

**AMENDED TEXT**

**Parts 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, and 1229 of Title 19 of the Official Compilation of Codes, Rules and Regulations of the State of New York are repealed.**

**Title 19 of the Official Compilation of Codes, Rules and Regulations of the State of New York is amended by adding new Parts 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, and 1227 to read as follows:**

**PART 1219. NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE**

**Section 1219.1 New York State Uniform Fire Prevention and Building Code.**

The New York State Uniform Fire Prevention and Building Code (the Uniform Code), adopted pursuant to Article 18 of the Executive Law, includes Part 1220 (Residential Construction), Part 1221 (Building Construction), Part 1222 (Plumbing Systems), Part 1223 (Mechanical Systems), Part 1224 (Fuel Gas Equipment and Systems), Part 1225 (Fire Prevention), Part 1226 (Property Maintenance), and Part 1227 (Existing Buildings) of this Title and the publications incorporated by reference into those Parts.

**Section 1219.2 Definitions.**

(a) General. In this Part and in Parts 1220, 1221, 1222, 1223, 1224, 1225, 1226, and 1227 of this Title, the following terms shall have the following meanings:

(1) 2020 BCNYS. The publication entitled “2020 Building Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 BCNYS is incorporated by reference in Part 1221 of this Title.

(2) 2020 EBCNYS. The publication entitled “2020 Existing Building Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 EBCNYS is incorporated by reference in Part 1227 of this Title.

(3) 2020 FCNYS. The publication entitled “2020 Fire Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 FCNYS is incorporated by reference in Part 1225 of this Title.

(4) 2020 FGCNYS. The publication entitled “2020 Fuel Gas Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 FGCNYS is incorporated by reference in Part 1224 of this Title.

(5) 2020 MCNYS. The publication entitled “2020 Mechanical Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 MCNYS is incorporated by reference in Part 1223 of this Title.

(6) 2020 PCNYS. The publication entitled “2020 Plumbing Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 PCNYS is incorporated by reference in Part 1222 of this Title.

(7) 2020 PMCNYS. The publication entitled “2020 Property Maintenance Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 PMCNYS is incorporated by reference in Part 1226 of this Title.

(8) 2020 RCNYS. The publication entitled “2020 Residential Code of New York State” (publication date: November 2019), published by the International Code Council, Inc. The 2020 RCNYS is incorporated by reference in Part 1220 of this Title.

(9) Accessory structure. A structure that is accessory to and incidental to that of a dwelling and that is located on the same lot as the dwelling.

(10) Agricultural building. A structure designed and constructed to house farm equipment, farm implements, poultry, livestock, hay, grain, or other horticultural products. This structure shall not be a place of

human habitation or a place of employment where agricultural products are processed, treated or packaged, nor shall it be a place used by the public.

(11) Bed and breakfast dwelling. An owner-occupied residence resulting from a conversion of a one-family dwelling, used for providing overnight accommodations and a morning meal to not more than ten transient lodgers, and containing not more than five bedrooms for such lodgers.

(12) Dwelling. A building that contains one or two dwelling units used, intended, or designed to be used, rented, leased, let or hired out to be occupied for living purposes.

(13) Dwelling unit. A single unit providing complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation.

(14) Existing building. A building or structure that is legally occupied and/or for which a certificate of occupancy authorizing its use(s) has been issued, without regard to the date on which such legal occupancy began or the date on which such certificate of occupancy was issued. For avoidance of doubt, the term includes a building or structure that was legally occupied and/or for which such a certificate of occupancy was issued prior to the adoption of the rule adding this definition, and a building or structure that was legally occupied and/or for which such a certificate of occupancy was issued at any time after the adoption of said rule.

(15) Guestroom. Any room or rooms used or intended to be used by one or more guests for living or sleeping purposes.

(16) Live/work unit. A dwelling unit or sleeping unit in which a significant portion of the space includes a nonresidential use that is operated by the tenant.

(17) Lodging house. A one-family dwelling where one or more occupants are primarily permanent in nature, and rent is paid for guestrooms.

(18) Story above grade plane. Any story having its finished floor surface entirely above grade plane, or in which the finished surface of the floor next above is any of the following:

(i) more than 6 feet (1829 mm) above grade plane;

(ii) more than 6 feet (1829 mm) above the finished ground level for more than 50 percent of the total building perimeter; or

(iii) more than 12 feet (3658 mm) above the finished ground level at any point.

(19) Townhouse. A single-family dwelling unit constructed in a group of three or more attached units in which each unit

(i) extends from the foundation to the roof,

(ii) has open space on at least two sides, and

(iii) has a separate means of egress.

(b) Other terms. Terms used in the definitions in subdivision (a) of this section and not defined in said subdivision (a) shall have the meanings ascribed to those terms in the 2020 BCNYS, the 2020 EBCNYS, the 2020 FCNYS, the 2020 FGCNYS, the 2020 MCNYS, the 2020 PCNYS, the 2020 PMCNYS, and/or the 2020 RCNYS.

## **PART 1220. RESIDENTIAL CONSTRUCTION**

### **Section 1220.1 Definitions.**

In this Part, the terms 2020 BCNYS, 2020 RCNYS, bed and breakfast dwelling, dwelling, live/work unit, lodging house, story above grade plane, and townhouse shall have the meanings ascribed to those terms in section 1219.2 of Part 1219 of this Title.

### **Section 1220.2 Requirements.**

(a) General. Except as otherwise provided in subdivision (d) of this section, the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, removal, and demolition

of the following buildings and structures shall comply with the provisions and requirements of the 2020 RCNYS:

(1) detached one-family dwellings that are not more than three stories above grade plane in height, and their accessory structures that are not more than three stories above grade plane in height;

(2) detached two-family dwellings that are not more than three stories above grade plane in height and in which each dwelling unit has a separate means of egress, and their accessory structures that are not more than three stories above grade plane in height;

(3) townhouses that are not more than three stories above grade plane in height, and their accessory structures that are not more than three stories above grade plane in height;

(4) bed and breakfast dwellings that are not more than three stories above grade plane in height, and their accessory structures that are not more than three stories above grade plane in height;

(5) live/work units that are located in townhouses that are not more than three stories above grade plane in height and comply with the requirements of Section 419 of the 2020 BCNYS, and their accessory structures that are not more than three stories above grade plane in height; and

(6) owner-occupied lodging houses that are not more than three stories above grade plane in height, have five or fewer guestrooms, and are provided with a residential fire sprinkler system complying with Section P2904 of the 2020 RCNYS, and their accessory structures that are not more than three stories above grade plane in height.

(b) Incorporation by reference. The 2020 RCNYS is incorporated herein by reference. Copies of the 2020 RCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 RCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001.

(c) Referenced standards. Certain published standards are denoted in the 2020 RCNYS as incorporated by reference into 19 NYCRR Part 1220. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 RCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 RCNYS. Such standards are available for public inspection and copying at the office of the New York State Department of State specified in subdivision (b) of this section.

(d) Exception. Notwithstanding the provisions of subdivision (a) of this section, application of the provisions and requirements of the 2020 BCNYS, rather than the provisions and requirements of the 2020 RCNYS, to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, removal and demolition of any buildings or structures listed in subdivision (a) of this section is permitted, provided that such construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, removal or demolition complies with all applicable provisions and requirements of the 2020 BCNYS.

**Section 1220.3 Changes to the text of the 2020 RCNYS.**

For the purposes of applying the 2020 RCNYS in this State, the 2020 RCNYS shall be deemed to be amended in the manner specified in this section 1220.3.

(a) 2020 RCNYS Table R301.2(1) Climatic and Geographic Design Criteria. Footnote “o” of Table R301.2(1) shall be deemed to be amended to read as follows:

[NY] The ground snow loads to be used in determining the design snow loads for roofs are given in Figure R301.2(6) for sites at elevations up to 1,000 feet. Sites at elevations above 1,000 feet shall have their ground snow load increased from the mapped value by 2 psf for every 100 feet above 1,000 feet.

(b) 2020 RCNYS Table N1102.1.2 (R402.1.2). Table N1102.1.2 (R402.1.2) of the 2020 RCNYS shall be deemed to be amended to read as follows:

**[NY] TABLE N1102.1.2 (R402.1.2)  
INSULATION AND FENESTRATION REQUIREMENTS BY COMPONENT<sup>a</sup>**

CLIMATE ZONE	FENESTRATION U-FACTOR <sup>b</sup>	SKYLIGHT <sup>b</sup> U-FACTOR	GLAZED FENESTRATION SHGC <sup>b, c</sup>	CEILING R-VALUE	WOOD FRAME WALL R-VALUE	MASS WALL R-VALUE <sup>i</sup>	FLOOR R-VALUE	BASEMENT <sup>c</sup> WALL R-VALUE	SLAB <sup>d</sup> R-VALUE & DEPTH	CRAWL SPACE <sup>e</sup> WALL R-VALUE
4	0.32	0.55	0.40	49	20 or 13+5 <sup>h</sup>	8/13	19	10 /13	10, 2 ft	10/13
5	0.30	0.55	NR	49	20 or 13+5 <sup>h</sup>	13/17	30 <sup>g</sup>	15/19	10, 2 ft	15/19
6 Option 1	0.30	0.55	NR	49	20+5 <sup>h</sup> or 13+10 <sup>h</sup>	15/20	30 <sup>g</sup>	15/19	10, 4 ft	15/19
6 Option 2	0.28	0.55	NR	60	23 cavity	19/21	30 <sup>g</sup>	15/19	10, 4 ft	15/19

NR = Not Required.

For SI: 1 foot = 304.8 mm.

- a. *R-values* are minimums. *U-factors* and SHGC are maximums. Where insulation is installed in a cavity that is less than the label or design thickness of the insulation, the installed *R-value* of the insulation shall be not less than the *R-value* specified in the table.
- b. The fenestration *U-factor* column excludes skylights. The SHGC column applies to all glazed fenestration.
- c. “10/13” means R-10 continuous insulation on the interior or exterior of the home or R-13 cavity insulation on the interior of the basement wall. “15/19” means R-15 continuous insulation on the interior or exterior of the home or R-19 cavity insulation at the interior of the basement wall. Alternatively, compliance with “15/19” shall be R-13 cavity insulation on the interior of the basement wall plus R-5 continuous insulation on the interior or exterior of the home.
- d. R-5 insulation shall be provided under the full slab area of a *heated slab* in addition to the required slab edge insulation *R-value* for slabs, as indicated in the table. The slab edge insulation for *heated slabs* shall not be required to extend below the slab.
- e. Reserved.
- f. Reserved.
- g. Alternatively, insulation sufficient to fill the framing cavity and providing not less than an *R-value* of R-19.
- h. The first value is cavity insulation, the second value is continuous insulation. Therefore, as an example, “13+5” means R-13 cavity insulation plus R-5 continuous insulation.
- i. Mass walls shall be in accordance with Section R402.2.5. The second *R-value* applies where more than half of the insulation is on the interior of the mass wall.

(c) 2020 RCNYS Section M2201 Oil Tanks. Section M2201.7 of the 2020 RCNYS shall be deemed to be amended to read as follows:

**M2201.7 Tanks abandoned or removed.** Tank abandonment and removal shall be in accordance with the Fire Code of New York State and Appendix J of this code.

(d) 2020 RCNYS Section P2603.5.1 Sewer depth. Section P2603.5.1 of the 2020 RCNYS shall be deemed to be amended to read as follows:

**P2603.5.1 Sewer depth.** Building sewers that connect to private sewage disposal systems shall be installed not less than the depth below finished grade determined by the authority having jurisdiction at the point of septic tank connection. Building sewers shall be installed not less than the depth below grade determined by the authority having jurisdiction.

(e) 2020 RCNYS Appendix J.

(1) Section AJ101.1.1 of Appendix J of the 2020 RCNYS shall be deemed to be renumbered as Section AJ101.2.1

(2) Section AJ101.1.2 of Appendix J of the 2020 RCNYS shall be deemed to be renumbered as Section AJ101.2.2.

(3) Section AJ102 of Appendix J of the 2020 RCNYS shall be deemed to be amended to add the following Section AJ102.8 to read as follows:

**AJ102.8. Abandonment or removal of heating oil storage tanks.**

The abandonment or removal of heating oil storage tanks and related piping shall be in accordance with all of the following:

1. The entire contents of the heating oil storage tank and related piping shall be emptied, cleaned, and purged of all vapor. The contents of the heating oil storage tank and related piping shall be removed from the premises and disposed of in accordance with applicable local, state or federal rules and regulations.
2. The suction, inlet, gauge, vapor return, and vapor lines shall be disconnected.
3. All fill piping and other related piping shall either be permanently removed or filled with concrete. All other remaining piping shall be capped or plugged.

Exception: Piping that is reused for the installation of a new heating oil storage tank and meets the applicable requirements for the new installation.

4. If abandoned in place, underground heating oil storage tanks shall be filled completely with an approved inert solid material. Above-ground heating oil storage tanks may either be filled with an approved inert

solid material or if not filled with an approved inert solid material then the vent line shall remain open and intact. A record of tank size, location, and date of abandonment shall be retained by the property owner.

5. If removed, heating oil storage tanks shall be disposed of in accordance with applicable local, state, or federal rules and regulations.
6. An inspection by the building official or by an approved inspector is required to be made of the abandonment or removal of the heating oil storage tank. If an approved inspector performs such inspection, no approval of such abandonment or removal shall be granted by the building official unless written proof of the heating oil storage tank's oil fill pipe having been removed or filled with concrete in accordance with this section and the applicable provisions of the Uniform Code has been provided by the property owner to the building official.
7. When conversion to an alternate fuel has taken place and prior to the commencement of the new home heating service, property owners shall provide written notice to their home heating oil supplier or suppliers informing them of such conversion and instructing them to discontinue deliveries.

(4) Section AJ201.1 of Appendix J of the 2020 RCNYS shall be deemed to be amended to add the following definition:

**HEATING OIL STORAGE TANK.** A tank used for storing heating oil for consumptive use on the premises where stored.

(5) Section AJ401.8 of Appendix J of the 2020 RCNYS shall be deemed to be amended to add the following Section AJ401.8.4 to read as follows:

**[NY] AJ401.8.4 Carbon monoxide alarms.** When repairs of fuel-fired appliances and equipment, solid-fuel burning appliances and equipment, or fireplaces and chimneys occur, the individual dwelling unit shall be provided with carbon monoxide alarms as required for new dwellings.

**Exception:** In other than bed and breakfast dwellings, carbon monoxide alarms shall be permitted to be battery operated when installed in buildings without commercial power or an on-site electrical power system, or in buildings where existing interior wall or ceiling finishes are not removed to expose the structure. Carbon monoxide alarms shall not be required to be interconnected where battery operated alarms are permitted.

(6) Section AJ404.3.4 of Appendix J of the 2020 RCNYS shall be deemed to be renumbered as Section AJ401.9.3 and shall be deemed to be amended to read as follows:

**[NY] AJ401.9.3 Other uncovered structural elements.** Where in the course of conducting repairs other uncovered structural elements are found to be unsound or otherwise structurally deficient, such elements shall be made to conform to the requirements of Section AJ401.9.2.2.2.

(7) Section AJ404.3.5 of Appendix J of the 2020 RCNYS shall be deemed to be renumbered as AJ401.9.4.

## **PART 1221. BUILDING CONSTRUCTION**

### **Section 1221.1 Definitions.**

In this Part, the terms 2020 BCNYS, 2020 RCNYS, and agricultural building shall have the meanings ascribed to those terms in section 1219.2 of Part 1219 of this Title.

### **Section 1221.2 Requirements.**

(a) General. Except as otherwise provided in subdivision (d) of this section, the construction, alteration, relocation, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal, and demolition of every building or structure, and every appurtenance connected or attached to any building or structure, shall comply with the provisions and requirements of the 2020 BCNYS.

(b) Incorporation by reference. The 2020 BCNYS is incorporated herein by reference. Copies of the 2020 BCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 BCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001.

(c) Referenced standards. Certain published standards are denoted in the 2020 BCNYS as incorporated by reference into 19 NYCRR Part 1221. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 BCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 BCNYS. Such standards are available for public inspection and copying at the Office of the New York State Department of State specified in subdivision (b) of this section.

(d) Exceptions. Notwithstanding the provisions of subdivision (a) of this section:

(1) buildings and structures listed in subdivision (a) of section 1220.2 of Part 1220 of this Title shall comply with the provisions and requirements of the 2020 RCNYS, except as otherwise provided in subdivision (d) of said section 1220.2;

(2) agricultural buildings including barns, sheds, poultry houses, and other buildings and equipment on the premises that are used directly and solely for agricultural purposes, shall not be subject to the construction-related provisions and requirements of the 2020 BCNYS;

(3) construction trailers that are used as temporary offices for the purpose of monitoring construction at a construction site shall not be subject to the provisions and requirements of 2020 BCNYS;

(4) structures such as radio and television transmission, communication and wind generation towers, and ground-mounted photovoltaic arrays that are neither a building appurtenance nor are attached to a building shall not be subject to the provisions and requirements of the 2020 BCNYS; and

(5) standards for construction of sleeping quarters in a children’s overnight camp as defined in Public Health Law section 1392(1) shall be governed by Public Health Law section 1394(1) and the regulations promulgated by the Public Health Council. See Executive Law section 378(1).

**Section 1221.3 Changes to the text of the 2020 BCNYS.**

For the purposes of applying the 2020 BCNYS in this State, the 2020 BCNYS shall be deemed to be amended in the manner specified in this section 1221.3.

(a) 2020 BCNYS Chapter 35 (Referenced Standards).

(1) The entry in Chapter 35 of the 2020 BCNYS for the publication entitled “Diaphragm Design of Metal-clad, Wood-frame Rectangular Buildings” in the list of referenced standards published by the American Society of Agricultural and Biological Engineers (ASABE) shall be deemed to be amended to read as follows: EP 484.3 DEC 2017: Diaphragm Design of Metal-clad, Wood-frame Rectangular Buildings. (Section of this document that references this standard: 2306.1).

(2) The address for the publisher Steel Joist Institute in Chapter 35 of the 2020 BCNYS shall be deemed to be amended to read as follows: 140 West Evans Street, Suite 203, Florence, SC 29501.

(3) The entry in Chapter 35 of the 2020 BCNYS for the publication entitled “Structural Standards for Antenna Supporting Structures and Antennas” in the list of referenced standards published by Telecommunications Industry Association (TIA) shall be deemed to be amended to read as follows: TIA 222-H-2017: Structural Standards for Antenna Supporting Structures, Antennas and Small Wind Turbine Support Structures, second printing – June 25, 2018. (Sections of this document that references this standard: 1609.1.1, 3108.1, 3108.2).

## **PART 1222. PLUMBING SYSTEMS**

### **Section 1222.1 Definitions.**

In this Part, the terms 2020 EBCNYS, 2020 PCNYS, 2020 RCNYS, and agricultural building shall have the meanings ascribed to those terms in section 1219.2 of Part 1219 of this Title.

### **Section 1222.2 Requirements.**

(a) General. Except as otherwise provided in subdivision (d) of this section, the erection, installation, alteration, repair, relocation, replacement, addition to, use, and maintenance of plumbing systems and nonflammable medical gas, inhalation anesthetic, vacuum piping, nonmedical oxygen, and sanitary and condensate vacuum collection systems, shall comply with the provisions and requirements of the 2020 PCNYS.

(b) Incorporation by reference. The 2020 PCNYS is incorporated herein by reference. Copies of the 2020 PCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 PCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001.

(c) Referenced standards. Certain published standards are denoted in the 2020 PCNYS as incorporated by reference into 19 NYCRR Part 1222. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 PCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 PCNYS. Such standards are

available for public inspection and copying at the Office of the New York State Department of State specified in subdivision (b) of this section.

(d) Exceptions. Notwithstanding the provisions of subdivision (a) of this section:

(1) buildings and structures listed in subdivision (a) of section 1220.2 of Part 1220 of this Title shall comply with the provisions and requirements of the 2020 RCNYS, except as otherwise provided in subdivision (d) of said section 1220.2;

(2) agricultural buildings including barns, sheds, poultry houses, and other buildings and equipment on the premises that are used directly and solely for agricultural purposes, shall not be subject to the construction-related provisions of the 2020 PCNYS; and

(3) plumbing systems in existing buildings that are undergoing repairs, alterations, changes in occupancy or construction of additions shall be permitted to comply with the provisions and requirements of the 2020 EBCNYS.

## **PART 1223. MECHANICAL SYSTEMS**

### **Section 1223.1 Definitions.**

In this Part, the terms 2020 EBCNYS, 2020 MCNYS, 2020 RCNYS, and agricultural building shall have the meanings ascribed to those terms in section 1219.2 of Part 1219 of this Title.

### **Section 1223.2 Requirements.**

(a) General. Except as otherwise provided in subdivision (d) of this section, the design, installation, maintenance, alteration, and inspection of mechanical systems that are permanently installed and utilized to provide control of environmental conditions and related processes within buildings shall comply with the provisions and requirements of the 2020 MCNYS.

(b) Incorporation by reference. The 2020 MCNYS is incorporated herein by reference. Copies of the 2020 MCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 MCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001

(c) Referenced standards. Certain published standards are denoted in the 2020 MCNYS as incorporated by reference into 19 NYCRR Part 1223. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 MCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 MCNYS. Such standards are available for public inspection and copying at the Office of the New York State Department of State specified in subdivision (b) of this section.

(d) Exceptions. Notwithstanding the provisions of subdivision (a) of this section:

(1) buildings and structures listed in subdivision (a) of section 1220.2 of Part 1220 of this Title shall comply with the provisions and requirements of the 2020 RCNYS, except as otherwise provided in subdivision (d) of said section 1220.2;

(2) agricultural buildings including barns, sheds, poultry houses, and other buildings and equipment on the premises that are used directly and solely for agricultural purposes, shall not be subject to the construction-related provisions of the 2020 MCNYS; and

(3) mechanical systems in existing buildings that are undergoing repairs, alterations, changes in occupancy or construction of additions shall be permitted to comply with the provisions and requirements of the 2020 EBCNYS.

## **PART 1224. FUEL GAS EQUIPMENT AND SYSTEMS**

### **Section 1224.1 Definitions.**

In this Part, the terms 2020 EBCNYS, 2020 FGCNYS, 2020 RCNYS, and agricultural building shall have the meanings ascribed to those terms in section 1219.2 of Part 1219 of this Title.

### **Section 1224.2 Requirements.**

(a) General. Except as otherwise provided in subdivision (d) of this section, the design, installation, maintenance, alteration, and inspection of fuel gas piping and equipment, fuel gas-fired appliances, and fuel gas-fired appliance venting systems that are (i) permanently installed and (ii) specifically addressed in the 2020 FGCNYS, shall comply with the provisions and requirements of the 2020 FGCNYS.

(b) Incorporation by reference. The 2020 FGCNYS is incorporated herein by reference. Copies of the 2020 FGCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 FGCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001

(c) Referenced standards. Certain published standards are denoted in the 2020 FGCNYS as incorporated by reference into 19 NYCRR Part 1224. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 FGCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 FGCNYS. Such

standards are available for public inspection and copying at the Office of the New York State Department of State specified in subdivision (b) of this section.

(d) Exceptions. Notwithstanding the provisions of subdivision (a) of this section:

(1) buildings and structures listed in subdivision (a) of section 1220.2 of Part 1220 of this Title shall comply with the provisions and requirements of the 2020 RCNYS, except as otherwise provided in subdivision (d) of said section 1220.2;

(2) agricultural buildings including barns, sheds, poultry houses, and other buildings and equipment on the premises that are used directly and solely for agricultural purposes, shall not be subject to the construction-related provisions of the 2020 FGCNYS; and

(3) fuel gas piping system in existing building that are undergoing repairs, alteration, or changes in occupancy or construction of additions shall comply with the provisions and requirements of the 2020 EBCNYS.

## **PART 1225. FIRE PREVENTION**

### **Section 1225.1 Definitions.**

In this Part, the term 2020 FCNYS shall have the meaning ascribed to that term in section 1219.2 of Part 1219 of this Title.

### **Section 1225.2 Requirements.**

(a) General. All buildings and structures, whether currently existing or hereafter constructed; all premises; all processes; the storage, handling, or use of buildings, structures, materials, or devices; the occupancy and operation of buildings, structures, and premises; and the construction, extension, repair, alteration or removal of fire suppression and alarm systems, shall comply with the provisions and requirements of the 2020 FCNYS.

(b) Incorporation by reference. The 2020 FCNYS is incorporated herein by reference. Copies of the 2020 FCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 FCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001

(c) Referenced standards. Certain published standards are denoted in the 2020 FCNYS as incorporated by reference into 19 NYCRR Part 1225. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 FCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 FCNYS. Such standards are available for public inspection and copying at the Office of the New York State Department of State specified in subdivision (b) of this section.

**Section 1225.3 Changes to the text of the 2020 FCNYS.**

For the purposes of applying the 2020 FCNYS in this State, the 2020 FCNYS shall be deemed to be amended in the manner specified in this section 1225.3.

(a) 2020 FCNYS Section 202 Definitions. Section 202 of the 2020 FCNYS shall be deemed to be amended to add the following definition:

**HEATING OIL STORAGE TANK.** A tank used for storing heating oil for consumptive use on the premises where stored.

(b) 2020 FCNYS Section 5704.2.16 Abandonment of heating oil storage tanks. Section 5704.2.16 of the

2020 FCNYS shall be deemed to be amended to read as follows:

**5704.2.16 Abandonment or removal of heating oil storage tanks.** The abandonment or removal of heating oil storage tanks and related piping shall be in accordance with all of the following:

1. The entire contents of the heating oil storage tank and related piping shall be emptied, cleaned, and purged of all vapor. The contents of the heating oil storage tank and related piping shall be removed from the premises and disposed of in accordance with applicable local, state or federal rules and regulations.
2. The suction, inlet, gauge, vapor return, and vapor lines shall be disconnected.
3. All fill piping and other related piping shall either be permanently removed or filled with concrete. All other remaining piping shall be capped or plugged.

Exception: Piping that is reused for the installation of a new heating oil storage tank and meets the applicable requirements for the new installation.

4. If abandoned in place, underground heating oil storage tanks shall be filled completely with an approved inert solid material. Above-ground heating oil storage tanks may either be filled with an approved inert solid material or if not filled with an approved inert solid material then the vent line shall remain open and intact. A record of tank size, location, and date of abandonment shall be retained by the property owner.
5. If removed, heating oil storage tanks shall be disposed of in accordance with applicable local, state, or federal rules and regulations.
6. An inspection by the building official or by an approved inspector is required to be made of the abandonment or removal of the heating oil storage tank. If an approved inspector performs such inspection, no approval of such abandonment or removal shall be granted by the building official unless written proof of the heating oil storage tank's oil fill pipe having been removed or filled with concrete in accordance with this section and the applicable provisions of the Uniform Code has been provided by the property owner to the building official.

7. When conversion to an alternate fuel has taken place and prior to the commencement of the new home heating service, property owners shall provide written notice to their home heating oil supplier or suppliers informing them of such conversion and instructing them to discontinue deliveries.

## **PART 1226. PROPERTY MAINTENANCE**

### **Section 1226.1 Definitions.**

In this Part, the terms 2020 PMCNYS and existing building shall have the meanings ascribed to those terms in section 1219.2 of Part 1219 of this Title.

### **Section 1226.2 Requirements.**

(a) General. All existing buildings and all premises, and the occupancy and operation of all existing buildings and all premises, shall comply with the provisions and requirements of the 2020 PMCNYS.

(b) Incorporation by reference. The 2020 PMCNYS is incorporated herein by reference. Copies of the 2020 PMCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 PMCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001

(c) Referenced standards. Certain published standards are denoted in the 2020 PMCNYS as incorporated by reference into 19 NYCRR Part 1226. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 PMCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 PMCNYS. Such

standards are available for public inspection and copying at the Office of the New York State Department of State specified in subdivision (b) of this section.

**Section 1226.3 Changes to the text of the 2020 PMCNYS.**

For the purposes of applying the 2020 PMCNYS in this State, the 2020 PMCNYS shall be deemed to be amended in the manner specified in this section 1226.3.

(a) 2020 PMCNYS Section 404 Occupancy Limitations. Section 404 of the 2020 PMCNYS shall be deemed to be amended to add the following Section 404.9 to read as follows:

**404.9 Tiny Houses.** The provisions of Section 404 shall not apply to tiny houses constructed in accordance with the Residential Code of New York State and Appendix Q of the Residential Code of New York State.

**PART 1227. EXISTING BUILDINGS**

**Section 1227.1 Definitions.**

In this Part, the terms 2020 EBCNYS, 2020 RCNYS, agricultural building, and existing building shall have the meanings ascribed to those terms in section 1219.2 of Part 1219 of this Title.

**Section 1227.2 Requirements.**

(a) General. Except as otherwise provided in subdivision (d) of this section, the repair, alteration, change of occupancy, addition to, and relocation of existing buildings shall comply with the requirements of the 2020 EBCNYS.

(b) Incorporation by reference. The 2020 EBCNYS is incorporated herein by reference. Copies of the 2020 EBCNYS may be obtained from the publisher at the following address:

International Code Council, Inc.  
500 New Jersey Avenue, NW, 6th Floor  
Washington, DC 20001

The 2020 EBCNYS is available for public inspection and copying at:

New York State Department of State  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001

(c) Referenced standards. Certain published standards are denoted in the 2020 EBCNYS as incorporated by reference into 19 NYCRR Part 1227. Such standards are incorporated by reference into this Part. Such standards are identified in the 2020 EBCNYS, and the names and addresses of the publishers of such standards from which copies of such standards may be obtained are specified in the 2020 EBCNYS. Such standards are available for public inspection and copying at the Office of the New York State Department of State specified in subdivision (b) of this section.

(d) Exception. Notwithstanding the provisions of subdivision (a) of this section:

(1) buildings and structures listed in subdivision (a) of section 1220.2 of Part 1220 of this Title shall comply with the provisions and requirements of the 2020 RCNYS, except as otherwise provided in subdivision (d) of said section 1220.2; and

(2) agricultural buildings including barns, sheds, poultry houses, and other buildings and equipment on the premises that are used directly and solely for agricultural purposes, shall not be subject to the construction-related provisions of the 2020 EBCNYS.

**Subdivisions (b) and (e) of section 1264.4 of Title 19 of the Official Compilation of Codes, Rules and Regulations of the State of New York are amended to read as follows:**

(b) Signs shall be affixed where a building or a portion thereof is classified as Group A, B, E, F, H, I, M or S occupancy, and in hotels and motels classified as Group R-1 or R-2 occupancy, in accordance with the provisions for the classification of buildings set forth in chapter 3 of the [2015 International Building Code, as

amended by the 2017 Uniform Code Supplement] 2020 Building Code of New York State (said [publications] publication being incorporated by reference in Part 1221 of this Title).

(e) Signs identifying the existence of truss construction shall contain the roman alphanumeric designation of the construction type of the building, in accordance with the provisions for the classification of types of construction set forth in section 602 of the [2015 International Building Code, as amended by the 2017 Uniform Code Supplement] 2020 Building Code of New York State (said [publications] publication being incorporated by reference in Part 1221 of this Title), and an alphabetic designation for the structural components that are of truss construction, as follows:

“F” shall mean floor framing, including girders and beams

“R” shall mean roof framing

“FR” shall mean floor and roof framing

The construction type designation shall be placed at the 12 o'clock position over the structural component designation, which shall be placed at the six o'clock position.

**Subdivisions (c), (h), (j), and (k) of section 1265.3 of Title 19 of the Official Compilation of Codes, Rules and Regulations of the State of New York are amended to read as follows:**

(c) [IBC] 2020 BCNYS. The term [IBC] 2020 BCNYS shall mean the [2015 International Building Code, as amended by the 2017 Uniform Code Supplement] 2020 Building Code of New York State (said [publications] publication being incorporated by reference in Part 1221 of this Title).

(h) [IRC] 2020 RCNYS. The term [IRC] 2020 RCNYS shall mean the [2015 International Residential Code, as amended by the 2017 Uniform Code Supplement] 2020 Residential Code of New York State (said [publications] publication being incorporated by reference in Part 1220 of this Title).

(j) Residential structure. The term residential structure shall include one-family dwellings, two-family dwellings, and townhouses (as those terms are defined in the [IRC] 2020 RCNYS) and structures or portions of structures classified as residential group R in accordance with chapter 3 of the [IBC] 2020 BCNYS (excluding, however, hotels and motels which are classified as group R-1 or R-2 occupancy in accordance with chapter 3 of the [IBC] 2020 BCNYS and which are subject to the provisions of Part 1264 of this Title).

(k) Timber construction. The term timber construction shall mean construction that uses, for any load-supporting purpose(s), solid or laminated wood having the minimum dimensions required for structures built using type IV construction (HT) in accordance section 602.4 of the [IBC] 2020 BCNYS.