DENVER AMENDMENT PROPOSAL FORM
FOR CPD INTERNAL PROPOSALS TO THE 2016 DENVER BUILDING CODE AMENDMENTS AND THE 2018 INTERNATIONAL CODES

2018 CODE DEVELOPMENT CYCLE

1) Name: David Adams
   Date: 3/29/2018
   David.adams3@denvergov.org

2) Proposals should be drafted in Word with the only formatting that is needed being BOLDING, STRIKEOUT AND UNDERLINING. Please do not provide additional formatting such as tabs, columns, etc.

Please use a separate form for each proposal submitted.

Is separate graphic file provided (Yes or No): No

<table>
<thead>
<tr>
<th>Acronym</th>
<th>Code Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>IBC</td>
<td>International Building Code</td>
</tr>
<tr>
<td>IECC</td>
<td>International Energy Conservation Code</td>
</tr>
<tr>
<td>IEBCC</td>
<td>International Existing Building Code</td>
</tr>
<tr>
<td>IFC</td>
<td>International Fire Code</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Acronym</th>
<th>Code Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>IPC</td>
<td>International Plumbing Code</td>
</tr>
<tr>
<td>IRC</td>
<td>International Residential Code</td>
</tr>
<tr>
<td>IFGC</td>
<td>International Fuel Gas Code</td>
</tr>
<tr>
<td>IMC</td>
<td>International Mechanical Code</td>
</tr>
</tbody>
</table>

AMENDMENT PROPOSAL

Please provide all of the following items in your amendment proposal.

| Code Sections/Tables/Figures Proposed for Revision: |
| IBC 3307 as amended in the Denver Building Code Amendments |
| Re |

Note: If the proposal is for a new section, indicate (new).

Proposal:

SECTION 3307
PROTECTION OF ADJOINING PROPERTY

Section 3307.1 Protection required is replaced in its entirety with the following:

3307.1 Protection required. Adjacent public and private property shall be protected from damage during construction, excavation, remodeling, demolition, and building relocation work. Protection is the responsibility of the person performing the construction, excavation, remodeling, demolition or building relocation work. Protection shall be provided for footings, foundations party walls, chimneys, skylights, roofs, fences and landscaping. Provisions shall be made to control water runoff and erosion during construction, excavation, remodeling, demolition or relocation activities.

Section 3307.1.1 Notification. The person making or causing an excavation required for shoring or non-prescriptive benching, 100% complete demolition or relocation shall provide written notice to the owners, or homeowner associations of adjacent adjoining properties, by USPS (or similar) certified mail with a return receipt or by personal notification to ensure the adjacent adjoining owners or homeowner associations have actual notice, advising them that the excavation demolition or relocation is to be made, providing contact information for the person doing the excavation, demolition or relocation and that they shall protect adjacent properties as required by Denver Building and Fire Code Section 3307.1. Said notification shall be delivered not less than 10 days prior to the scheduled starting date of the excavation, demolition and/or relocation.

Written evidence of notification of adjacent owners or a written, signed statement as to why actual notice could not be given, must be given to the Building Official ten (10) working days before an excavation, demolition or relocation permit is issued.

November 15, 2005
**Exception:** When either the signed return receipt or return of the notification is delayed by the USPS, acceptable alternate proof of notification is as follows.

1. A USPS tracking report indicating notification was sent by certified mail with return receipt, showing the USPS assigned tracking number and date of first attempted delivery not less than 21 days prior, and
2. A letter or form, signed by the contractor, with license information, which correlates the USPS assigned tracking number to the name and address of the notified property owner, and states that personal contact with the property owner has been unsuccessfully attempted.
3. A signed affidavit that lists the name and address of the notified property owners and date of notice and that all USPS return notices shall be maintained on the site at all times for random inspection by City and County representatives. Be advised that it is a violation of this Code to provide any false information in any application for a permit, and that to do so will result in the suspensive or revocation of the contractor’s license and certificate.

**Note:** Show the proposal using **strikeout**, **underline** format. At the beginning of each section, one of the following instruction lines are also needed:
- Revise as follows
- Add new text as follows
- Delete and substitute as follows
- Delete without substitution

**Supporting Information:**

**Purpose:** To align the Denver code with the national codes and revert to IBC model code language. Additionally, the intent is to stop the practice of neighbor notices completely in the IRC since there is no language addressing this in the IRC. The Policy is dated September 9, 2013. The revision clarifies notices needed for scrapes or shoring or engineered benching when required by the shoring policy.

**Reason:** The amendment scoped demolition and relocations which are not in the language of the IBC. Neighbor notices are very time consuming to staff and lead to numerous resubmittals.

**Reasons:** Denver is not unique for a city of its size. While there are often close adjacencies on the one and two family dwelling side, the density is not different than many urban cities. The current practice is to protect adjacent sites, not structures per the code.

**Substantiation:** There are no other cities that have amended this section and require notices above and beyond the code.

**Bibliography** (as needed): The proponent shall submit a bibliography when substantiating material is associated with the amendment proposal. The proponent shall make the substantiating materials available for review.

**Referenced Standards:**

**IBC 3307.1**

List any new referenced standards that are proposed to be referenced in the code.

**Impact:**

**Continued practice scaled back to original IBC code requirement**

**Note:** The proponent shall indicate one of the following regarding the impact of the amendment proposal:
- The effect of the amendment proposal on the cost of construction; Reduce the cost
- The effect of the amendment proposal on the cost of design; No Effect:
- Is the amendment proposal more- or less-restrictive than the I-Codes; Same though exceptions are carried forward that give the applicant options of compliance.

**Departmental Impact:**

Proposal will significantly increase efficiency

**Note:** Indicate one of the following regarding the impact of the amendment proposal:
- The effect of the amendment proposal on the cost of review; Reduce significantly
- The effect of the amendment proposal on the cost of enforcement/inspection; No Effect

November 15, 2005