

ORDINANCE NO. 2307

AN ORDINANCE TO AMEND CHAPTER 52, §52-1 OF THE CODE OF SUSSEX COUNTY TO ADOPT THE BUILDING CONSTRUCTION STANDARDS IN THE INTERNATIONAL BUILDING CODE 2012 EDITION AND THE INTERNATIONAL RESIDENTIAL CODE 2012 EDITION, WITH EXEMPTIONS

WHEREAS, the International Building Code 2003 Edition, Chapters 1 – 26 and 35, which governs the construction of commercial buildings, was previously adopted by Sussex County with certain exemptions; and

WHEREAS, International Building Code 2003 Edition has been updated by the International Building Code 2012 Edition; and

WHEREAS, the International Residential Code 2003 Edition, Chapters 1-10, which governs the construction of residential buildings, was previously adopted by Sussex County with certain exemptions; and

WHEREAS, International Residential Code 2003 Edition has been updated by the International Residential Code 2012 Edition; and

WHEREAS, Sussex County desires to update the building standards for both commercial and residential construction by adopting the International Building Code 2012 Edition, Chapters 1-26 and 35, and the International Residential Code 2012 Edition, Chapters 1-10; and

WHEREAS, Sussex County desires to maintain the original exemptions it previously adopted for the International Residential Code as well as exempting IRC § R313 Automatic Fire Sprinkler Systems from the International Residential Code as set forth herein;

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. The Code of Sussex County, Chapter 52, Article I, § 52-1A., Adoption of standards; exemptions, is hereby amended by deleting the language in brackets and inserting the underlined language as follows:

“A. The International Building Code (hereinafter “IBC”), Chapters 1 through 26 and Chapter 35, [2003] 2012 Edition and future editions, as promulgated, after 60 days subsequent to the non-challenged publication of the edition, is hereby adopted as the building standard for construction in Sussex County as it relates to the following structures: multifamily residential dwellings, assembly occupancy, business occupancy, educational occupancy, hazardous occupancy, factory industrial occupancy, institutional occupancy, mercantile occupancy and storage occupancy.”

Section 2. The Code of Sussex County, Chapter 52, Article I, § 52-1C., Adoption of standards; exemptions, is hereby amended by deleting the language in brackets and inserting the underlined language as follows:

“C. The provisions and regulations of the International Residential Code, Chapters 1 through 10, [2003] 2012 Edition and future editions, (hereinafter “IRC”), as promulgated after 60 days subsequent to the non-challenged publication of the edition, as they relate to one- and two- family dwellings, are hereby adopted as the building standards for construction in Sussex County.”

Section 3. The Code of Sussex County, Chapter 52, Article I, §52-1D., Adoption of standards; exemptions, is hereby amended by deleting the language in brackets and inserting the underlined language as follows:

“D. IRC Exemptions

- (1) Carports. Carports are excluded from inspections.
- (2) Landings. A landing is not required on the exterior of a sliding door.
- (3) Riser height.
 - (a) Maximum riser height is 8 ¼ inches.
 - (b) The greatest riser height within any flight of stairs shall not exceed the smallest by more than 3/8 inches, excluding the first and last step of interior stairs, which may have a difference of 5/8 inches.
- (4) Tread depth. Minimum tread depth shall be nine inches, including winders.
- (5) Foundation anchorage. No anchor bolts will be required at the end of each plate section, excluding corners.
- (6) Automatic Fire Sprinkler Systems, IRC § R313 Automatic Fire Sprinkler Systems shall be exempted from one- and two- family dwellings and townhouses.
- ~~[(6)]~~(7) Where the provisions of the IRC and the provisions of the Sussex County Code conflict, the provisions contained in the Sussex County Code shall control.”

Section 4. Effective Date. This Ordinance shall become effective on October 1, 2013.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 2307 ADOPTED BY THE SUSSEX COUNTY CODE ON THE 4TH DAY OF JUNE 2013.



ROBIN A. GRIFFITH
CLERK OF THE COUNCIL