

ADOPTIONS SECTION

COMMUNITY AFFAIRS

DIVISION OF CODES AND STANDARDS

Notice of Administrative Correction

Uniform Construction Code

N.J.A.C. 5:23-2.24, 3.14, 6.26, 6.27, and 8.5

Effective Date: May 2, 2022.

Take notice that the Department of Community Affairs (Department) discovered numerous errors within the text of the Uniform Construction Code. This notice of administrative correction seeks to revise these errors, as follows:

1. At N.J.A.C. 5:23-2.24 and 8.5, the Department is removing references to the now-dissolved Bureau of Code Services to refer instead to the Department (with the mailing address updated, as well). At N.J.A.C. 5:23-8.5, an email address is also included as an option for providing information to the Department.
2. At N.J.A.C. 5:23-3.14, the Department is correcting an erroneous Section title within the building subcode.
3. At N.J.A.C. 5:23-6.26 and 6.27, the Department inadvertently deleted a parenthetical note that N.J.A.C. 5:23-6.26(o) and 6.27(f) are the responsibility of the electrical subcode official. This note existed in a section of the text that has since been deleted, but the note should have remained pursuant to N.J.A.C. 5:23-6.2(e), Enforcement Responsibilities. Wording revisions are also made for consistency within the sections.

The Department has requested, and the Office of Administrative Law has agreed to, such correction be made administratively. This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

Full text of the corrected rule follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

SUBCHAPTER 2. ADMINISTRATION AND ENFORCEMENT; PROCESS

5:23-2.24 Conditions of certificate of occupancy

(a)-(f) (No change.)

(g) Whenever a liquefied petroleum gas installation subject to the Department's jurisdiction pursuant to N.J.A.C. 5:23-3.11(j) is part of a project that requires a construction permit, no certificate of occupancy or certificate of approval shall be issued, except after filing by the owner with the construction official of a photocopy of a permit to operate and fill issued by the New Jersey Department of Community Affairs, Division of Codes and Standards, [Bureau of Code Services,] PO Box [816] **821**, Trenton, New Jersey [08625-0816] **08625-0821**.

(h) (No change.)

SUBCHAPTER 3. SUBCODES

5:23-3.14 Building subcode

(a) (No change.)

(b) The following chapters of the building subcode are modified as follows:

1. – 8. (No change.)

9. Chapter 10, Means of Egress, shall be amended, as follows:

i. – xxvii. (No change.)

xxviii. In Section 1015.8, Window [sills] **openings**, “36 inches (95mm)” shall be deleted and “24 inches (610 mm)” shall be inserted.

xxix. – xxxv. (No change.)

10. – 27. (No change.)

SUBCHAPTER 6. REHABILITATION SUBCODE

5:23-6.26 Basic requirements – Groups R-2 and R-4

(a) – (n) (No change.)

(o) Electrical Equipment and Wiring

1. All areas shall have receptable and lighting outlets in accordance with Section 210.52 and 210.70, respectively, of the electrical subcode.

i. In the event that [lighting and] receptacle **and lighting** outlets cannot be installed in the required locations without updating the small appliance branch circuits, kitchen areas shall have a minimum of two duplex receptable outlets or equivalent and a switch controlled lighting outlet. At least one of the required duplex receptacles shall be provided to serve counter space.

2. – 3. (No change.)

4. All 125 volt, single phase, 15 and 20 ampere receptacles in locations specified in Section 210.52 of the electrical subcode shall be tamper resistant as specified in Section 406.12 of the electrical subcode. **(Electrical)**

5:23-6.27 Basic requirements – R-3 and R-5

(a) – (e) (No change.)

(f) Electrical equipment and Wiring:

1. All areas shall have receptacle and lighting outlets in accordance with Sections 210.52 and 210.70, respectively, of the electrical subcode.

i. In the event that [lighting and] receptacle **and lighting** outlets cannot be installed in the required locations without updating the small appliance branch circuits, kitchen areas shall have a minimum of two duplex receptacle outlets or equivalent and one switch controlled lighting outlet. At least one of the required duplex receptacles shall be provided to serve counter space.

2. – 3. (No change.)

4. All 125 volt, single phase, 15 and 20 ampere receptacles in locations specified in Section 210.52 of the electrical subcode shall be tamper resistant as specified in Section 406.12 of the electrical subcode. **(Electrical)**

SUBCHAPTER 8. ASBESTOS SUBCODE

5:23-8.5 Construction permit for asbestos abatement

(a) – (g) (No change.)

(h) The owner or his or her agent shall notify the Department, in writing, within three business days of the issuance of the construction permit for asbestos abatement, if the enforcing agency is a municipal enforcing agency and not the Department. Such notice shall be supplied in the form of a copy of the completed application for a construction permit for asbestos abatement and a copy of the permit.

1. Notification shall be sent to asbestos.notifications@dca.nj.gov or:

New Jersey Department of Community Affairs

[Bureau of Code Services]

Asbestos Safety Unit

[CN 816] **PO Box 821**

Trenton, New Jersey [08625-0816] **08625-0821**

(i) The owner or his or her agent shall notify the following, in writing, as required in NESHAPS (40 CFR Part 61, Subpart M):

1. Notification shall be sent to:

i. (No change.)

ii. New Jersey Department of Community Affairs **by email at**

asbestos.notifications@dca.nj.gov **or by mail to:**

[Bureau of Code Services]

New Jersey Department of Community Affairs

Asbestos Safety Unit

[CN 816] **PO Box 821**

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