

ORDINANCE NO. 997

AN ORDINANCE OF THE CITY OF WILLISTON AMENDING THE CITY OF WILLISTON COMMERCIAL BUILDING CODE AS SET OUT BELOW.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WILLISTON, NORTH DAKOTA.

Section 1. That Section 105.2 Work exempt from permit. be amended, and as amended be enacted as follows:

Sec. 105.2 Work exempt from permit.

Exemptions from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. Permits shall not be required for the following:

Building:

1. One-story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area is not greater than 120 square feet (11 m²).
2. Fences not over 8.5 feet in height.
3. Oil derricks.
4. Retaining walls that are not over 4 feet (1,219 mm) in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II or IIIA liquids.
5. Water tanks supported directly on grade if the capacity is not greater than 5,000 gallons (18,925 L) and the ratio of height to diameter or width is not greater than 2:1.
6. Sidewalks and driveways.
7. Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.
8. Temporary motion picture, television and theater stage sets and scenery.
9. Prefabricated swimming pools accessory to a Group R-3 occupancy that are less than 24 inches (610 mm) deep, are not greater than 5,000 gallons (18, 925 L) and are installed entirely above ground.
10. Shade cloth structures constructed for nursery or agricultural purposes, not including service systems.

11. Swings and other playground equipment accessory to detached one- and two-family dwellings.

12. Window awnings in Group R-3 and U occupancies, supported by an exterior wall that do not project more than 54 inches (1,372 mm) from the exterior wall and do not require additional support.

13. Nonfixed and movable fixtures, cases, racks, counters and partitions not over 5 feet 9 inches (1,753 mm) in height.

This ordinance shall be in full force and effect upon its final passage, approval, and publication.

Section 2. That Section 107.3.1 Approval of construction documents. be amended, and as amended be enacted as follows:

Sec. 107.3.1 Approval of construction documents.

When the building official issues a permit, the construction documents shall be approved, in writing or by stamp, as “Reviewed for Code Compliance.” One set of construction documents so reviewed shall be retained by the building official. The other set shall be returned to the applicant, shall be kept at the site of work and shall be open to inspection by the building official or a duly authorized representative.

This ordinance shall be in full force and effect upon its final passage, approval, and publication.

Section 3. That Section 406.3.4 Separation. be added, and as added be enacted as follows:

Sec. 406.3.4 Separation.

Separations shall comply with the following:

1. The private garage shall be separated from the dwelling unit and its attic area by means of gypsum board, not less than 1/2 inch (12.7 mm) in thickness, applied to the garage side. Garages beneath habitable rooms shall be separated from all habitable rooms above by not less than a 5/8-inch (15.9 mm) Type X gypsum board or equivalent and 1/2 -inch (12.7 mm) gypsum board applied to structures supporting the separation from habitable rooms above the garage. 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 13/8 inches (34.9 mm) in thickness, or doors in compliance with Section 716.5.3 with a fire protection rating of not less than 20 minutes. 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.

This ordinance shall be in full force and effect upon its final passage, approval, and publication.

Section 4. That Section 1510 Reroofing be added, and as added be enacted as follows:

**Sec. 1510
Reroofing**

The City of Williston adopts and incorporates Appendix N of the 2012 International Building Code into the City's Building Code.

This ordinance shall be in full force and effect upon its final passage, approval, and publication.

Section 5. That Section 3109 Swimming Pool Enclosures and Safety Devices be added, and as added be enacted as follows:

**Sec. 3109
Swimming Pool Enclosures and Safety Devices**

The City of Williston adopts and incorporates Appendix O of the 2012 International Building Code into the City's Building Code.

This ordinance shall be in full force and effect upon its final passage, approval, and publication.

Commissioner Cymbaluk moved the adoption of the foregoing Ordinance. The Motion was seconded by Commissioner Brostuen. On roll call vote of the Commissioners vote "AYE": Brostuen, Bekkedahl, Klug, Cymbaluk and Koeser, and the following Commissioners vote "NAY": None. Absent and not voting: None.

WHEREUPON, the Motion was passed and the Ordinance declared adopted this 27th day of May, 2014.

E. Ward Koeser, President
Board of City Commissioners

ATTEST:

John Kautzman, City Auditor

First Reading: April 8th, 2014

Second Reading: May 27th, 2014

Published:

Adopted the 27th day of May, 2014.