperature limitation of conductors.~~

~~(Remainder of the article (subsections A, B and C) remains the same~~

~~(6) Amend Article 334.12 by replacing it with the following:~~

~~334.12. Uses Not Permitted.~~

~~(A) Types NM, NMC, and NMS. Types NM, NMC, and NMS cables shall not be used as follows:~~

~~(1) As open runs in dropped or suspended ceilings in other than one and two family and multifamily dwellings.~~

~~(2) Types NM and NMS. Types NM and NMS cable shall not be used as follows:~~

- ~~a. Where exposed to corrosive fumes or vapors~~
- ~~b. Where embedded in masonry, concrete, adobe, fill or plaster~~
- ~~c. In a shallow chase in masonry, concrete, or adobe and covered with plaster, adobe, or similar finish~~
- ~~d. Where exposed or subject to excessive moisture or dampness~~

~~(75)~~ Amend Article 358.10 by replacing 358.10(B) with the following:

(B) Corrosion Protection. Ferrous or nonferrous EMT, elbows, couplings, and fittings shall be permitted to be installed in concrete that is not in direct contact with the earth , or in areas subject to severe corrosive influences where protected by corrosion protection and judged suitable for the condition.

~~(86)~~ Amend Article 358.12 by adding the following:

(Items 1 through 6 to remain the same)

(7) On or below grade.

~~(97)~~ Amend Article 501.30(A) by deleting the exception in its entirety.

~~(408)~~ Amend Article 501.30(B) by deleting the exception in its entirety.

~~(449)~~ Amend Article ~~502.16(B)~~ 502.30(A) by deleting the exception in its entirety.

~~(10)~~ Amend Article 502.30(B) by deleting the exception in its entirety.

SECTION 10. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-44 pertaining to International Plumbing Code – Adopted and Amended and which shall read as follows:

Section 5-44. International Plumbing Code – Adopted and Amended.

(A) A certain document, ~~three copies~~ one copy of which are is on file in the City Clerk's Office of the City of Peoria, being marked and designated as "International Plumbing Code, ~~2006~~ 2012 Edition," published by the International Code Council Inc., is hereby adopted, as amended herein, as the Plumbing Code of the City of Peoria.

(B) The International Plumbing Code, ~~2006~~ 2012 Edition, is amended as follows:

(1) Chapter 1, "Scope and Administration," is hereby amended as follows:
101.1 Title. Insert the words "City of Peoria" as the name of jurisdiction.

101.2 Scope. Amend Section 101.2, "Scope," by adding the following:

Any references to the ICC Electrical Code shall be deleted and the words "Electrical Code adopted by the City of Peoria and amended from time to time" shall be inserted in lieu thereof.

The following appendices are adopted:

APPENDIX E – SIZING OF WATER PIPING SYSTEM
APPENDIX F – STRUCTURAL SAFETY

106.6.2 Fee Schedule. Insert the words "Section 2-209 of the Peoria City Code, Table 2-209.

106.6.3 Fee Refunds. Delete in its entirety.

109. Means of Appeal. Delete in its entirety and amend as follows: "All appeals shall follow the provisions of the International Building Code, ~~2006~~ 2012 Edition, Section 412 113, and Chapter 5 of the Peoria City Code (1992), Section 5-9."

(2) Chapter 3, "General Regulations", is hereby amended as follows:

~~305.6.1~~ 305.4.1 Sewer depth. Building sewers that connect to private sewage disposal systems shall be ~~a minimum of installed not less than~~ installed not less than 12 inches (305 mm) below finished grade at the point of septic tank connection. Building sewers shall be a ~~minimum of installed not less than~~ installed not less than 12 inches (305 mm) below grade.

(3) Chapter 4. Fixtures, Faucets and Fixture Fittings

Section 404. "Accessible Plumbing Facilities." Delete in its entirety and amend as follows:

Accessible plumbing facilities and fixtures shall be provided in accordance with Chapter 5 of the Peoria City Code (1992), Section 5-21, pertaining to the International Building Code, Edition ~~2006~~ 2012, Chapter 11, Accessibility and Fair Housing.

(4) Section 1106. Size of Conductors, Leaders and Storm Drains.

1106.1 General. Delete in its entirety and amend as follows:

The size of the vertical conductors and leaders, building storm drains, building storm sewers, and any horizontal branches of such drains or sewers shall be based on 6"(inches) of rainfall per hour.

SECTION 11. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-76 pertaining to International Mechanical Code – Adopted and Amended and which shall read as follows:

Section 5-76. International Mechanical Code – Adopted and Amended

(A) A certain document, ~~three copies~~ one copy of which are is on file in the City Clerk's Office of the City of Peoria, being marked and designated as "International Mechanical Code, ~~2006~~ 2012 Edition," published by the International Code Council is hereby adopted, as amended herein, as the Mechanical Code of the City of Peoria.

(B) The International Mechanical Code, ~~2006~~ 2012 Edition, is amended as follows:

Chapter 1, "Scope and Administration," is amended as follows:

Amend Section 101.1 Title, by inserting the words "City of Peoria" as the name of the Jurisdiction.

101.2 Scope. Amend Section 101.2, "Scope," by adding the following: Any references to the ICC Electrical Code shall be deleted and the words "Electrical Code adopted by the City of Peoria and amended from time to time" shall be inserted in lieu thereof.

106.5.2 Fee schedule. Insert the words "Section 2-209 of the Peoria city Code, Table 2-209."

Amend Section 106.5.3 Fee Refunds, Delete in its entirety. ~~subsections 1, 2 and 3 to read:~~

- ~~1. The full amount of any fee paid hereunder which was erroneously paid or collected.~~
- ~~2. Not more than 100% of the permit fee paid when no work has been done under a permit issued in accordance with this code.~~
- ~~3. Not more than 100% of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

Amend Section 108.5 Stop work orders, amending the last sentence of the paragraph

to read:

Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable for a fine or penalty in accordance with other provisions of the Peoria City Code.

Amend Section 109, Means of Appeal, ~~by deleting Sections 109.2 through 109.7. Delete in its entirety and amend as follows:~~

All appeals shall follow the provisions of the International Building Code, 2012 Edition, Section 113, and Chapter 5 of the Peoria City Code (1992), Section 5-9.

Chapter 3, "General Regulations" is amended as follows:

Amend Section 303.3 Prohibited locations, ~~to add an additional location for such fuel-fired appliances:~~

~~6. Gas fired appliances with natural draft venting shall not be installed in any room operating under negative pressure unless the appliances are listed for that use.~~

Amend Section 304.3, by adding the following exception:

~~Exception: Clothes dryers installed in private garages.~~

SECTION 12. Chapter 5 of the Peoria City Code (1992) is amended by amending Section 5-78 pertaining to International Fuel Gas Code – Adopted and Amended and which shall read as follows:

Section 5-78. International Fuel Gas Code – Adopted and Amended.

(A) A certain document, ~~three copies~~ one copy of which are ~~is~~ on file in the City Clerk's Office of the City of Peoria, being marked and designated as "International Fuel Gas Code, ~~2006~~ 2012 Edition," published by the International Code Council is hereby adopted, as amended herein, as the Fuel Gas Code of the City of Peoria.

(B) The International Fuel Gas Code, ~~2006~~ 2012 Edition, is amended as follows:

(1) Chapter 1, "Scope and Administration" is hereby amended as follows:

101.1 Title. Insert the words "City of Peoria" in the name of jurisdiction.

101.2 Scope. Amend as follows by adding: Any references to the ICC Electrical Code

shall be deleted and the words "Electrical Code adopted by the City of Peoria and amended from time to time" shall be inserted in lieu thereof.

101.3 Appendices. Amend Section 101.3, "Appendices," by adding the following:

The following appendices are adopted:

APPENDIX A – SIZING AND CAPACITIES OF GAS PIPING
APPENDIX B – SIZING OF VENTING SYSTEMS SERVING APPLIANCES
EQUIPPED WITH DRAFT HOODS, CATEGORY 1 APPLIANCES AND
APPPLIANCES LISTED FOR USE WITH TYPE B VENTS
APPENDIX C – EXIT TERMINALS OF MECHANICAL DRAFT AND DIRECT-VENT
VENTING SYSTEMS

Section 103, "Department of Inspection," is hereby amended as follows:

103.1 General. The Building Safety Division is hereby created and the executive official in charge thereof shall be known as the building official.

106 "Permits," is hereby amended as follows:

~~406.5.2~~ 106.6.2 Fee Schedule. Insert the words "Section 2-209 of the Peoria City Code, Table 2-209."

~~406.5.3~~ 106.6.3 Fee refunds. Delete in its entirety.

109 Means of Appeal. Delete in its entirety and amend as follows: "All appeals shall follow the provisions of the International Building Code, ~~2006~~ 2012 Edition, Section 442 113, and Chapter 5 of the Peoria City Code (1992) Section 5-9."

(2) 404.12 Minimum burial depth. Delete in its entirety and amend as follows:
"Underground metallic piping systems shall be installed a minimum depth of 12 inches (305 mm) below grade. Underground plastic piping systems shall be installed a minimum depth of 18 inches (457 mm) below grade."

404.12.1 Individual outside appliances. Delete in its entirety.

SECTION 13. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

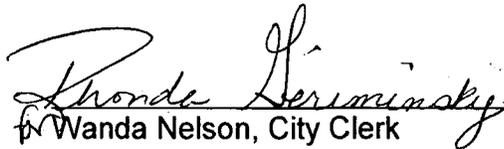
SECTION 14. This Ordinance shall become effective in the manner provided by law.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 1st day of May, 2012.

Dated: 5-6-2012


Bob Barrett, Mayor

ATTEST:


Wanda Nelson, City Clerk



APPROVED AS TO FORM:


Stephen M. Kemp, City Attorney

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