COUNTY COUNCIL

OF

TALBOT COUNTY, MARYLAND

2014 Legislative Session, Legislative Day No. : January 14, 2014

Bill No.: 1256

Expiration Date: March 20, 2014

Introduced by: Mr. Duncan, Mr. Hollis, Ms. Price

A BILL TO REPEAL LOCAL REQUIREMENTS FOR INTERIOR AUTOMATIC FIRE SPRINKLER SYSTEMS FOR RENOVATIONS AND ADDITIONS TO ONE-AND TWO-FAMILY RESIDENTIAL DWELLINGS, LEAVING INTACT EXISTING STATE REQUIREMENTS FOR INSTALLATION OF INTERIOR AUTOMATIC FIRE SPRINKLER SYSTEMS FOR NEW CONSTRUCTION CONSISTENT WITH THE REQUIREMENTS OF THE MARYLAND BUILDING PERFORMANCE CODE AND THE INTERNATIONAL RESIDENTIAL CODE FOR ONE-AND-TWO-FAMILY DWELLINGS

By the Council: January 14, 2014

Introduced, read first time, ordered posted, and public hearing scheduled on Tuesday, February 11, 2014 at 2:00 p.m. at the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

By Order Susan W. Moran

Susan W. Moran, Secretary

A BILL TO REPEAL LOCAL REQUIREMENTS FOR INTERIOR AUTOMATIC FIRE SPRINKLER SYSTEMS FOR RENOVATIONS AND ADDITIONS TO ONE-AND TWO-FAMILY RESIDENTIAL DWELLINGS, LEAVING INTACT EXISTING STATE REQUIREMENTS FOR INSTALLATION OF INTERIOR AUTOMATIC FIRE SPRINKLER SYSTEMS FOR NEW CONSTRUCTION CONSISTENT WITH THE REQUIREMENTS OF THE MARYLAND BUILDING PERFORMANCE CODE AND THE INTERNATIONAL RESIDENTIAL CODE FOR ONE-AND-TWO-FAMILY DWELLINGS

KEY

Boldface..... Heading or defined term

Underlining..... Added to existing law by original bill

~~Strikethrough~~..... Deleted from existing law by original bill

Double underlining..... Added to bill by amendment

~~Double strikethrough~~ .....Deleted from bill by amendment

* * *.....Existing law unaffected

SECTION ONE: BE IT ENACTED BY THE COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND, that

* * *

§ 28-5 Interior automatic fire sprinkler systems in one- and two-family residential construction.

A. ~~General. In addition to the provisions of the International Residential Building Code,® one and two-family dwellings shall be equipped with an interior automatic sprinkler system as provided in this section.~~ The International Residential Building Code for One- and Two-Family Dwellings (International Code Council, 500 New Jersey Ave., N.W., 6th Floor, Washington, DC 20001) ® and the National Fire Protection Association (NFPA) Standard 13D, Standard for the Installation of Sprinkler Systems in One-and Two-Family Dwellings and Manufactured Homes, 2007 ed., shall govern requirements for installation of interior automatic fire sprinkler systems in one-and two-family residential construction and manufactured homes.

~~B. Definitions. For purposes of this section, the following definitions apply:~~

~~GROSS FLOOR AREA — The total horizontal floor area in square feet measured from the exterior walls of a building, including all conditioned space as defined in the International~~

~~Residential Building Code,® as adopted from time to time, but not including crawl spaces, vent shafts, unroofed inner courts, or unconditioned spaces below ground or in attics.~~

~~RESIDENTIAL DWELLINGS — All new one- and two-family dwellings, including manufactured homes constructed at the plant after the effective date of this section.~~

~~SUBSTANTIAL NEW ADDITIONS — New construction that exceeds 50% of the structure's total preexisting gross floor area and adds more than 400 square feet of new gross floor area.~~

~~SUBSTANTIAL REBUILDING — Reconstruction that exceeds 75% of the structure's present assessed value for property tax purposes as determined by the Maryland Department of Assessments and Taxation.~~

~~C. Applicability.~~

~~(1) The requirement for interior automatic fire sprinkler systems shall apply to all building permits issued after the effective date of this section in accordance with the provisions of this section to:~~

~~(a) Residential dwellings;~~

~~(b) Substantial rebuilding; and~~

~~(c) Substantial new additions; however, the requirement shall be applicable only in the new area of the structure.~~

~~(2) The requirements of this section do not apply to accessory or uninhabitable structures (e.g. detached carports, detached garages with no habitable space, greenhouses, and sheds).~~

~~D. Standards. Interior automatic fire sprinkler systems shall be installed and maintained in all new one- and two-family dwellings in accordance with the most recent version of Standard 13D, Installation of Sprinkler Systems in One and Two-Family Dwellings and Manufactured Homes, as promulgated by the National Fire Protection Association (NFPA), and as modified and adopted by the Maryland State Fire Prevention Code, Maryland Annotated Code, Public Safety Article, Title 9, as amended from time to time.~~

SECTION TWO: BE IT FURTHER ENACTED, that the title and a summary of this Bill shall be published once on the first publication date after enactment of the Bill in accordance with County Charter § 213 (c). The title is not a substantive part of this Bill. If the Bill is amended, the title may be administratively revised if required to conform the title to the content of the Bill as finally enacted.

SECTION THREE: AND BE IT FURTHER ENACTED, That if any provision of this Ordinance or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this Ordinance which can be given effect without the invalid provision or application, and for this purpose the provisions of this Ordinance are declared severable.

SECTION FOUR: AND BE IT FURTHER ENACTED, that the Publishers of the Talbot County Code or the Talbot County Office of Law, in consultation with and subject to the approval of the County Manager, shall make non-substantive corrections to codification, style, capitalization, punctuation, grammar, spelling, and any internal or external reference or citation to the Code that is incorrect or obsolete, with no further action required by the County Council. All such corrections shall be adequately referenced and described in an editor's note following the section affected.

SECTION FIVE: AND BE IT FURTHER ENACTED, that this ordinance shall take effect sixty (60) days from the date of its passage.

PUBLIC HEARING

Having been posted and Notice of time, date, and place of hearing, and Title of Bill No. _____ having been published, a public hearing was held on _____.

BY THE COUNCIL

Read the third time.

ENACTED: _____

By Order _____
Susan W. Moran, Secretary

Pack -

Hollis -

Bartlett -

Price -

Duncan -

EFFECTIVE DATE: _____