GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2019

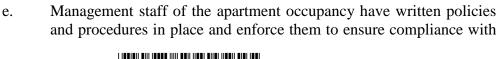
HOUSE BILL 730

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Committee Substitute Favorable 4/30/19 Committee Substitute #2 Favorable 5/1/19 Fourth Edition Engrossed 5/2/19

Short Title:	Trash C	ollection/Multifamily Residential.	(Public)
Sponsors:			
Referred to:			
		April 15, 2019	
CONTAI APARTM The General Si Council, "Co the Council,	NERS B MENT OC Assembly ECTION ode" means and "exit	A BILL TO BE ENTITLED G THAT DOORSTEP REFUSE AND RECYCE E ALLOWED IN EXIT ACCESS CORRIGORY CUPANCIES UNDER CERTAIN CIRCUMSTATE of North Carolina enacts: 1. Definitions. – As used in this act, "Council" may the 2018 North Carolina Fire Prevention Code (obstruction and waste accumulation provisions" bstructions), 304.1 (Waste accumulation prohibited)	DORS OF CERTAIN ANCES. The seans the Building Code (NCFPC) as adopted by means sections 1031.2
amendment to and local government with respect to with respect to Since the contrary, code doorstep refu	that the Covernments to exit obs ECTION the enforcer and recover the contract that the covernment of	2. New Code amendment. — Until the effectuation is required to adopt pursuant to Section 4 enforcing the Code shall follow the provisions truction and waste accumulation. 3. Implementation. — Notwithstanding any provinent authorities with jurisdiction over apartment of yeling collection containers which stand upright thing upright in exit access corridors as follows:	of this act, the Council of Section 3 of this act asion of the Code to the occupancies shall permit
(1) With	respect to apartment occupancies with enclosed following conditions exist: The maximum doorstep refuse and recycling of does not exceed 13 gallons and the number exceed one refuse and one recycling collection two containers per apartment occupancy. Waste in a doorstep refuse and recycling collection placed in the exit access corridors for single hours.	collection container size of containers does not a container for a total of lection container is not periods exceeding five
	c.	Doorstep refuse and recycling collection conta	iners do not occupy the



exit access corridors for single periods exceeding 12 hours.

Doorstep refuse and recycling collection containers do not reduce the

means of egress width below that required under sections 1005 and



1020.2 of the Code.

1		this subdivision, and, upon request, provide a copy of such policies
2	, •	and procedures to the code enforcement authority having jurisdiction.
3	(2)	In apartment occupancies with open-air corridors or balconies served by
4		exterior exit stairs, when all of the following conditions exist:
5		a. The maximum doorstep refuse and recycling collection container size
6		does not exceed 27 gallons and the number of containers does not
7		exceed one refuse and one recycling collection container for a total of
8		two containers per apartment occupancy.
9		b. Waste in a doorstep refuse and recycling collection container is not
10 11		placed in the exit access corridors for single periods exceeding five hours.
12		c. Doorstep refuse and recycling collection containers do not reduce the
13		means of egress width below that required under sections 1005 and
14		1020.2 of the Code.
15		d. Management staff of the apartment occupancy have written policies
16		and procedures in place and enforce them to ensure compliance with
17		this subdivision, and, upon request, provide a copy of such policies
18		and procedures to the code enforcement authority having jurisdiction.
19	(3)	The code enforcement authority having jurisdiction may approve alternative
20		containers and storage arrangements that are demonstrated to provide an
21		equivalent level of safety to that provided under subdivisions (1) and (2) of
22		this section.
23	(4)	To provide a transition period for compliance with the requirements of this
24		section, code enforcement authorities having jurisdiction shall allow
25		apartment occupancies a phase in period until December 31, 2020, to comply
26		with this subsection.
27	(5)	The use of doorstep refuse and recycling collection containers in apartment
28		occupancies with exit access corridors or open-air corridors with balconies
29		served by exterior exit stairs is revocable by the fire code enforcement official
30		having jurisdiction for violations of sub-subdivisions (1)e. and (2)d. of Section
31	OTE O	3 of this act.
32		TION 4. Rule-making authority. – Notwithstanding G.S. 150B-19(4), the
33		vise the exit obstruction and waste accumulation provisions of the NCFPC in a
34		ively identical to the provisions of Section 3 of this act.
35 36		TION 5. Sunset. – Section 3 of this act expires on the date that permanent rules
36 37	rules to impleme	at to Section 4 of this act become effective. The Council may adopt temporary
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SECTION 6. Effective date. – This act becomes effective July 1, 2019.

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