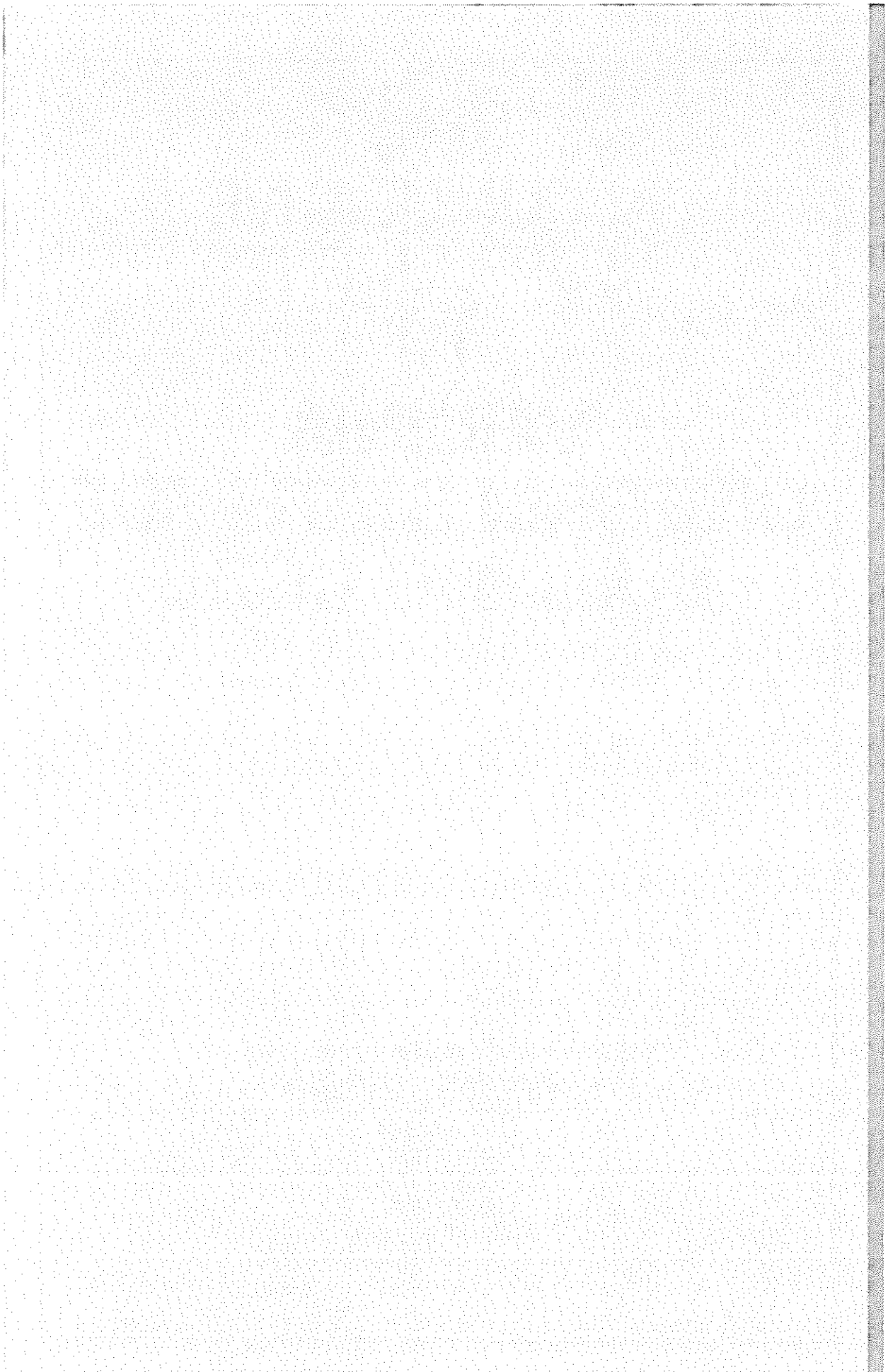


**1975
ACCUMULATIVE
SUPPLEMENT
TO
VIRGINIA
UNIFORM STATEWIDE
BUILDING CODE**

**VIRGINIA STATE BOARD OF HOUSING
SUITE 202—6 NORTH SIXTH STREET
RICHMOND, VIRGINIA 23219
804-786-7891
ADOPTED
NOVEMBER 17, 1975
EFFECTIVE
FEBRUARY 7, 1976**



**1975
ACCUMULATIVE
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TO**

**VIRGINIA
UNIFORM STATEWIDE
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Introduction

The 1972 General Assembly passed legislation creating a State Board of Housing and directed it to adopt a building code that would apply equally across Virginia. On January 29, 1973, the State Board of Housing selected a nationally recognized, performance oriented code. Using the model code of Building Officials and Code Administrators, International, Inc (BOCA), on November 17, 1975 the Board adopted the following to be the Uniform Statewide Building Code of Virginia (sometimes referred to as "this Code")

The BOCA Basic Building Code/1975

The BOCA Basic Mechanical Code/1975

The BOCA Basic Plumbing Code/1975

The One and Two Family Dwelling Code/1975

The National Electric Code/1975—Adopted, effective March 1, 1975

The Virginia Administrative Amendments/1975*

*The Virginia Administrative Amendments, 1975 consisted of changes that were needed to conform the model code for use in Virginia. These amendments have been merged into this Accumulative Supplement

The Virginia General Assembly also created a State Building Code Technical Review Board (the "Review Board") to interpret provisions of the code, to hear appeals, and to provide technical assistance to the State Board of Housing on amendments.

The Uniform Statewide Building Code becomes effective February 7, 1976, for the entire State of Virginia

All sections of the Basic Code which have been amended by the State Board of Housing are printed in this Accumulative Supplement

How To Use This Book

The material in this Supplement has been organized into five parts, lettered A through E, as follows

Part A—lists all the publications that, when taken together, make up the Virginia Uniform Statewide Building Code

Part B—lists all the amendments to the publications given in Part A. The pages are colored to correspond to the covers of these publications. The white pages contain amendments to the BOCA Basic Building Code, the blue contain amendments to BOCA Mechanical, the gray to BOCA Plumbing, and the pink to the One and Two Family Code

Parts C, D, and E—these parts contain official regulations of the State Board regarding administration of the Basic Code

Appendix—for your convenience, we have reprinted the legislation creating the Uniform Statewide Building Code, and the names of the members of the Review Board and the State Board of Housing

Part A
Adoption of Virginia Uniform Statewide Building Code

A certain document which is on file in the Office of the State Board of Housing was adopted on November 17, 1975, as the Uniform Statewide Building Code of the Commonwealth of Virginia, hereinafter sometimes called this Code, to become effective February 7, 1976.

The Uniform Statewide Building Code is now comprised of the following pamphlets as is fully set out in these regulations with the additions, insertions, deletions and changes, if any, prescribed in Part B of this Supplement.

The BOCA Basic Building Code/1975

The BOCA Basic Mechanical Code/1975

The BOCA Basic Plumbing Code/1975

The One and Two Family Dwelling Code/1975

The National Electric Code/1975

The Virginia Administrative Amendments 1975 Edition (merged into this Accumulative Supplement)

Part B
Virginia Amendments
BOCA Basic Building Code
Article I ADMINISTRATION AND ENFORCEMENT

Section 100.0 Scope

100.1 Title: These regulations shall be known as the Uniform Statewide Building Code of the State of Virginia, hereinafter referred to as this Code. They shall control all matters concerning the construction, alteration, addition, repair, removal, demolition, use, location, occupancy and maintenance of all buildings and structures and their service equipment as herein defined and shall apply to existing or proposed buildings and structures in the State of Virginia, or in the rules and regulations authorized for promulgation under the provisions of this Code.

Section 105.0 Change in Existing Use

105.1 Continuation of Existing Use: The legal use and occupancy of any structure existing on February 7, 1976, or for which it had been heretofore approved, may be continued without change, except as may be specifically covered in this Code, or as may be deemed necessary by the building official for the general safety and welfare of the occupants and the public.

Section 107.0 Department of Building Inspection

107.1 Local Government Officer to Administer Code; Building Official: The administration and enforcement of the Building Code shall be the responsibility of the local governing body's building official. Whenever a local governing body has no such official, they shall enter into an agreement with another local governing body able to furnish such an official, or with some other agency as provided in Section 128.0 of this Code, or a State agency approved by the State Board of Housing.

Section 109.0 Rules and Regulations

109.1 Rule Making Authority: The State Board of Housing shall have power as may be necessary in the interest of public safety, health and general welfare, to adopt and promulgate rules and regulations to interpret and implement the provisions of this Code, to secure the intent thereof and to designate requirements applicable because of local climatic or other conditions, but no such rules shall have the effect of waiving working stresses or fire-resistant requirements specifically provided in this Code or violating accepted engineering practice involving public safety.

109.3 Promulgation of Rules: The State Board of Housing may modify, amend or repeal any code provision from time to time as the public interest requires, but before any code provisions are adopted, the State Board of Housing shall hold at least one public hearing after at least 30 days notice thereof has been given by publication in at least four newspapers of general circulation published in the State. In addition to notice by publication, the State Board shall notify in writing the governing official of every municipality in the State of the hearing. At any such hearing all persons desiring to do so shall be afforded an opportunity to present their views.

No such modification or amendment shall be effective earlier than 60 days from the adoption thereof.

Section 113.0 Application for Permit

113.3 By Whom Application is Made: Application for a permit shall be made by the owner or lessee of the building or structure, or agent of either or by the licensed engineer or architect employed in connection with the proposed work. If the application is made by a person other than the owner in fee, it shall be accompanied by a duly verified affidavit of the owner or the qualified person making the application that the proposed work is authorized by the owner in fee and that the applicant is authorized to make such application, when required by the building official. The full names and addresses of the owner, lessee, applicant and of the responsible officers, if the owner or lessee is a corporate body, shall be stated in the application.

Section 118.0 Fees

118.3 New Construction and Alterations: The fee for a building permit shall be as prescribed in the local ordinances, and the building official is authorized to establish by approved rules, a schedule of unit rates for buildings and structures of all use groups and types of construction as classified and defined as Article 2.

118.4 Moving of Buildings: The fee for a building permit for the removal of a building or structure from one lot to another or to a new location on the same lot shall be at the rate established by local ordinances.

118.5 Demolition: The fee for a permit for the demolition of a building or structure shall be at the rate established by local ordinances.

Section 120.0 Certificate of Use and Occupancy

120.7 (added) Zoning and Other Laws: No certificate of occupancy shall be issued if in violation of zoning or other local ordinances.

Section 122.0 Violations

122.2 Prosecution of Violation: If the notice of violation is not complied with promptly, the building official shall request the legal counsel of the municipality to institute the appropriate legal proceedings to restrain, correct or abate such violation or to require the removal or termination of the unlawful use of the building or structure in violation of the provisions of this Code or of the order or direction made pursuant thereto.

122.3 Violation Penalties: Any person who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the building official, or of a permit or certificate issued under the provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than one thousand dollars (\$1,000). Each day that a violation continues shall be deemed a separate offense.

Section 123.0 Stop-Work Order

123.2 Unlawful Continuance: Any person who shall continue any work in or about the building after having been served with a stop-work order, except such work as he is directed to perform to remove a violation or unsafe conditions, shall be liable to a fine of not more than one thousand dollars (\$1,000).

Section 126.0 Board of Survey

This entire Section has been deleted. Any reference to this Section in this Code should read Section 127.0 Board of Appeals

Section 127.0 Board of Appeals

127.5.2 Resolutions of Board: Every action of the Board shall be by resolution and certified copies shall be forwarded to the appellant and to the building official, and the building official shall transmit a copy thereof to the Review Board

127.6 Review Board (State Building Code Technical Review Board): Any person aggrieved by a decision of the Board of Appeals, whether or not a previous party to the decision, or any municipal officer or official board of the municipality, may apply to the Review Board. Such application for review must be made by certified mail within fifteen (15) days after the filing of the Board of Appeals' decision in the office of the Building Official. The Review Board shall render the final decision on an appeal.

127.8 (added) Court Review: An appeal from the Review Board shall be in accordance with the provisions of Section 9-6-13 of the Code of Virginia, and an appeal shall lie to the Supreme Court as provided in Section 9-6-14 of such Code.

Article 2 DEFINITIONS AND CLASSIFICATIONS

200.0 General

Section 200.1 Scope: The provisions of this article shall control the classification of all buildings as to use group and type of construction, and the definition of all terms relating thereto in the State of Virginia.

Section 200.3 Application of Other Laws: Nothing herein contained shall be deemed to nullify any provisions of a local governing body's zoning laws or any other statute of the State of Virginia pertaining to the location, use or type of construction of buildings, except as may be specifically required by the provisions of this Code.

Section 201.0 General Definitions

Add the Following Definitions

"Building" means a combination of any materials, whether portable or fixed, having a roof to form a structure for the use or occupancy by persons or property, provided, however, that farm buildings not used for residential purposes and frequented generally by the owner, members of his family, ~~and farm employees~~ shall be exempt from the provisions of the Uniform Statewide Building Code, but such buildings lying within flood plain or in a mud-slide prone area shall be subject to flood proofing regulations or mud-slide regulations, as applicable. The word "building" shall be construed as though followed by the words "or part or parts thereof" unless the context clearly requires a different meaning.

"Building Code" means the Virginia Uniform Statewide Building Code.

"Building regulations" means any law, rule, resolution, regulation, ordinance or code, general or special, or compilation thereof, heretofore or hereafter enacted or adopted by the State or any county or municipality, including departments, boards, bureaus,

commissions or other agencies thereof, relating to construction, reconstruction, alteration, conversion, repair or use of structures and buildings and installation of equipment therein. The term does not include zoning ordinances or other land use controls.

"Code provisions" means the provisions of the Uniform Statewide Building Code as adopted and promulgated by the State Board of Housing, and the amendments thereof as adopted and promulgated by such Board from time to time.

"Construction" means the construction, reconstruction, alteration, repair or conversion of buildings.

"Equipment" means plumbing, heating, electrical, ventilating, air-conditioning and refrigeration equipment, elevators, dumb waiters, escalators and other mechanical additions or installations.

"Executive Director" means the Executive Director of the Office of Housing.

"Local building department" means the agency or agencies of any local governing body charged with the administration, supervision or enforcement of building codes and regulations, approval of plans, inspection of buildings or issuance of permits, licenses, certificates or similar documents prescribed or required by State or local building regulations.

"Local governing body" means the governing body of any city, county or town in this State.

"Municipality" means any city or town in this State.

"Office" means the Office of Housing.

"Owner" means the owner or owners of the freehold of the premises or lesser estate therein, a mortgagee or vendee in possession, assignee of rents, receiver, executor, trustee, lessee or other person, firm or corporation in control of a building.

"Review Board" means the State Building Code Technical Review Board.

"Structure" means an assembly of materials forming a construction for occupancy or use including stadiums, gospel and circus tents, reviewing stands, platforms, stagings, observation towers, radio towers, water tanks, trestles, piers, wharves, swimming pools, storage bins and other structures of this general nature, provided, however, that farm structures not used for residential purposes shall be exempt from the provisions of the Uniform Statewide Building Code, but such structures lying within a flood plain or in a mud-slide prone area shall be subject to flood proofing regulations or mud-slide regulations, as applicable. The word "structure" shall be construed as though followed by the words "or part of parts thereof" unless the context clearly requires a different meaning.

Article 3 GENERAL BUILDING LIMITATIONS

Section 300.0 General

300.1 Scope: The provisions of this article shall control the division of the local municipality into fire districts as determined by the governing body of each locality within the State of Virginia and the general limitations of height and area of all buildings hereafter erected, and extensions to existing buildings hereafter altered or enlarged as affected by the fire and life hazard incident to type of construction, use group, density of development, exterior exposure and accessibility of buildings and structures to fire fighting facilities and equipment

Section 316.0 Physically Handicapped and Aged

Definitions of buildings covered and number of units required by this Section are governed by § 36-124 of the Code of Virginia, a copy of which is included in Appendix C of this Amendment

Article 4 SPECIAL USE AND OCCUPANCY REQUIREMENTS

Section 424.0 Mobile Dwelling Units

424.1 Applicability: Travel trailers and mobile homes, as defined in Section 201.0, and similar units designed to be transported from one location to another and not mounted on a permanent foundation, shall comply with the applicable standards listed in Appendix B and the following. Whenever any unit shall be placed upon a permanent foundation or on foundation piers the unit shall be made to comply with all of the requirements of this Code for single-family dwellings

Special attention is directed to the State of Virginia Industrialized Building Unit and Mobile Home Safety Law, § 36-70 *et seq.* of the Code of Virginia 1950, as amended which prescribes that the State Corporation Commission shall adopt regulations governing the fabrication of such structures. Said regulations shall override the requirements of this Code if there be any variance (see Section 1900.5)

Section 433.0 Insulation

433.1 Applicability: This Section shall apply to all residential buildings

433.2 Minimum Total Insulating Factors:

Article 6 MEANS OF EGRESS

Section 609.4 Emergency Escape: Every sleeping room below the fourth (4th) story shall have at least one (1) operable window or exterior door approved for emergency egress or rescue. The units must be operable from the inside opening without the use of separate tools. Where windows are provided as a means of egress or rescue they shall have a sill height not more than forty four (44) inches above the floor. All egress or rescue windows from sleeping rooms must have a minimum net clear opening of three (3) square feet. The minimum net clear opening dimension shall be sixteen (16) inches

Section 612.5 Door Hardware

612.5.5 (added) Security Requirements

612.5.6 Exterior Swinging Doors: Exterior swinging doors of each unit of buildings hereafter erected or converted to residential R-1 or R-2 use shall be equipped with a horizontal bolt dead lock, or a dead bolt with not less than five eights inch (5/8") throw, and the lock on these exterior doors shall be capable of being locked or unlocked by key from the outside and by turn-knob from the inside. Alternate devices providing equal security may be substituted subject to prior approval by the building official

Section 612.5.7 Exterior Sliding Doors: Exterior sliding doors of units of buildings hereafter erected or converted to residential R-1 or R-2 use shall be equipped with locks or hardened steel inserts with mounting screws for the lock case inaccessible from the outside. The lock bolt shall engage the strike sufficiently to prevent its being disengaged by any possible movement of the door with the space of clearance provided for installation and operation. These requirements shall apply to sliding doors opening into patios or balconies which are one story or less above grade, are shared by two or more dwelling units, or are otherwise accessible from the outside. Alternate devices providing equal security may be substituted subject to prior approval by the building official.

612.5.8 Window Latches: Window latches shall be provided on all windows which are less than ten feet (10') from the adjoining ground level, or otherwise accessible from the outside for all buildings hereafter erected or converted to residential R-1 or R-2 use

Article 7 STRUCTURAL AND FOUNDATION LOADS AND STRESSES

Section 700.0 General

700.1 Scope: The provisions of this article shall control the structural design of all buildings and structures and their foundations hereafter erected to insure adequate strength of all parts thereof for the safe support of all superimposed live and special loads to which they may be subjected in addition to their own dead load, without exceeding the allowable stresses prescribed in this Code or in accepted engineering practice

An exception to these requirements shall be as noted in the following Section of this Code

NOTE: 209.5 Use Group R-4 Structures: This use group shall include all detached one or two family dwellings not more than three (3) stories in height, and their accessory structures as indicated in the Appendix B standard, One and Two Family Dwelling Code. All such structures may be designed in accordance with the One and Two Family Dwelling Code or in accordance with the requirements of this Code for a use group R-3 structure

Article 8 Part B STEEL, MASONRY, CONCRETE, GYPSUM AND LUMBER CONSTRUCTION

NOTE: 209.5 Use Group R-4 Structures: This use group shall include all detached one or two family dwellings not more than three (3) stories in height, and their accessory structures as indicated in the Appendix B standard, One and Two Family Dwelling Code. All such structures may be designed in accordance with the One and Two Family Dwelling Code or in accordance with the requirements of this Code for a use group R-3 structure

Article 8 Part C BUILDING ENCLOSURES, WALLS AND WALL THICKNESS

Section 872.0 Waterproofing and Floodproofing

872.6 Floodproofing: Where a structure is located in a 100-year flood plain, the lowest floor of all future construction or substantial improvement to an existing structure (the cost of which equals or exceeds 50% of the actual cash value of the construction), must be built at or above that level, except for non-residential structures which may be floodproofed to that level. In the absence of data on the 100-year flood, the local government shall require structures to be designed to resist or overcome anticipated flood conditions in rивertime and coastal areas, based upon historical data, soil maps, flood flow, flood elevations, or other approved data sources. Listed below are the performance requirements that must be satisfied:

- (a) Either elevate structures and/or design same to assure protection for hydrostatic or hydrodynamic loadings from anticipated flood levels
- (b) Design all structures to be safeguarded from collapse and/or flotation
- (c) Provide for adequate protection of all heating and mechanical equipment of structures subject to flood damage
- (d) Provide protection of electrical installations of structures subject to flood damage as called for in Article 15
- (e) Provide adequate sewerage and water system protection of structures subject to flood damage as called for in the Plumbing Code Sections of Article 17
- (f) All existing structures which are scheduled to undergo major improvements, repairs and/or rehabilitations shall, to the maximum extent practicable, provide floodproofing protection as described in this Section

Article 9 FIRERESISTIVE CONSTRUCTION REQUIREMENTS

NOTE: 209.5 Use Group R-4 Structures: This use group shall include all detached one or two family dwellings not more than three (3) stories in height, and their accessory structures as indicated in the Appendix B standard, One and Two Family Dwelling Code. All such structures may be designed in accordance with the One and Two Family Dwelling Code or in accordance with the requirements of this Code for a use group R-3 structure.

Article 10 CHIMNEYS, FLUES AND VENT PIPES

NOTE: 209.5 Use Group R-4 Structures: This use group shall include all detached one or two family dwellings not more than three (3) stories in height, and their accessory structures as indicated in the Appendix B standard, One and Two Family Dwelling Code. All such structures may be designed in accordance with the One and Two Family Dwelling Code, or in accordance with the requirements of this Code for a use group R-3 structure.

Article 11 HEATING EQUIPMENT AND APPLIANCES—MOUNTINGS, CLEARANCES AND CONNECTIONS

Section 1100.2 Accepted Engineering Practice: All such systems and equipment constructed, installed and maintained in accordance with the Mechanical Code listed

in Appendix B shall be deemed to conform to the provisions of this Code, except Article 1 and the definitions of "air pollutants" and "air pollution" of Article 2, and Article 11 of the Mechanical Code

Section 1100.4 (added) Air Pollution Control: The requirements for Air Pollution Control, Article 11 of the Mechanical Code have been deleted. Requirements in respect to air pollution control have been established by Federal and State legislation.

The applicant should check with the Air Pollution Control Board before proceeding.

Section 1100.5 (added) Incinerators, Crematories, Fireplaces and Barbecues: Requirements are under Article 9 of the Mechanical Code

Article 13 PRECAUTIONS DURING BUILDING OPERATIONS

Section 1300.1 Scope: The provisions of this article shall apply to all construction operations in connection with the erection, alteration, repair, removal or demolition of buildings and structures. The execution of the detail requirements shall be regulated by the approved rules and the safety code for building construction listed in Appendix B and as set forth in the "Rules and Regulations Governing Construction, Demolition, and All Excavation Adopted By The State of Virginia" and as also prescribed by the U.S. Government Governing Safety and Health Regulations for Construction (Occupational Safety and Health Act)

Section 1307.0 Excavations

1307.2.1 Deep Excavations: Ten Feet

1307.2.2 Shallow Excavations: Ten Feet

Article 14 SIGNS AND OUTDOOR DISPLAY STRUCTURES

Section 1407.0 Bonds and Liability Insurance

1407.1 Filing Bond: No person shall erect, install, remove or change any sign for which a permit is required under the provisions of this Code until an approved bond shall have been filed in the sum as prescribed by the local governmental body and as specified in Section 118.6

1407.2 Amount of Bond: Such bond shall be conditioned on the construction, erection and maintenance of the sign in accordance with the provisions of this Code and shall protect and save the local governing body of the State of Virginia harmless from any and all claims or demands for damages by reason of any negligence of the sign hanger, contractor or his agents, or by reason of defects in the construction, or damages resulting from the collapse or failure of any sign or part thereof

Article 15 ELECTRIC WIRING AND EQUIPMENT

Section 1500.1.1 (added) Administration and Enforcement: The local governing body shall be responsible for administration and enforcement of electrical inspection as called for in Section 107.1. The following basic functions may be provided by the local governing body or others as described in Section 107.1

- (1) Local examination and certification of all electrical workers and contractors, except those contractors certified by the State of Virginia. The examination and certification procedures are to be approved by the State Board of Housing.
- (2) establish permit, fee and inspection procedures

Also the local governing body may establish a special appeal board in lieu of that described in Section 127.0 and special appeal procedures. All such appeals shall be subject to further review by the Review Board if requested by the applicant, see Section 127.6, and if necessary a court review as described in Section 127.7. All such appeals and decisions regarding same shall be transmitted to the Review Board.

Article 16 ELEVATOR, DUMBWAITER AND CONVEYOR EQUIPMENT, INSTALLATION AND MAINTENANCE

Section 1600.1.1 (added) Administration and Enforcement: The local governing body shall be responsible for administration and enforcement of elevator inspection as called for in Section 107.1. The following basic functions may be provided by the local governing body or others as described in Section 107.1.

- (1) Local examination and certification of elevator contractors, except those certified by the State of Virginia. The examination and certification procedures are to be approved by the State Board of Housing.
- (2) establish permit, fee and inspection procedures for the construction and installation of elevators, safety tests, periodic statutory inspections as called for in the standard, ANSI A 17.1 as listed in Appendix B of this Code.

Article 17 PLUMBING, DRAINAGE AND GAS PIPING

Section 1700.1 Scope: The design and installation of plumbing systems, including sanitary and storm drainage, sanitary facilities, water supplies and storm water and sewage disposal in buildings shall comply with the requirements of this article and accepted engineering practice as defined in the Basic Plumbing Code, listed in Appendix B except delete Article 15 of the Plumbing Code.

1700.1.1 (added) Administration and Enforcement: The local governing body shall be responsible for administration and enforcement of plumbing inspection as called for in Section 107.1. The following functions may be provided by the local governing body or others as described in Section 107.1.

- (1) Local examination and certification of plumbing workers and contractors, except those contractors certified by the State of Virginia. The examination and certification procedures are to be approved by the State Board of Housing.
- (2) establish permit, fee and inspection procedures

Also the local governing body may establish a special appeal board in lieu of that described in Section 127.0 and special appeal procedures. All such appeals shall be subject to further review by the Review Board if requested by the applicant, see Section 127.6, and if necessary a court review as described in Section 127.7. All such appeals and decisions regarding same shall be transmitted to the Review Board.

Article 19 PREFABRICATED CONSTRUCTION

Section 1900.0 General

1900.5 Conflicting Laws: Nothing herein contained shall be deemed to nullify any provisions of the zoning laws or any other statute or legally adopted rule pertaining to building construction of the State of Virginia in respect to the location, use, height, area of building and type of construction except as may be specifically exempted in these provisions, nor have the effect of increasing working stresses or reducing exit facilities and health provisions as prescribed in the Basic Code. Special attention is directed to the State of Virginia Industrialized Building Unit and Mobile Home Safety Law, §§ 36-70 *et seq* of the Code of Virginia 1950, as amended. This statute prescribes that the State Corporation Commission of Virginia shall prescribe standards for industrialized (prefabricated) building units and mobile homes. These standards, as adopted regulations of the State Corporation Commission, shall govern all such structures and shall override any requirements of this Code which may be in variance with these regulations.

BOCA Basic Mechanical Code

Section M-105.0 Validity of Other Regulations

This entire Section has been deleted (April, 1974)

Section M-900.0 General

M-900.1 Scope: The requirements of this Article shall govern the installation, repair, maintenance and approval of all incinerators, crematories, fireplaces and barbecues, but will not be construed to conflict with applicable state laws and regulations regarding air pollution control. For purposes of this Code, barbecues shall be considered fireplaces and shall meet all the requirements of same.

BOCA Basic Plumbing Code

Section P-105.0 Validity of Other Regulations

This entire Section has been deleted (April, 1974)

Article 12 PLUMBING FIXTURES

Section P-1202.0 Minimum Plumbing Fixtures

Table P-1202.1

Delete existing requirements for Restaurants and change to read as follows:

**Table P-1202.1
MINIMUM NUMBER OF PLUMBING FIXTURES**

Type of building occupancy	Type of Fixture						Drinking fountains
	Water closets		Urinals		Lavatories		
*Restaurants	# persons	# fixtures	# persons	# fixtures	# persons	# fixtures	1
		M F					1
	1-50	1 1	1-150	1	1-150	1	2
	51-150	2 2	Over 150 persons, add		151-200	2	**
	151-300	3 4	one fixture for each 150		200-400	3	
	Over 300 add 1 fixture for each additional 200 persons		men	Over 400 add 1 fixture for each additional 400 people			
M Male	F Female						

**Where food is consumed indoors, water stations may be substituted for drinking fountains

*A restaurant is defined as a business which sells food to be consumed on the premises

(a) The number of occupants for a drive-in restaurant shall be considered equal to the number of parking spaces or stalls

(b) Employee facilities are not to be included in the above restaurant requirements. Those facilities must meet the minimum requirements of this code or applicable health ordinances.

Article 15 INDIVIDUAL SEWAGE-DISPOSAL SYSTEMS

Section P-1500.1 General: Through channels, the State Department of Health must approve the design of the system and septic tanks or other means of disposal where a public sewer is not available. The initial contact should be made with the local health department.

Sections P-1501.0 through P-1511.0 have been deleted.

Section P-1601. Water Required

P-1601.2 Use of Non-Potable Water Prohibited Only potable water shall be accessible to plumbing fixtures supplying water for drinking, bathing, culinary use or the processing of food, medical or pharmaceutical products

Where the collection, storage, purification and treatment of water for drinking or domestic use and distribution thereof to the public or to more than 25 individuals, or to

residential consumers where 15 or more connections are used, it must be approved by the State Health Department

Section P-1701.0 Where Required

Where a potable public water supply is not available individual sources of potable water supply shall be utilized Local offices of the Health Department are available in an advisory capacity

One and Two Family Dwelling Code

Purpose

Section R-102. The purpose of this Code is to provide standards for the protection of life, limb, health, property, environment and for the safety and welfare of the consumer, general public and the owners and occupants of residential buildings regulated by this Code

Violations and Penalties

Section R-106. It shall be unlawful for any person, firm or corporation whether as owner, lessee, sub-lessee or occupant to erect, construct, enlarge, alter, repair, improve, remove, convert, demolish, equip, use, occupy or maintain any one and two family dwelling in the jurisdiction or cause or permit the same to be done, contrary to or in violation of any of the provisions of this Code

It is hereby declared that any violation of this Code constitutes a public nuisance, and in addition to any other remedies provided by this Code for its enforcement, the municipality may bring civil suit to enjoin the violation of any provisions of this Code.

If for any reason any one or more sections, sentence clauses or parts of this Code are held invalid, such judgement shall not affect, impair or invalidate the remaining provisions.

Any person, firm or corporation violating any of the provisions of this Code shall be guilty of a misdemeanor and each such person shall be deemed guilty of separate offense for each and every day or portion thereof during which any violation of any of the provisions of this Code is committed, continued or permitted, and upon conviction of any such violation such person shall be punishable by a fine of not more than one thousand (1,000) dollars.

Right of Appeal

Section R-107. All persons shall have the right to appeal the building official's decision in accordance with Section 127.0 of the BOCA Basic Building Code/1975, as amended, utilizing the same board of appeals established thereunder.

Building Planning

Sanitation

Section R-207. Every dwelling unit shall be provided with a water closet, lavatory, bathtub, or shower, kitchen area, and every kitchen area shall be provided with a sink

Request for Variance

Variances to Section R-207 may be granted for reason of hardship, unsuitable soil condition or temporary recreational use by the local building official, upon agreement of the local Health Department, when such variance is in the sound discretion of the local building official, necessary for the reasons stated above

EXCEPTION Said variance may be granted and permit issued by the local building official when the following conditions are complied with

- (1) A single parcel of land owned by applicant and building being constructed for own use
- (2) Local Health Department approval of sanitation facilities
- (3) Building and sanitation facilities to be located not less than 1000 feet from nearest residence
- (4) Temporary recreational use structures and buildings shall mean any structure or building occupied intermittently for recreational purposes only. Such structures or buildings shall be located in areas only as prescribed by local jurisdiction. Such structures or buildings shall not be located within an approved or recorded subdivision.

Insulation

R-216.1 Applicability: This Section shall apply to all R-4 residential buildings.

216.2 Minimum Total Insulating Factors:

A. Uppermost Ceilings	R-19
B. Exterior Walls	R-11
C. Floors over crawlspaces	R-7
D. Floors over crawlspaces with Electric Heat and Air Conditioning	R-11

Exits

Section R-211. Not less than one exit conforming to this Chapter shall be provided from each dwelling unit.

Every sleeping room shall have at least one (1) operable window or exterior door approved for emergency egress or rescue. The units must be operable from the inside to a full clear opening without the use of separate tools. Where windows are provided as a means of egress or rescue they shall have a sill height of not more than forty-four (44) inches above the floor.

All egress or rescue windows from sleeping rooms must have a minimum net clear opening of three (3) square feet. The minimum net clear opening dimension shall be sixteen (16) inches.

Delete the following parts in their entirety:

- PART IV—Mechanical
- PART V—Plumbing
- PART VI—Electrical

and use the requirements of the
 BOCA Basic Mechanical Code/1975
 BOCA Basic Plumbing Code/1975
 National Electric Code/1975

Part C
Inconsistent Local Building Codes and Regulations Repealed

All building codes and regulations of the counties, municipalities and State agencies in conflict herewith are repealed as called for in Article 1, Chapter 6, Title 36 (Sections 36-97 *et seq*) of the Code of Virginia 1950, as amended

Part D
Savings Clause

Nothing in these regulations hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquitted, or liability incurred, or any cause or causes of action acquired or existing, under any act or local regulations repealed as cited in Part C of these regulations, nor shall any just or legal right or remedy of any character be lost, impaired or affected by these regulations

Part E
Date of Effect

The State Board of Housing shall certify to the adoption of these regulations and cause the same to be published as required by the statutes of Virginia, and these regulations shall take effect February 7, 1976

CODE OF VIRGINIA

CHAPTER 6

Uniform Statewide Building Code

Article 1

Article 2

General Provisions

Board of State Building Code Review

Section			
36-97	Definitions	36-108	Board created; members
36-98	State Board of Housing to promulgate Statewide Code, other codes and regulations superseded	36-109	Officers; secretary
36-99	Provisions of Code	36-110	Expenses
36-100	Notice and hearings on adoption of Code, amendments and repeals	36-111	Oath and bonds
36-101	Effective date of Code, when local codes may remain in effect	36-112	Meetings
36-102	Modification, amendment or repeal of Code provisions	36-113	Offices
36-103	Buildings, etc., existing or projected before effective date of Code	36-114	Board to hear appeals from decisions and convictions under Code
36-104	Code to be printed and furnished on request, true copy	36-115	Subpoenas, witnesses
36-105	Enforcement of Code	36-116	Appeals from decisions of Board
36-106	Violation a misdemeanor	36-117	Record of decisions
36-107	Employment of personnel for administration of chapter	36-118	Interpretation of Code, recommendation of modifications
		36-119	Rules and regulations under 36-72 not superseded

ARTICLE 1

General Provisions

§ 36-97. **Definitions.** As used in this chapter, unless the context or subject matter requires otherwise, the following words or terms shall have the meaning herein ascribed to them, respectively:

- (1) "State Board" means the State Board of Housing
- (2), (3) (Repealed)

(4) *"Review Board"* means the State Building Code Technical Review Board

(5) *"Building Code"* means the Uniform Statewide Building Code

(6) *"Code provisions"* means the provisions of the Uniform Statewide Building Code as adopted and promulgated by the State Board of Housing, and the amendments thereof as adopted and promulgated by such Board from time to time.

(7) *"Building regulations"* means any law, rule, resolution, regulation, ordinance or code, general or special, or compilation thereof, heretofore or hereafter enacted or adopted by the State or any county or municipality, including departments, boards, bureaus, commissions, or other agencies thereof, relating to construction, reconstruction, alteration, conversion, repair, or use of structures and buildings and installation of equipment therein. The term does not include zoning ordinances or other land use controls.

(8) *"Municipality"* means any city or town in this State

(9) *"Local governing body"* means the governing body of any city, county or town in this State

(10) *"Local building department"* means the agency of agencies of any local governing body charged with the administration, supervision, or enforcement of building codes and regulations, approval of plans, inspection of buildings, or issuance of permits, licenses, certificates, or similar documents prescribed or required by State or local building regulations

(11) *"State agency"* means any State department, board, bureau, commission, or agency of this State

(12) *"Building"* means a combination of any materials, whether portable or fixed, having a roof to form a structure for the use or occupancy by persons, or property, provided, however, that farm buildings not used for residential purposes and frequented generally by the owner, members of his family, and farm employees shall be exempt from the provisions of the Uniform Statewide Building Code, but such buildings lying within flood plain or in a mud-slide prone area shall be subject to flood proofing regulations or mud-slide regulations, as applicable. The word "building" shall be construed as though followed by the words "or part or parts thereof" unless the context clearly requires a different meaning

(13) *"Equipment"* means plumbing, heating, electrical, ventilating, air-conditioning and refrigeration equipment, elevators, dumb waiters, escalators, and other mechanical additions or installations

(14) *"Construction"* means the construction, reconstruction, alteration, repair or conversion of buildings

(15) *"Owner"* means the owner or owners of the freehold of the premises or lesser estate therein, a mortgagee or vendee in possession, assignee of rents, receiver, executor, trustee, lessee or other person, firm or corporation in control of a building

(16) *"Office"* means the Office of Housing

(17) *"Executive Director"* means the Executive Director of the Office of Housing.

(18) *"Structure"* means an assembly or materials forming a construction for occupancy or use including stadiums, gospel and circus tents, reviewing stands, platforms, stagings, observation towers, radio towers, water tanks, trestles, piers, wharves, swimming pools, storage bins, and other structures of this general nature; provided, however, that farm structures not used for residential purposes shall be exempt from the provisions of the Uniform Statewide Building Code, but such structures lying within a flood plain or in a mud-slide prone area shall be subject to flood regulations or mud-slide regulations, as applicable. The word "structure" shall be

construed as though followed by the words "or part of parts thereof" unless the context clearly requires a different meaning (1972, c 829, 1974, cc 622,628, 1975, c 394)

The numbers of §§ 36-97 to 36-119 were assigned by the Virginia, Code Commission, the 1972 act having assigned no numbers

The 1974 amendments -The first 1974 amendment added the proviso at the end of the first sentence in subdivision (12).

The second 1974 amendment deleted subdivisions (2) and (3), defining "Division" and "Director" respectively, substituted "State Building Code Technical Review Board" for "Board of State Building Code Review" in subdivision (4), and added subdivisions (16) and (17).

The 1975 amendment added subdivision (18).

§ 36-98. State Board of Housing to promulgate Statewide Code; other codes and regulations superseded. The State Board of Housing is hereby directed and empowered to adopt and promulgate a Uniform Statewide Building Code. Such Building Code shall supersede the building codes and regulations of the counties, municipalities and State agencies. (1972, c 829)

§ 36-99. Provisions of Code. The Building Code shall prescribe standards to be complied with in the construction of buildings and structures, and the provisions thereof shall be such as to protect the health, safety and welfare of the residents of this State, provided that buildings and structures should be permitted to be constructed at the least possible cost consistent with recognized standards of health and safety. Such standards shall be reasonable and appropriate to the objectives of this chapter.

In formulating the Code provisions, the State Board shall have due regard for generally accepted standards as recommended by nationally recognized organizations, including, but not limited to, the standards of the Southern Building Code Congress, the Building Officials Conference of America and the National Fire Protection Association.

Where practicable, the Code provisions shall be stated in terms of required level of performance, so as to facilitate the prompt acceptance of new building materials and methods. When generally recognized standards of performance are not available, such provisions shall provide for acceptance of materials and methods whose performance has been found by the State Board, on the basis of reliable test and evaluation data, presented by the proponent, to be substantially equal in safety to those specified. (1972, c 829, 1974, c 433, 1975, c 394)

The 1974 amendment reenacted this section without change

The 1975 amendment inserted "and structures" in two places in the first paragraph

§ 36-99.1. Certification of electrical and plumbing workers. No electrical worker or plumbing worker shall be required to be examined or certified by the State Board of Housing or by the locality at the direction of the State Board of Housing if such person was certified or licensed for two years prior to September one, nineteen hundred seventy five, in accordance with provisions made by any local governing body, provision required of any local governing body, provision required of any local governing body or provision made by the Commonwealth. (1974, c 437)

§ 36-100. Notice and hearings on adoption of Code, amendments and repeals. Before any Code provisions are adopted, the State Board shall hold at least

one public hearing. At least thirty days' notice thereof shall be given by publication in at least four newspapers of general circulation published in the State. In addition to notice by publication, the State Board shall notify in writing the mayor or other like official of every municipality in the State, and the chairman of the governing body of every county in the State of such hearing, but failure to give or receive any such notice shall not in anywise impair the validity of any Code provisions adopted, amended or repealed. At any such hearing all persons desiring to do so shall be afforded an opportunity to present their views. Notice of amendments to or repeal of any Code provisions theretofore adopted shall be given as aforesaid. (1972, c 829)

§ 36-101. Effective date of Code; when local codes may remain in effect. No Code provisions shall be made effective prior to January one, nineteen hundred seventy three, or later than September one, nineteen hundred seventy-three, provided that the initial Building Code shall not become effective earlier than one hundred eighty days after the publication thereof.

It is further provided that where, in the opinion of the Review Board, local codes are in substantial conformity with the State Code the local code may, with the concurrence of the Review Board remain in effect for two years from the effective day of the State Code for transition to implementation of the State Code. (1972, c 829)

§ 36-102. Modification, amendment or repeal of Code provisions. The State Board may modify, amend or repeal any Code provisions from time to time as the public interest requires, after notice and hearing as provided in § 36-100 of this chapter. No such modification or amendment shall be made effective earlier than thirty days from the adoption thereof. (1972, c 829)

§ 36-103. Buildings, etc., existing or projected before effective date of Code. Any building, for which a building permit has been issued, or which was constructed or on which construction has commenced, or for which working drawings have been prepared in the year prior thereto, prior to the effective date of the Building Code, shall remain subject to the building regulations in effect at the time of such issuance or construction. The provisions of this section shall be applicable to equipment. (1972, c 829)

§ 36-104. Code to be printed and furnished on request; true copy. The State Board shall have printed from time to time and keep available in pamphlet form all Code provisions. Such pamphlets shall be furnished upon request to members of the public. A true copy of all such provisions adopted and in force shall be kept in the office of the State Board, accessible to the public. The State Board may charge a reasonable fee for distribution of the Building Code based on production and distribution costs. (1972, c 829, 1974, c 298)

The 1974 amendment added the third sentence.

§ 36-105. Enforcement of Code. Enforcement of the Building Code shall be the responsibility of the local building department. Whenever a county or a municipality does not have such a building department, the local governing body shall enter into an agreement with the local governing body of another county or municipality or with some other agency, or a State agency approved by the State Board, for such enforcement. Fees may be levied by the local governing body in order to defray the cost of such enforcement.

Any building may be inspected at any time before completion, and shall not be deemed in compliance until approved by the inspecting authority but where the construction cost is less than one thousand dollars the building inspection may, in the discretion of the inspecting authority, be waived (1972, c 829, 1974, c 433)

The 1974 amendment added the language beginning "but where the construction" at the end of the second paragraph

§ 36-106. Violation a misdemeanor. It shall be unlawful for any owner or any other person, firm or corporation, on or after the effective date of any Code provisions, to violate any such provisions. Any such violation shall be deemed a misdemeanor and any owner or any other person, firm or corporation convicted of such a violation shall be punished by a fine of not more than one thousand dollars (1972, c 829, 1975, c 367.)

The 1975 amendment substituted "one thousand dollars" for five hundred dollars" at the end of the section

§ 36-107. Employment of personnel for administration of chapter. Subject to the provisions of chapter 10 (§ 2 1-110 et seq) of Title 2.1 of the Code of Virginia, the Executive Director, subject to the approval of the State Board, may employ such permanent and temporary clerical, technical and other assistants as are necessary or advisable for the proper administration of the provision of this chapter (1972, c 829; 1974, c 688)

The 1974 amendment substituted "Executive Director, subject to the approval of the State Board" for "Director" near the middle of the section

ARTICLE 2

State Building Code Technical Review Board

§ 36-108. Board created; members. There is hereby created, in the Office of Housing, the State Building Code Technical Review Board, consisting of seven members, appointed by the Governor. The members shall include one member who is a registered architect, selected from a slate presented by the Virginia Chapter of the American Institute of Architects, one member who is a professional engineer in private practice, selected from a slate presented by the Virginia Society of Professional Engineers, one member who is a residential builder selected from a slate presented by the Home Builders Association of Virginia, one member who is a general contractor selected from a slate presented by the Virginia Branch, Associated General Contractors of America, one member who has had experience in the field of enforcement of building regulations, selected from a slate presented by the Virginia Building Officials Conference, and one member from the State at large. The members shall serve at the pleasure of the Governor (1972, c 829, 1974, c 668)

The 1974 amendment substituted "State Building Code Technical Review Board" for "Board of State Building Code Review" near the beginning of the first sentence, deleted "one of whom shall be the Director of the Division of State Planning and Community Affairs, and four of whom shall be" following "seven members" near the end of the first sentence, substituted "members" for "Governor's appointees" near the beginning of the second sentence, deleted "and" preceding "one member" near the middle of the second sentence, inserted "and one member who is a member of a local governing body, and one member from the State at large" at the end of the

second sentence, and deleted "four appointive" preceding "members" near the beginning of the third sentence

§ 36-109. **Officers; secretary.** The Review Board, under rules adopted by itself, shall elect one of its members as chairman, for a term of two years, and may elect one of its members as vice-chairman. The Review Board may also elect a secretary, who may be a nonmember. (1972, c 829)

§ 36-110. **Expenses.** The members of the Review Board shall receive no salaries, but shall be paid their necessary traveling and other expenses incurred in attendance of meetings or while otherwise engaged in the discharge of their duties and, in addition thereto, shall be paid the sum of thirty-five dollars a day for each day or portion thereof in which they are engaged in the performance of their duties. (1972, c 829, 1974, c 668)

The 1974 amendment deleted "appointive" preceding "members" near the beginning of the section and added the language beginning "and, in addition thereto" at the end of the section

§ 36-111. **Oath and Bonds.** Before entering upon the discharge of his duties, each member of the Review Board shall take an oath that will faithfully and honestly execute the duties of his office during his continuance therein, and shall give bond with corporate surety in such penalty as may be fixed by the Governor, conditioned upon the faithful discharge of his duties. The premiums on such bonds shall be paid for as other expenses of the Office are paid. (1972, c 829, 1974, c 668)

The 1974 amendment deleted "appointive" preceding "member" near the beginning of the first sentence and substituted "Office" for "Division" near the end of the second sentence

§ 36-112. **Meetings.** The Review Board shall meet at the call of the chairman, or at the written request of at least three of its members, provided that it shall act within thirty days following receipt of any appeal made under the provisions of this chapter. (1972, c.829)

§ 36-113. **Offices.** The Review Board shall be furnished adequate space and quarters in the suite of offices of the Office, and such Board's main office shall be therein. (1972, c 829, 1974, c 668)

The 1974 amendment substituted "Office" for "Division"

§ 36-114. **Board to hear appeals from decisions and convictions under Code.** The Review Board shall have the power and duty to hear all appeals from decisions and convictions arising under application of the Building Code, and to render its decision on any such appeal, which decision shall be final if no appeal is made therefrom. (1972, c.829)

§ 36-115. **Subpoenas; witnesses.** In any matter before it on appeal for hearing and determination, the Review Board may compel the attendance of all needed witnesses in like manner as a court of law, save the Review Board shall not have the power of imprisonment. In taking evidence the chairman or any member of such Board shall have the power to administer oaths to witnesses. (1972, c 829)

§ 36-116. Appeals from decisions of Board. An appeal from a decision of the Review Board shall be in accordance with the provisions of § 9-6-13 of the Code of Virginia, and an appeal shall lie to the Supreme Court as provided in § 9-6-14 of such Code (1972, c 829.)

§ 36-117. Record of decisions. A record of all decisions of the Review Board, properly indexed, shall be kept in the office of such Board. Such record shall be open to public inspection at all times during business hours (1972, c 829.)

§ 36-118. Interpretation of Code; recommendation of modifications. The Review Board shall interpret the provisions of the Building Code, and shall make such recommendations, which it deems appropriate, to the State Board for modification, amendment or repeal of any of such provisions. A record of all such recommendations, and of the State Board's actions thereon, shall be kept in the office of the Review Board. Such record shall be open to public inspection at all times during business hours (1972, c 829.)

§ 36-119. Rules and regulations under § 36-73 not superseded. This chapter shall not amend, supersede, or repeal the rules and regulations prescribing standards to be complied with, in industrialized building units and mobile homes promulgated under § 36-73 of the Code of Virginia (1972, c 829.)

Appendix B

State Board of Housing

John Dillard Powell
Chairman
Martinsville

Beverly R. Middleton
Vice-Chairman
Virginia Beach

Tiffany H. Armstrong
Richmond

T. W. Bloomfield
Farmville

Edward R. Carr
Springfield

Robert W. Cash
Staunton

J. B. Hall, Jr.
Richmond

Othel N. Sparks
Richmond

George M. Stabler, Ph.D.
Norfolk

State Building Code Technical Review Board

Walter R. Nexsen, A.I.A.
Chairman
Norfolk

Sidney W. Galloway
Vice-Chairman
Richmond

James M. Couch, Jr.
Lynchburg

Thomas A. Hanson, P.E.
Richmond

Homer T. Hurst, P.E.
Blacksburg

The Honorable Henry C. Stowers
Leesburg

Phillip O. Sheppard, Jr.
Arlington

E. A. Ragland
Secretary

The Honorable E. A. Ragland
Executive Director
Office of Housing

Joseph E. Bartell
State Building Code Director

Jack A. Proctor
State Building Code Supervisor

OFFICE OF HOUSING
6 North Sixth Street—Suite 202
Richmond, Virginia 23219
(804) 786-7891

Appendix C

General Notes:

Code Interpretation Procedures

Code of Virginia, Chapter 6, Uniform Statewide Building Code, Article 2, State Building Code Technical Review Board, § 36-118 Interpretation of Code Recommendation of Modifications. The Review Board shall interpret the provisions of the Building Code, and shall make such recommendations which it deems appropriate, to the State Board for modification, amendment or repeal of any of such provisions. A record of all such recommendations and of the State Board's action thereon, shall be kept in the Office of the Review Board. Such records shall be open to public inspection at all times during business hours (1972, c 829)

The applicant requesting an interpretation shall submit the request in writing, to the Office of the State Building Code Director, clearly stating the background information on the request so the Office may have some back up information in giving an answer.

Requests for interpretation from other than Building Officials will be answered only after consultation with the Building Officials will be answered only after consultation with the Building Official of the area involved.

The Office of the State Building Code Director will give their opinion of the question asked, but will submit the question to the State Building Code Technical Review Board for an official opinion. The opinion, therefore of the State Building Code Director is subject to revision by action of the State Building Code Technical Review Board. All interpretations shall be published and sent to all Building Officials of the State.

A copy of all requests for Code Interpretation sent directly to BOCA *SHALL* be sent to the Office of the State Building Code Director. BOCA has arranged to send a copy of their answer to our Office so we may review it and make sure it complies with the Laws of the Commonwealth of Virginia. If for some reason the State Building Code Director feels that BOCA interpretation is in conflict with Virginia law, the Building Official will be contacted by phone within twenty-four (24) hours after receiving BOCA interpretation with a follow up in writing from the Office of the State Building Code Director.

CHAPTER 625

An Act to amend and reenact § 36-124 of the Code of Virginia, relating to the powers and duties of the State Board of Housing.

[S 891]

Approved Mar. 24, 1975

Be it enacted by the General Assembly of Virginia

1 That § 36-124 of the Code of Virginia is amended and reenacted as follows

§ 36-124 Powers and duties of the Board The State Board shall have the following general powers and duties:

(1) To establish State housing policies and goals

(2) To determine present and future housing requirements of the State and design programs to coordinate the elements of housing production which programs shall be designed to assure the availability of housing where and when needed

(3) To implement and administer regulatory legislation relating to housing

(4) To assume administrative coordination of the various State housing programs and cooperate with the various State agencies in their programs as they relate to housing

(5) To establish public information and educational programs relating to housing, devise and administer programs to inform all citizens about housing and housing-related programs that are available on all levels of government, design and administer educational programs to prepare low income families for home ownership and counsel them during their first years as homeowners, and promote educational programs to assist sponsors in the development of low and moderate income housing as well as programs to lessen the problems of rental housing management

(6) *To promulgate and administer design standards relative to making places of public accommodation constructed, remodeled or rehabilitated in this State after the effective date of the standards promulgated under this section reasonably accessible to physically handicapped persons, as defined in § 2-1-109.02, at the least possible cost to those subject to the standards, provided, however, that construction, remodeling or rehabilitation done under contracts for planning, design or construction of places of public accommodation which have been awarded prior to the effective date of standards promulgated under this section shall not be subject to such standards. Within the meaning of this subsection "places of public accommodation" shall mean all auditoriums, hospitals, nursing homes, convalescent homes, theaters, stadiums, convention centers, restaurants, hotels, motels, shopping centers and malls, department stores, supermarkets, public transportation terminals, apartment buildings containing more than twenty units and office buildings containing more than twenty offices. The Board shall also have the power and duty to recommend design standards which would make all buildings, structures, facilities, complexes or improved areas accessible to physically handicapped persons.*

Title 32—Health

APPROVED

Be it enacted by the General Assembly of Virginia:

1 That § 32-9, as amended, of the Code of Virginia be amended and reenacted as follows:

§ 32-9 Sewage disposal. The Board may regulate and prescribe the method or methods of disposition of sewage in this State and may require any person, partnership, corporation or other entity to obtain a septic tank permit before commencing the construction of any building for which a septic tank will be installed. No county, city or town shall issue a building permit until authorization be given in writing by the local officer which authorization shall be given when such officer be assured that safe, adequate, and proper sewerage treatment is, or can be made available. The Board is authorized to seek injunctive relief to halt or prevent the commencement or continuation of any unauthorized construction in violation of the above requirements. The Board is authorized and directed through joint studies with authorized representatives of common carriers, to consider control devices and to investigate possible devices where none exist to control the discharge of human waste from common carriers.

