

TITLE 4
BUILDING REGULATIONS
CHAPTER 1
BUILDING CODES

4-1-1: Codes Adopted

4-1-2: Fire Code Adopted

4-1-3: Adopted Versions (NEW)

4-1-4: Copies on File (NEW)

4-1-5: Violations: Penalties (NEW)

4-1-1: CODES ADOPTED:

A. Codes: The approved editions of the following nationally recognized codes, as adopted by the state of Idaho or the Idaho building code board, are hereby adopted as the official building codes of the city of Parma:

1. International building code, 2018 edition, prepared by the International Code Council, Inc., as adopted by the state of Idaho or the Idaho building code board, together with any amendments or revisions to the International Building Code made by the Idaho Building Code Board through the negotiated rulemaking process, including all rules promulgated by the board to provide equivalency with the provisions of the Americans with disabilities act accessibility guidelines and the federal fair housing act accessibility guidelines, but excluding appendix A.

2. The Idaho residential code, 2020 edition, as adopted by the state of Idaho or the Idaho building code board, consisting of the 2018 International Residential Code prepared by the International Code Council, Inc. and amended by the Idaho building code board through the negotiated rulemaking process.

3. Idaho energy conservation code, 2020 edition, as adopted by the state of Idaho Building Code Board, consisting of the 2018 International Energy Conservation Code prepared by the International Code Council, Inc. and amended by the Idaho Building Code Board through the negotiated rulemaking process.

4. Uniform code for the abatement of dangerous buildings, 1997 edition, as published by the International Conference Of Building Officials.

5. The Idaho existing building code, 2018 edition, as adopted by the state of Idaho building code board, consisting of the 2018 International Existing Building Code prepared by the International Code Council, Inc. and amended by the Idaho Building Code Board through the negotiated rulemaking process, is adopted. (Ord. 566, 5-14-2012; amd. Ord. 609, 12-22-2020)

4-1-2: FIRE CODE ADOPTED:

The regulations for governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises in the city of Parma, that certain code and standards known as the 2006 international fire code, including appendix chapters A, B, C, D, E, F and G as published by the International Code Council are hereby adopted and incorporated as fully as if set forth at length herein. A certified copy of the code adopted by this section is available for examination in the office of the city clerk. (Ord. 546, 12-10-2007)

4-1-3: ADOPTED VERSIONS:

The adopted versions of the foregoing codes shall be deemed superseded by successive versions of such codes as they are adopted or approved by the Idaho Department of Building Safety or its successors, effective on January 1 following the adoption of any such codes which are made effective by the Idaho Department of Building Safety, or its successors.

4-1-4: COPIES ON FILE:

One copy each of the adopted versions of the codes adopted in section 4-1 of this chapter, together with any amendments thereto subsequently adopted by the Mayor and City Council, either in hard copy or electronic format, shall be duly certified and kept on file in the Office of the City Clerk for use and examination by the public.

4-1-5: VIOLATIONS; PENALTIES:

- A. **Misdemeanor Violation; Penalty: A violation of any provisions of the adopted versions of the codes adopted in section 4-1 of this chapter or any successive versions of such codes in effect at the time of violation shall constitute a misdemeanor punishable as provided in subsection 1-4-1A of this Code.**
- B. **Nuisance Declared; Abatement Required: A violation of any provision of the adopted versions of the codes adopted in section 4-1 of this chapter or any successive versions of such codes in effect at the time of violation is hereby declared to be a public nuisance which, in addition to any other penalty or remedy provided by law, shall be subject to abatement by the City.**

TITLE 4
BUILDING REGULATIONS
CHAPTER 2
HOUSE NUMBERS

4-2-1: House Numbers Required; Plan

4-2-2: Placement of Numbers

4-2-3: Street Number Chart

4-2-4: Penalty (AMENDMENT)

4-2-1: HOUSE NUMBERS REQUIRED; PLAN:

All lots, buildings and structures in the City shall be numbered in accordance with the following plan:

- A. North and south numbers shall commence at the Union Pacific Railroad right of way.
- B. East and west numbers shall commence at Roswell Boulevard and A Streets.
- C. Odd numbers shall be on the west and north sides of the streets; even numbers shall be on the south and east side of the streets.
- D. There shall be one hundred (100) numbers to each block. (Ord. 398, 2-27-84)

4-2-2: PLACEMENT OF NUMBERS:

It shall be the duty of the owners and occupants of every house in the City to have placed thereon, in a place visible from the street, figures at least two and one-half inches (2 1/2") high showing the number of the house. (Ord. 398, 2-27-84)

4-2-3: STREET NUMBER CHART:

The City Clerk shall keep a chart showing the proper street number of every lot in the City which shall be open to inspection by anyone interested. (Ord. 398, 2-27-84)

4-2-4: PENALTY:

~~Any person failing to so number any house, building or other structure occupied by said person or, if after receiving notice to do so from the Clerk, shall continue in the failure to so number such house, building or structure, shall be fined one dollar (\$1.00) for each day during or on which a failure to number continues, from and after one year after the effective date hereof. (Ord. 398, 2-27-84)~~

Any person who violates the provisions of this chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable as provided in subsection 1-4-1A of this Code.

TITLE 4
BUILDING REGULATIONS
CHAPTER 3
PROFESSIONAL COSTS AND FEES
(NO CHANGES)

4-3-1: Payment Of Professional Costs And/Or Fees

4-3-1: PAYMENT OF PROFESSIONAL COSTS AND/OR FEES:

The applicant for any permit or approval from the city shall, prior to or contemporaneously with issuance of the permit or grant of final approval, pay or reimburse the city for all professional costs and expenses reasonably incurred in reviewing the application, construction plans, inspections, test results, or similar evaluation of the application or its associated construction. Professional costs and expenses include, without limitation, engineering fees and legal fees. (Ord. 538, 7-10-2006)

TITLE 4
BUILDING REGULATIONS
CHAPTER 5
BUILDING PERMITS
(NEW CHAPTER)

4-5-1 Administration And Enforcement Official

4-5-2 Permit Required

4-5-3 Issuance Procedure

4-5-4 Permit Fees

4-5-5 Violation; Penalty

4-5-1 Administration And Enforcement Official

- A. **The designated building official for the City is hereby authorized and directed to administer and enforce all provisions of this chapter and shall have the power to render interpretations of this chapter and to adopt and enforce rules and supplemental regulations to clarify the application of its provisions. Such interpretations, rules and regulations shall be in conformance with the intent and purpose of this chapter.**
- B. **Building regulations and requirements not specifically outlined in this chapter shall be interpreted and enforced by the designated building official according to the Building Code adopted by the City and in effect at the time of issuance of building permit.**

4-5-2 Permit Required

No structure shall be erected or sidewalk laid within the boundaries of the City until a permit has been secured.

4-5-3 Issuance Procedure

Plans and estimate of cost shall first be submitted to the designated building official of the City. The building official shall review said plans for conformance with City, State of Idaho and/or Building Codes adopted by the City and in effect at the time of permit application and shall then make a determination regarding issuance of a building permit. The building official shall direct authorized personnel of the City on issuance of all building permits. Upon the building official's direction, permit fees as provided in section 5-4-4 of this chapter shall be collected and a permit issued by the City prior to the start of construction of any structure or sidewalk within the City limits.

4-5-4 Permit Fees

Fees shall be as set forth by the City Council or as otherwise directed by the designated building official for the City as per the adopted Building Codes at the time, including any other fee legally adopted by the City.

4-5-5 Violation; Penalty

Any person, firm or corporation violating the provisions of this chapter shall, upon conviction thereof, be deemed guilty of a misdemeanor and shall be fined a sum of not less than three hundred dollars (\$300.00) or more than one thousand dollars (\$1,000.00), together with the costs of proceedings.

TITLE 4
BUILDING REGULATIONS
CHAPTER 6
CONSTRUCTION OR DEMOLITION OF STRUCTURES
(NEW CHAPTER)

CONSTRUCTION OR DEMOLITION OF STRUCTURES

4-6-1 Purpose And Scope

4-6-2 Definitions

4-6-3 Administration And Enforcement Official

4-6-4 Construction Hours

4-6-5 Construction Or Demolition Waste

4-6-6 Human Waste

4-6-7 Exemptions From Provisions

4-6-8 Penalties

4-6-1 Purpose And Scope

The purpose and scope of this chapter is to protect the public health and safety of the citizens and visitors of the City of Parma.

4-6-2 Definitions

When used in this chapter, the following words and terms shall have the meanings ascribed to them in this section:

AGENT: A person who acts or represents the interest of a building permit holder or property owner.

BUILDING OFFICIAL: A person performing building inspections that has been hired or is under contract with the City of Parma to perform building inspection services, or any elected or appointed official by the City of Parma in which the appointment was approved by the Parma City Council by either voice vote or signed contract.

CONSTRUCTION/DEMOLITION/EXCAVATION: The act of destroying, producing, altering, or repairing a roadway, or building, or removing or moving earth from the ground.

CONTAINER: A construction dumpster or other carton to hold waste that is emptied at least weekly or when full.

HUMAN WASTE: Refers to human excreta – urine and feces , with or without water being mixed in.

LICENSED CONTRACTOR: A person licensed in the State of Idaho to perform building, plumbing, electrical, or other building related trades.

NOISE POLLUTION: Any sound, such as those made by any: pile driver, pneumatic hammer, derrick, pneumatic electric hoist, or other appliance; or truck, loader, excavator or similar construction equipment including the startup of any engine in such equipment or tool that may be audible at a distance of fifty feet (50') from the building, structure or vehicle in which the noisemaker is located.

NONCONTRACTOR: A person who is not licensed in the State of Idaho to perform building, plumbing, electrical, or other building related trades, but is still qualified to perform those activities under law; also, one that is the property owner that is constructing, demolishing, or excavating his own property with the primary focus being the primary residence of the person.

PORTA-POTTYL a portable or mobile toilet is any tuupe of toilet that can be moved around, some by one person, some by mechanical equipment such as a truck or crane.

STOP WORK ORDER: A written order issued by the City building official instructing said person and said person's agents, contractors or subcontractors to immediately cease any and all construction activity or work on a construction project. A "stop work order" shall not be considered a recovery or penalty so as to bar any other penalty or remedy being enforced.

WASTE: Any unusable material that is considered scrap, garbage, or excess material.

4-6-3 Administration And Enforcement Official

The designated building official for the City or, in the building official's extended absence, the Mayor of the City of Parma, is hereby authorized and directed to administer and enforce all provisions of this chapter and shall have the power to render interpretations of this chapter and to adopt and enforce rules and supplemental regulations to clarify its provisions. Such interpretations, rules and regulations shall be in conformance with the intent and purpose of this chapter.

4-6-4 Construction Hours

- A. **Licensed Contractors: Hours of operation for the construction, demolition, excavation and subsequent cleanup of any structure or excavation of ground within the corporate city limits of the City of Parma by licensed contractors shall be only between the hours of seven o'clock (7:00) A.M. and seven o'clock (7:00) P.M., Monday through Saturday.**
- B. **Noncontractors: Hours of operation for construction, demolition, and subsequent cleanup of any structure or excavation of ground within the corporate city limits of the City of Parma by noncontractors shall be only between the hours of seven o'clock (7:00) A.M. and nine o'clock (9:00) P.M., seven (7) days per week.**

4-6-5 Construction Or Demolition Waste

There shall be a solid waste container of sufficient size, strength, and material to accommodate the construction or demolition waste produced by construction or demolition of any structure or roadway. The container must be emptied on a weekly basis unless more frequent emptying is needed. The lot on which the construction or demolition is taking place shall be kept free from construction waste/debris at all times, and waste and debris must be kept from spreading to neighboring properties.

4-6-6 Human Waste

- A. **There shall be a porta-potty on any construction site without permanent plumbing at all times.**
- B. **There shall be at least one toilet for 20 employees on any given construction site.**
- C. **The porta-potty shall be sufficiently placed away from habitable areas.**
- D. **The porta-potty shall be sufficiently cleaned and emptied on at least a weekly basis unless more frequent emptying and cleaning is required to keep odorous smells and human waste from disturbing the nature of any neighborhood or area.**

4-6-7 Exemptions From Provisions

In case of an urgent or emergent necessity or to prevent an emergency in the interest of public health or safety, this chapter shall not apply. Contractors and noncontractors that may be exempt from this chapter are those that do not pollute the outside of any enclosed structure with noise such as electricians, plumbers, painters, insulation installers, and any other similar trades.

4-6-8 Penalties

Any of the following steps may be skipped in the interest of public health and safety:

- A. **First Offense: Any person violating the provisions of this chapter shall be issued a notice of violation and shall have twenty-four (24) hours from the time of notification to rectify the violation.**
- B. **Second Offense: Any person violating the provisions of this chapter a second time in less than forty five (45) days on the same job site shall be guilty of an infraction and shall pay the sum of three hundred dollars (\$300.00) to the City Treasury with cash, money order, or certified check and rectify the violation within twenty four (24) hours.**
- C. **Third Offense: Any person violating the provisions of this chapter a third time in less than forty-five (45) days on the same job site shall be guilty of a misdemeanor and shall be punishable as provided in subsection 1-4-1A of this Code. A stop work order will be issued in which no work may be done on the job site and will remain in effect until a hearing has occurred in front of the City Council at a regularly scheduled meeting or a special meeting set by the Mayor.**
- D. **Stop Work Order: A stop work order may be issued by the Mayor, Building Official, any appointed official of the City of Parma; including law enforcement, City Clerk, City Treasurer, Public Works Supervisor or Planning & Zoning Administrator.**

TITLE 4
BUILDING REGULATIONS
CHAPTER 7
DEMOLITION REQUIREMENTS
(NEW CHAPTER)

DEMOLITION REQUIREMENTS

4-7-1 Purpose

4-7-2 Permit Requirements

4-7-3 Cleanup Requirements

4-7-4 Enforcement Officials

4-7-5 Misdemeanor Violation

4-7-1 Purpose

The purpose of this article is to protect the public health and safety and to protect existing utilities and to ensure structures are removed from the tax rolls as necessary.

4-7-2 Permit Requirements

- A. **Permit And Compliance Required: Permits will be required for demolition of all structures over two hundred (200) square feet within the corporate limits of the City. It shall be the responsibility of the property owner to obtain said permit and to comply with all requirements of this article.**
- B. **Application For Permit: Before a permit is issued, an application containing the following information shall be reviewed and approved by the City building official:**
 - 1. **A site map showing the structure as situated on the lot.**
 - 2. **Method of demolition (fire, salvage, heavy equipment, etc.).**
 - 3. **Schedule for demolition.**
 - 4. **Proof of Notice to all utility providers.**
 - 5. **Plan for cleanup and/or rehabilitation of the area.**
 - 6. **Intended use of the area after demolition.**
- C. **Permit Fee: A nonrefundable fee as set by resolution of the City Council from time to time shall be paid to the City Treasury for the processing of any demolition permit upon approval of said permit by the City building official.**

4-7-3 Cleanup Requirements

- A. **Deposit Required: A cleanup deposit as set by resolution of the City Council from time to time shall be paid to the city treasury at the time of issuance of each demolition permit for any structure over five hundred (500) square feet. This deposit shall be held by the City and refunded upon cleanup compliance within sixty (60) days after demolition and upon approval by the City building official. Structures less than four hundred and ninety-nine (499) square feet the deposit is waived.**
- B. **Time For Cleanup; Inspections: It shall be the responsibility of the applicant to ensure that the area is cleared of all rubble and debris within sixty (60) days after demolition. Cleanup shall be inspected and approved by the City building official.**

4-7-4 Enforcement Officials

The building official for the City and/or any elected or appointed official of the City shall be authorized to enforce the provisions of this article.

4-7-5 Misdemeanor Violation

Any person who violates, disobeys, omits, neglects, refuses to comply with, or resists the enforcement of any of the provisions of this article or the rules and regulations as adopted by the City shall be deemed guilty of a misdemeanor.