

## Chapter 4-13

### UNIFORM CODE FOR BUILDING CONSERVATION

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#### **Section 4-13-01 PURPOSE**

The purpose of this Chapter is to encourage the continued use or reuse of legally existing buildings and structures by establishing minimum safety standards for all existing buildings that undergo alteration or a change in use.

(5610, Enacted, 01/24/1995)

#### **Section 4-13-02 ADOPTION OF CODE**

All the rules, regulations and ordinances of a general and permanent character relating and applying to change of occupancy and alteration or repair of existing buildings and structures are printed and contained in a book in code form designated and entitled "Uniform Code for Building Conservation" (UCBC), including Appendix Chapters 1, 2, 3, and 4, being the 1994 edition printed under the authority of the International Conference of Building Officials, be and the same hereby is, ratified and adopted as the Uniform Code for Building Conservation of Boise City and as ratified and adopted shall be the rules and regulations and ordinances governing the change of occupancy and alteration or repair of existing buildings and structures at and within the City. Copies of the said "Uniform Code for Building Conservation" are now on file in the office of the Clerk for inspection, and it shall be unlawful to change occupancy or alter or repair existing buildings or structures in violation of, or without complying with the rules, regulations and ordinances as contained in the said 1994 edition of the Uniform Code for Building Conservation hereby adopted and ratified and as the said rules, regulations and ordinances or said code are changed, altered and amended by this Chapter.

(5610, Enacted, 01/24/1995)

#### **Section 4-13-03 HISTORIC BUILDING EVALUATION CRITERIA AND PROCESS**

The Boise City Historic Preservation Commission shall have the authority and responsibility for evaluating and designating existing buildings as historic. The process for application is set forth in Title 2, Chapter 18, Section 10 of the Boise City Code. The Commission may designate a building or structure to be historic if it meets one or more of the following criteria:

- A. It was constructed prior to 1927;
- B. It is considered contributory to a locally designated historic district or is a designated City Landmark;
- C. It is listed in the National Register of Historic Places either individually or as contributory to a

historic district;

- D. It is eligible for the National Register of Historic Places, as determined by the Historic preservation Commission based upon the National Register Criteria for Evaluation;
- E. It meets some, but not all of the National Register Criteria for Evaluation, however still retains architectural, historic, cultural, educational or geographic significance that is of importance to the Community.  
(5610, Enacted, 01/24/1995)

**Section 4-13-04 CODE USAGE**

The Boise City Building Department shall use the following table and text to determine the appropriate Code to use for additions, alterations and repairs of existing buildings in Boise City.

BUILDINGS CONSTRUCTED BEFORE JANUARY 1, 1928	BUILDING CONSTRUCTED AFTER DECEMBER 31, 1927	DANGEROUS BUILDINGS
UCBC	UBC EDITION ADOPTED AT TIME OF CONSTRUCTION	DANGEROUS BUILDING CODE, 1991 EDITION
Chapter 6 of UCBC Reserved for buildings designated as historic by the Boise City Historic Preservation Commission	UCBC for buildings designated as historic by the Boise City Historic Preservation Commission	

- A. All new structures shall comply with current adopted building codes.
- B. All new additions shall comply with current adopted building codes.
- C. All remodels of existing non-historic buildings constructed after December 31, 1927.
  - 1. Alterations and repairs shall comply with current adopted building codes.
  - 2. Existing exiting and life-safety requirements shall comply with the code applicable in which the building was built.
- D. All remodels of existing non-historic buildings constructed before January 1, 1928.
  - 1. Alterations and repairs shall comply with the current adopted building codes.
  - 2. Existing exiting and life-safety requirements shall comply with the 1994 edition of the UCBC.
- E. All remodels of existing historic buildings shall comply with the 1994 edition of the UCBC.  
(5610, Enacted, 01/24/1995)

**Section 4-13-05 PENALTIES**

Violation of any of the provisions of this Chapter shall be a criminal misdemeanor and shall be punishable by a fine of not more than one thousand dollars (\$1,000.00) or imprisonment of not more than

one hundred eighty (180) days, or by both such fine and imprisonment.  
(6565, Amended, 05/15/2007; 5610, Enacted, 01/24/1995)

**Section 4-13-06 SAVINGS CLAUSE**

If any section, subsection, sentence, clause or provision of this Chapter is held invalid, the remainder of this Chapter shall not be affected by such invalidity.  
(5610, Enacted, 01/24/1995)