

ORDINANCE O-1819-32

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTIONS 5-201 (c) AND 5-202 (c) OF ARTICLE II OF CHAPTER 5 OF THE CODE OF THE CITY OF NORMAN, SO AS TO AMEND THE 2015 INTERNATIONAL BUILDING CODE AND 2015 INTERNATIONAL EXISTING BUILDING CODE TO INCLUDE REQUIREMENTS FOR INSTALLATION OF DIAPER CHANGING TABLES; AND PROVIDING FOR THE SEVERABILITY THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

§ 1. That Section 5-201 (c) of Article II of Chapter 5 of the Code of the City of Norman, Oklahoma, shall be and is hereby amended to read as follows:

Sec. 5-201. Adoption of the Building Code.

* * *

(c) The following sections of the IBC are hereby amended, added, deleted, or substituted as noted:

* * *

(13) **SECTION 113 BOARD OF APPEALS [Deleted]**. IBC Section 113 is hereby deleted in favor of the provisions of Section 4-1601 of the Code of the City of Norman.

(14) **CHAPTER 2 DEFINITIONS [Amended]**. IBC Section 202 is adopted as published, provided that the following definition is hereby added to read as follows:

DIAPER CHANGING TABLE [Added]. A safe, sanitary and permanent affixed station, deck table, surface or similar amenity specifically set aside for changing a diaper. The diaper changing table shall have safety straps or other appropriate restraint to secure a baby or young child age 3 1/2 or under. The diaper changing table shall meet ASTM F2285-04(2016) (Standard Consumer Safety Performance Specification for Diaper Changing Tables for Commercial Use) or shall be a permanent installed counter.

~~(14)~~(15) **1203.4.2 Exceptions [Amended]**. The following are exceptions to Sections 1203.4 and 1203.4.1:

~~(15)~~(16) **1210.4 Fixture placement [Added]**. A water closet, urinal, lavatory or bidet shall not be set closer than 15 inches (381 mm) from its center to any side wall, partition, vanity or other obstruction, or closer than 30 inches (762 mm) center-to-center between adjacent fixtures. There shall be not less than a 21-inch (533 mm) clearance in front of the water closet, urinal, lavatory or bidet to any wall, fixture or door. Water closet compartments shall be not less than 30 inches (762 mm) in width and 60 inches (1524 mm) in depth for floor-mounted water closets and not less than 30 inches (762 mm) in width and 56 inches (1422 mm) in depth for wall-hung water closets.

(17) **1211.1 Required [Added]**. Customers, patrons and visitors shall be provided with *diaper changing tables* in buildings and tenant spaces intended for public utilization. Both male and female occupants shall have access to at least one *diaper changing table*. Installation of the *diaper changing table* shall comply with this section.

Exceptions:

1. Group F, H, I-3, and S occupancies that are not accessed by the public.

2. Group B occupancies less than 10,000 sq ft (928 m²).
3. Dwelling units or sleeping units in Group R-1, R-2, R-3, I-1 or I-2.
4. Group E and U occupancies.
5. A building or tenant space that restricts entrance due to age such as a nightclub, bar or liquor store.

(18) **1211.2 Access [Added].** The required *diaper changing table* shall be located on an accessible route and the path to such facility shall not exceed a distance of 500 feet (152 m) or require access through an adjacent tenant space.

(19) **1211.3 Location [Added].** The required *diaper changing table* shall be installed in accordance with Section 603.5 of *ICC A117.1* and be located per Section 1211.3.1 or 1211.3.2.

(20) **1211.3.1 Diaper changing table located in toilet rooms [Added].** A *diaper changing table* shall not be located in the accessible toilet compartment. Where multiple single-user toilet rooms are clustered together, a *diaper changing table* shall be located in at least two single-user toilet rooms, one of which is accessible.

Exception: A *diaper changing table* installed in a single-user toilet room that is not required to be accessible shall not be required to comply with clear floor space or knee and toe clearance provisions of *ICC A117.1*.

(21) **1211.3.2 Diaper changing table located in other than toilet rooms [Added].** A *diaper changing table* shall not be located in kitchens, storage rooms, closets or spaces used for similar purposes. A lavatory or a permanent hand sanitizer dispenser shall be located in the same room as the *diaper changing table*.

(22) **1211.4 Signage [Added].** Rooms containing *diaper changing tables* shall be provided with signs readily visible and located near the entrance to the room. Signs shall comply with Section 703 of *ICC A117.1*.

~~(16)~~(23) **1403.7 Flood resistance for coastal high-hazard areas and coastal A zones [Deleted].** IBC Section 1403.7 is hereby deleted without substitution.

~~(17)~~(24) **1603.1.7 Flood design data [Amended].** For buildings located in whole or in part in *flood hazard areas* as established in Section 1612.3, the documentation pertaining to design shall be included as prescribed in Section 22-429.1 of the Code of the City of Norman.

~~(18)~~(25) **1612.1 General [Amended].** Within *flood hazard areas* as established in Section 1612.3, all new construction of buildings, structures and portions of buildings and structures, including substantial improvement and restoration of substantial damage to buildings and structures, shall be designed and constructed to resist the effects of flood hazards and flood loads and in accordance with the provisions contained in Section 22-429.1 of the Code of the City of Norman.

~~(19)~~(26) **1612.3 Establishment of flood hazard areas [Amended].** Areas that have been determined to be prone to flooding shall be designated as *flood hazard areas* as shown on the City of Norman Special Flood Hazard Area Map.

~~(20)~~(27) **1612.3.1 Design flood elevations [Amended].** The design flood elevation shall be determined as prescribed in Section 22-429.1 of the Code of the City of Norman.

~~(21)~~(28) **1612.3.2 Determination of impacts [Deleted].** IBC Section 1612.3.2 is hereby deleted in favor of the provisions of Section 22-429.1 of the Code of the City of Norman.

~~(22)~~(29) **1612.4 Design and construction [Amended].** The design and construction of buildings and structures located in *flood hazard areas* shall be in accordance with Chapter 5 of ASCE 7 and ASCE 24.

~~(23)~~(30) **1612.5 Flood hazard documentation [Deleted].** IBC Section 1612.5 is hereby deleted in favor of the provisions of Section 22-429.1 of the Code of the City of Norman.

~~(24)~~(31) **1804.5 Grading and fill in flood hazard areas [Amended].** Grading, fill or both in *flood hazard areas* established in Section 1612.3, is prohibited without the prior issuance of a Flood Plain Permit by the City of Norman Flood Plain Committee.

~~(25)~~(32) **2901.1 Scope [Amended].** The provisions of this chapter and the *International Plumbing Code* shall govern the erection, installation, *alteration*, repairs, relocation, replacement, addition to, use or maintenance of plumbing equipment and systems. Toilet and bathing rooms shall be constructed in accordance with Section 1210. Plumbing systems and equipment shall be constructed, installed and maintained in accordance with *the International Plumbing Code*. Private sewage disposal systems shall conform to the regulations set forth in Title 252, Chapter 641 of the Oklahoma Administrative Code.

~~(26)~~(33) **3106.1 General [Amended].** Marquees shall comply with Sections 3106.2 through 3106.5 and other applicable sections of this code. All marquees shall require a Consent to Encroach approval by the City Council.

~~(27)~~(34) **3202.3 Encroachments 8 feet or more above grade [Amended].** Encroachments 8 feet (2438 mm) or more above grade shall comply with Sections 3202.3.1 through 3202.3.4. Such encroachments, other than awnings and canopies, shall require a Consent to Encroach approval by the City Council.

~~(28)~~(35) **3306.1 Protection required [Amended].** Pedestrians shall be protected during construction, remodeling and demolition activities as required by this chapter and Table 3306.1. Signs shall be provided to direct pedestrian traffic. Where pedestrian protection encroaches in the public right of way a permit shall be obtained from the Department of Public Works per 1010.1(B) of the City of Norman Engineering Design Criteria.

~~(29)~~(36) **CHAPTER 35 REFERENCED STANDARDS [Amended].** IBC Chapter 35 is hereby amended to include the following substitution:

[Substitute] “IECC-15 with “IECC-06”

[Substitute] “NFPA 13-13 with “NFPA 13-16”

[Substitute] “NFPA 13D-13 with “NFPA 13D-16”

[Substitute] “NFPA 13R-13 with “NFPA 13R-16”

[Substitute] “NFPA 14-13 with “NFPA 14-16”

[Substitute] “NFPA 17A-13 with “NFPA 17A-17”

[Substitute] “NFPA 20-13 with “NFPA 20-16”

[Substitute] “NFPA 30-12 with “NFPA 30-15”

[Substitute] “NFPA 72-13 with “NFPA 72-16”

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§ 2. That Section 5-202 (c) of Article II of Chapter 5 of the Code of the City of Norman, Oklahoma, shall be and is hereby amended to read as follows:

Sec. 5-202. Adoption of the Existing Building Code.

* * *

(c) The following sections of the IEBC are hereby amended, added, deleted, or substituted as noted:

* * *

(9) **SECTION 112 BOARD OF APPEALS [Deleted]**. IEBC Section 112 is hereby deleted in favor of the provisions of Section 4-1601 of the Code of the City of Norman.

(10) **CHAPTER 2 DEFINITIONS [Amended]**. IEBC Section 202 is adopted as published, provided that the following definition is hereby added to read as follows:

DIAPER CHANGING TABLE [Added]. A safe, sanitary and permanent affixed station, deck table, surface or similar amenity specifically set aside for changing a diaper. The diaper changing table shall have safety straps or other appropriate restraint to secure a baby or young child age 3 1/2 or under. The diaper changing table shall meet ASTM F2285-04(2016) (Standard Consumer Safety Performance Specification for Diaper Changing Tables for Commercial Use) or shall be a permanent installed counter.

(11) **702.7 Diaper changing table [Added]**. Where the *work area* contains *alterations* or *repairs* in a toilet room that involves the removal and/or replacement of at least 50 percent of the water closets, a *diaper changing table* shall be provided in accordance with Section 1211 of the *International Building Code*. Where the *alteration* or *repair* affects only a male or female toilet room, the requirements of Section 1211 of the *International Building Code* shall apply to only that toilet room. A *diaper changing table* installed in accordance with Section 705.1.15 shall be deemed to comply with this section.

Exceptions:

1. No additional *diaper changing tables* are required where both male and female occupants have access to at least one *diaper changing table*.
2. The *diaper changing table* may be located in the accessible toilet compartment where it is technically infeasible to maintain compliance with *ICC A117.1*.

(12) **705.1.15 Diaper changing table [Added]**. Where it is technically infeasible to alter existing toilet rooms to install an accessible *diaper changing table* in accordance with Section 1211 of the *International Building Code*, a single room, available to male and female occupants, containing an accessible *diaper changing table* may be provided and located on the same level as the existing toilet rooms. This room may be an accessible family or assisted-use toilet room constructed in accordance with Section 1109.2.1 of the *International Building Code*, or any other room as allowed in Section 1211.3.2 of the *International Building Code*.

(13) **705.2 Alterations affecting an area containing a primary function [Amended]**. Where an *alteration* affects the accessibility to a, or contains an area of, *primary function*, the route to the *primary function* area shall be accessible. The accessible route to the *primary function* area shall include toilet facilities, drinking fountains and diaper changing tables serving the area of *primary function*.

Exceptions:

1. The costs of providing the accessible route are not required to exceed 20 percent of the costs of the alterations affecting the area of *primary function*.
2. This provision does not apply to *alterations* limited solely to windows, hardware, operating controls, electrical outlets and signs.
3. This provision does not apply to *alterations* limited solely to mechanical systems, electrical systems, installation or *alteration* of fire protection systems and abatement of hazardous materials.
4. This provision does not apply to *alterations* undertaken for the primary purpose of increasing the accessibility of a *facility*.
5. This provision does not apply to altered areas limited to Type B dwelling and sleeping units.

(14) **1012.1.5 Diaper changing table [Added]**. *Diaper changing tables* shall be provided in accordance with Section 702.7 in existing buildings or tenant spaces that undergo *alterations* in conjunction with a change of group or occupancy.

(15) **1107.1 Diaper changing table [Added].** *Diaper changing tables* shall be provided in accordance with Section 1211 of the *International Building Code* in toilet rooms located in an addition to a building. Where *alterations* of the existing building or tenant space are performed in conjunction with the addition, *diaper changing tables* shall be provided in accordance with Section 702.7.

Exception: No additional *diaper changing tables* are required where both male and female occupants have access to at least one *diaper changing table*.

~~(10)~~(16) **CHAPTER 16 REFERENCED STANDARDS [Amended].** IEBC Chapter 16 Referenced Standards is hereby amended to include the following substitution:

[Substitute] “IECC-15” with “IECC-06”

[Substitute] “NFPA 13R-13 with “NFPA 13R-16”

[Substitute] “NFPA 72-13 with “NFPA 72-16”

* * * * *

§ 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

ADOPTED this _____ day of

NOT ADOPTED this _____ day of

_____, 2019.

_____, 2019.

(Mayor)

(Mayor)

ATTEST:

(City Clerk)