



NEW YORK STATE DEPARTMENT OF STATE
Division of Code Enforcement and Administration

Phone : (518) 474-4073
www.dos.state.ny.us

Fax : (518) 486-4487
E-mail: info@dos.state.ny.us



CODE INTERPRETATION - 2011-01

Code Effective Date: December 28, 2010 (2010 Edition)

Source Document: 19NYCRR 1227 - *Existing Building Code of New York State (EBCNYS)*

Question: A code enforcement official has asked the question: Does Section 704.2.2 of the 2010 *Existing Building Code of New York State* apply to all work areas that (1) include exits or corridors shared by more than one tenant OR (2) serve an occupant load greater than 30?

Interpretation: YES.

The 2010 *Existing Building Code of New York State (EBCNYS)* is a publication incorporated by reference in 19 NYCRR Part 1227, and is a portion of the amended version of the Uniform Fire Prevention and Building Code. The introductory portion of Section 704.2.2 of the 2010 EBCNYS reads as follows:

704.2.2. Groups A, E, F-1, H, I, M, R-1, R-2, R-4, S-1 and S-2. In buildings with occupancies in Groups A, E, F-1, H, I, M, R-1, R-2, R-4, S-1 and S-2, work areas that include exits or corridors shared by more than one tenant that serve an occupant load greater than 30 shall be provided with automatic sprinkler protection where all of the following conditions occur:

It is clear that Section 704.2.2 is intended to apply to all work areas that (1) include exits or corridors shared by more than one tenant OR (2) serve an occupant load greater than 30. Omission of the word "or" between the phrases is a typographical error. Accordingly, Section 704.2.2 of the 2010 EBCNYS must be construed as if the introductory portion of the Section read as follows:

704.2.2. Groups A, E, F-1, H, I, M, R-1, R-2, R-4, S-1 and S-2. In buildings with occupancies in Groups A, E, F-1, H, I, M, R-1, R-2, R-4, S-1 and S-2, work areas that include exits or corridors shared by more than one tenant or that serve an occupant load greater than 30 shall be provided with automatic sprinkler protection where all of the following conditions occur:

This Code Interpretation is issued pursuant to Executive Law § 376(4). Pursuant to Executive Law § 376(4), subsequent enforcement of the Uniform Code shall be consistent with this Code Interpretation.

Ronald E. Piester, AIA
Special Deputy Secretary of State and
Director, Division of Code Enforcement and Administration
December 28, 2010