

Village of Volente



Excerpt from Franklin Legal

Sec. 4.02.061 Adopted



The **International Residential Code for One- and Two-Family Dwellings, 2009 edition**, including all appendix chapters, published by the International Code Council, is hereby adopted as the residential building code of the village regulating and controlling the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of one- and two-family dwellings and townhouses in the village, and providing for the issuance of permits and collection of fees, and each and all of the regulations, provisions, conditions and terms of such International Residential Code for One- and Two-Family Dwellings, 2009 edition, published by the International Code Council, are adopted and made a part of the village Code of Ordinances as if fully set out in this article. (Ordinance 2004-O-19, sec. 3(A), adopted 4/20/04; Ordinance 2010-O-114, sec. 3, adopted 2/16/10)

Code Sec. 4.02.031 Adopted

The International Building Code, 2009 edition, and all revisions thereof, published by the International Code Council and referred to as the “International Building Code,” is hereby adopted and incorporated as fully as if set out at length in this article, and the provisions of such code shall be controlling on all premises, including but not limited to all buildings thereon, within the corporate limits of the village. (Ordinance 2004-O-19, sec. 4(A), adopted 4/20/04; Ordinance 2010-O-114, sec. 2, adopted 2/16/10)

  Sec. 4.02.032 Permit required

It shall be unlawful for any person to build nonresidential buildings or structures within the village without first applying for and receiving a permit. It shall also be unlawful to build within the village contrary to a permit that has been issued. (Ordinance 2004-O-19, sec. 4(B), adopted 4/20/04)

  Sec. 4.02.033 Exemptions from permit requirement

A building permit is not required for the following:

- (1) Painting, wallpapering, tiling, carpeting, installing cabinets or countertops, or similar work;
- (2) Constructing one-story detached accessory structures used as storage sheds, playhouses, or similar accessory uses, provided the floor area **does not exceed twenty (20) square feet**; or
- (3) Performing ordinary maintenance.

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INTERNATIONAL CODE COUNCIL, INC.

SECTION 105

PERMITS

105.1 Required. Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the *building official* and obtain the required *permit*.

105.1.1 Annual permit. In lieu of an individual *permit* for each *alteration* to an already *approved* electrical, gas, mechanical or plumbing installation, the *building official* is authorized to issue an annual *permit* upon application therefor to any person, firm or corporation regularly employing one or more qualified trade persons in the building, structure or on the premises owned or operated by the applicant for the *permit*.

105.1.2 Annual permit records. The person to whom an annual *permit* is issued shall keep a detailed record of *alterations* made under such annual *permit*. The *building official* shall have access to such records at all times or such records shall be filed with the *building official* as designated.

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 2009 INTERNATIONAL BUILDING CODE® SCOPE AND ADMINISTRATION 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 does not exceed 120 square feet (11 m²).
2. Fences not over 6 feet (1829 mm) high.
3. Oil derricks.
4. Retaining walls that are not over 4 feet (1219 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 does not exceed 5,000 gallons (18,925 L) and the ratio of height to diameter or width does not exceed 2:1.
6. Sidewalks and driveways not more than 30 inches (762 mm) above adjacent grade, and not over any basement or *story* below and are not part of an *accessible route*.
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, do not exceed 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* supported by an *exterior wall* that do not project more than 54 inches (1372 mm) from the *exterior wall* and do not require additional support of Groups R-3 and U occupancies.
13. Nonfixed and movable fixtures, cases, racks, counters and partitions not over 5 feet 9 inches (1753 mm) in height.