

## Chapter 24.10 Administration and Enforcement

### 1. Amend Section 24.10.040 Codes.

#### 24.10.040 Codes.

A. Structural Specialty Code. The provisions of the State of Oregon Structural Specialty Code 2022 Edition, as published by the International Code Council and known as the International Building Code 202~~2~~<sup>1</sup> Edition and amended by the Building Codes Division of the Oregon Department of Consumer and Business Services, including the appendices and standards adopted by the State of Oregon and Chapter 1, as amended by the Building Codes Division of the Oregon Department of Consumer and Business Services effective April 1, 2021, are hereby adopted by reference. The Structural Specialty Code is on file in the Development Services Center of the City of Portland.

B. [No change.]

C. [No change.]

D. Residential Code. The provisions of the State of Oregon, Residential Specialty Code, 202~~3~~<sup>4</sup> Edition, as adopted effective October 1, 202~~3~~<sup>4</sup> and published by the International Code Council, and known as the International Residential Code, 20~~18~~<sup>21</sup> Edition, and amended by the Building Codes Division of the Oregon Department of Consumer and Business Services, including the appendices and standards adopted by the State of Oregon, ~~are is~~ hereby adopted by reference. The Residential Specialty Code is on file in the Development Services Center of the City of Portland.

E. [No change.]

[F. International Building Code. The International Building Code 2021 edition, as published by the International Code Council, Chapter 32 in entirety and Chapter 33, Sections 3301, 3306, 3307, 3308, are hereby adopted by reference. The International Building Code is on file in the Development Services Center of the City of Portland.](#)

### 2. Amend Section 24.10.072 Other Structures and Construction Activities.

#### 24.10.072 Other Structures and Construction Activities.

A. Regulated structures and construction activities. The provisions of this Title apply to the following structures and construction activities regardless of when a permit was applied for or approved:

1. Fire safety during construction.
2. Protection of adjoining properties [in accordance with International Building Code](#).
3. Temporary use of streets, alleys and public property [in accordance with International Building Code](#).
4. Encroachment into the right-of-way [in accordance with International Building Code](#).
5. Mechanical equipment not specifically regulated in the Oregon Structural Specialty Code or Oregon Residential Specialty Code.
6. Retaining walls, unless exempt pursuant to Subsection 24.10.072 B.
7. Fences, unless exempt pursuant to Subsection 24.10.072 B.
8. Tanks that are located exterior to and not attached to or supported by a building, unless exempt pursuant to Subsection 24.10.072 B.
9. Cell phone, radio, television, and other telecommunication and broadcast towers that are not attached to or supported by a building.
10. Ground mounted flagpoles, antennae, and similar structures over 25 feet in height that are not attached to or supported by a building.
11. Signs not attached to or supported by a building.
12. Ground-mounted photovoltaic arrays, unless exempt pursuant to Subsection 24.10.072 B.
13. Fixed docks, piers or wharves with no superstructure.
14. Equipment shelters not intended for human occupancy with a building area of 250 square feet or less, designated as Risk Category I or II.
15. Transitional housing accommodations, as defined in ORS ~~446.265~~[197.746](#), as amended by House Bill 2916 (2019).

16. Unoccupied grain elevators and silos not exempted by ORS 455.315.
17. Rodentproofing, in accordance with Oregon Structural Specialty Code Appendix F.
18. The design and construction of in-ground swimming pools accessory to not more than four dwelling units.
19. Hydraulic flood control structures, including but not limited to dams and levees.

[Remainder of Section is unchanged.]

3. Add Section 24.10.150 Severability.

**24.10.150 Severability.**

If any provision of this Title, or its application to any person or circumstance, is held invalid by any court, the remainder of this Title and its application to other persons and circumstances, other than that which has been held invalid, shall not be affected by such invalidity, and to that extent the provisions of this Title are declared to be severable.