



APPENDIX C CODE CHANGE PROPOSAL NORTH CAROLINA BUILDING CODE COUNCIL

B-8

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Petition for Rule Making

Item Number _____

Granted by BCC _____
Denied by BCC _____

Adopted by BCC _____
Disapproved by BCC _____

Approved by RRC _____
Objection by RRC _____

PROPONENT: Carl Martin PHONE: (919)888-0284
REPRESENTING: NCDOI
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North Carolina State Building Code, Volume 2024 Building - Section 101.2

CHECK ONE: Revise section to read as follows: Delete section and substitute the following:
 Add new section to read as follows: Delete section without substitution:

~~LINE THROUGH MATERIAL TO BE DELETED~~ UNDERLINE MATERIAL TO BE ADDED

Please type. Continue proposal or reason on plain paper attached to this form. See reverse side for instructions.

[A] 101.2 Scope. The provisions of this code shall apply to the construction, *alteration*, relocation, enlargement, replacement, *repair*, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

Exception: If any of the following apply, then the building or structure is exempt from the provisions of this code:

1. Detached one- and two-family *dwelling*s and *townhouses* not more than three *stories above grade plane* in height with a separate *means of egress*, and their accessory structures not more than three *stories above grade plane* in height, shall comply with this code or the *International Residential Code*.
2. Farm buildings not used for:
 - a. Sleeping purposes; or
 - b. Storage of hazardous materials in excess of those listed in Tables 307.1(1) and 307.1(2) within the building rules jurisdiction of any municipality.
3. The design, construction, location, installation or operation of equipment for storing, handling and transporting liquefied petroleum gases for fuel purposes up to the outlet of the first stage pressure regulator, anhydrous ammonia or other liquid fertilizer.

4. The design, construction, location, installation or operation of equipment of facilities of a public utility, as defined in N.C.G.S. 62-3, or electric or telephone membership corporation, including without limitation poles, towers and other structures supporting electric or communication lines from the distribution network up to the meter location.
5. The storage and handling of substances governed by the Hazardous Chemical Right to Know Act in N.C.G.S. Chapter 95, Article 18.
6. Retaining walls complying with any of the following:
 - a. 3 feet or less in height where a guard is required;
 - b. 5 feet or less of cumulative fill within 3 feet horizontally from the wall;
 - c. Not located within 15 feet of another retaining wall; and
 - d. Not located within 3 feet of a building or structure.
7. Farm structures exempt by N.C.G.S 143-138(b4).

Will this proposal change the cost of construction? Decrease [] Increase [] No []
 Will this proposal increase to the cost of a dwelling by \$80 or more? Yes [] No []
 Will this proposal affect the Local or State funds? Local [] State [] No []
 Will this proposal cause a substantial economic impact (\geq \$1,000,000)? Yes [] No []

- Non-Substantial – Provide an economic analysis including benefit/cost estimates.
- Substantial – The economic analysis must also include 2-alternatives, time value of money and risk analysis.
- Pursuant to §143-138(a1)(2) a cost-benefit analysis is required for all proposed amendments to the NC Energy Conservation Code. The Building Code Council shall also require same for the NC Residential Code, Chapter 11.

REASON: The purpose of this amendment is to generically identify and include exemptions stated in NC General Statute 143-138, paragraph b4. By referencing the statute, the code includes all changes to the statute during the cycle of the code.

BCC CODE CHANGES

Signature: CARL MARTIN Date: January 13, 2023 FORM 11/26/19