

CITY OF CLAREMONT - IN THE YEAR TWO THOUSAND AND FIVE

ORDINANCE #461

“BUILDINGS & BUILDING REGULATIONS”

The City of Claremont Ordains:

Chapter 5, Buildings & Building Regulations, of the Claremont City Code is hereby amended and re-adopted as follows:

Section 1 Article I In General

Sec. 5-1 Notice (New) Insert the following provision and re-number the existing 5-1 and 5-2 as 5-2 and 5-3.

Whenever the Chief Building and Code Enforcement Officer or his designee determines the existence of a violation of any provision of this Chapter 5 by any person, he shall so notify the person, in writing by certified mail at the person’s last known mailing address, of the specific violation, requiring abatement of the violation within 10 days of the date of the notice, unless the violation is such that it is determined to be an unsafe and dangerous condition of a structure or equipment or an imminent hazard. The chief building and code enforcement officer or his designee may issue a stop work order until the violation has been abated.

Sec. 5-4 Penalty (New)

Any person who violates any provision of this chapter shall be subject to the provisions of RSA 676:17, including but not limited to a penalty not to exceed \$275.00 for the first offense for each violation for each day and \$550.00 for subsequent offenses for each violation for each day that such violation(s) is(are) found to continue after the date by which the person is ordered to abate such violation or, in the event the violation is determined to be an unsafe and dangerous condition of a structure or equipment or an imminent hazard, the date on which the person receives written notice of the violation.

Section 2 Article II Administration; Division 2 Board of Appeals

Sec. 5-46 Delete “RSA 156:4-c” and replace with “RSA 677:16.”

Section 3 Article II Administration; Division 4 Building Inspector

Delete “building inspector” in both the title of the Division and Section 5-76 and replace with “Chief Building and Code Enforcement Officer or his designee.”

Section 4 Articles III, IV, V, and VI Building and Related Codes

Articles III, IV, V and VI of Chapter 5 are hereby repealed and re-enacted and adopted and a new Article VII as follows pursuant to RSA Chapter 153, RSA Chapter 155, RSA Chapter 155-A, RSA Chapter 155-B, RSA Section 47:17, RSA Section 674:51 and RSA Section 674:51-a.

Purpose

The purpose of these Articles III, IV, V and VI is to provide minimum standards for the construction of residential and non-residential property and structures in order to safeguard the public health, safety and welfare of the City. Copies of all codes related to building standards adopted herein shall be kept on file in the office of the City Clerk and the office of the Chief Building and Code Enforcement Officer, which copies shall all be for the use and examination by the public.

Article III Building Standards

Sec. 5-107 Building Code Adopted

The International Building Code 2000, and any amendments, revisions and re-adoption, is hereby adopted by reference, in accordance with amendments adopted by the State Building Code Review Board by regulation Part Bcr 303, and its applicable appendices and exhibits.

Secs. 5-108 – 5-125 Reserved.

Article IV Electrical Standards

Sec. 5-126 Electrical Code Adopted

The National Electrical Code 2002, and any amendments, revisions and re-adoption, is hereby adopted by reference, in accordance with amendments adopted by the State Building Code Review Board by regulation Part Bcr 307.

Secs. 5-127 – 5-140 Reserved.

Article V Plumbing Standards

Sec. 5-141 The International Plumbing Code 2000, and any amendments, revisions and re-adoption, is hereby adopted by reference, in accordance with amendments adopted by the State Building Code Review Board by regulation Part Bcr 304.

Secs. 5-142 – 5-160 Reserved.

Article VI Mechanical Standards

Sec. 5-161 The International Mechanical Code 2000, and any amendments, revisions and re-adoptions, is hereby adopted by reference, in accordance with amendments adopted by the State Building Code Review Board by regulation Part Bcr 305.

Article VII Energy Standards

Sec. 5-162 The International Energy Conservation Code 2000, and any amendments, revisions and re-adoptions, is hereby adopted by reference, in accordance with amendments adopted by the State Building Code Review Board by regulation Part Bcr 306.

Section 5 Validity

If any article, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 6 Construction

In the event any provision of this ordinance is found to be in conflict with any other provision of the Claremont City Code, the more stringent shall apply.

Section 7 Effective Date

This Ordinance shall take effect and be enforced immediately upon passage.

Introduced and passed on first reading _____, 2005

Adopted by the Claremont City Council on _____, 2005

James C. Neilsen, IV

Andy A. Austin

Roger Formidoni

Bruce Temple

Christopher Irish

Heather Giannuzzi

Michael L. Prozzo, Jr.

Deborah L. Cutts

Mayor Scott Pope

Adopted by the City Council on _____, 2005

Attest: _____
Clerk to the Council