

EXHIBIT 17

Adopt the *International Building Code 2006* with the following amendments:

1. Amend Section 101.1 as follows:

101.1 Title. These regulations shall be known as the *Building Code* of [NAME OF JURISDICTION] the State of New Hampshire hereinafter referred to as "this code."

2. Amend Section 101.2 as follows:

101.2 Scope. The provisions of this code shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy. Location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

Exception: Detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not having more than three stories high with separate means of egress and their accessory structures shall comply with the ~~International Residential Code~~.

3. Amend Section 101.4 as follows:

101.4 Referenced codes. The other codes listed in §101.4.1 through §101.4.7 and referenced elsewhere in this code shall be considered part of the requirements of this code to the prescribed extent of each such reference.

~~**101.4.1 Electrical.** The provisions of the *ICC Electrical Code* shall apply to the installation of electrical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and appurtenances thereto.~~

~~**101.4.2 Gas.** The provisions of the *International Fuel Gas Code* shall apply to the installation of gas piping from the point of delivery, gas appliances and related accessories as covered in this code. These requirements apply to gas piping systems extending from the point of delivery to the inlet connections of appliances and the installation and operation of residential and commercial gas appliances and related accessories.~~

101.4.3 Mechanical. The provisions of the *International Mechanical Code* shall apply to the installation, alterations, repairs, and replacement of mechanical systems, including equipment, appliances, fixtures, fittings and/or appurtenances, including ventilating, heating, cooling, air-conditioning and refrigeration systems, incinerators, and other energy-related systems.

101.4.4 Plumbing. The provisions of the *International Plumbing Code* shall apply to the installation, alterations, repairs and replacement of plumbing systems, including equipment, appliances, fixtures, fittings and appurtenances, and where connected to a water or sewage system and all aspects of a medical gas system. The provisions of the *International Private Sewage Disposal Code* shall apply to private sewage disposal systems.

~~**101.4.5 Property maintenance.** The provisions of the *International Property Maintenance Code* shall apply to existing structures and premises; equipment and facilities; light, ventilation, space heating, sanitation, life and fire safety, hazards; responsibilities of owners, operators and occupants; and occupancy of existing premises and structures.~~

101.4.6 Fire prevention. The provisions of the *International Fire Code* shall apply to matters affecting or relating to structures, processes and premises from the hazard of fire and explosion arising from the storage, handling or use of structures, materials or devices; from conditions hazardous to life, property or public welfare in the occupancy of structures or premises; and from the construction, extension, repair, alteration or removal of fire suppression and alarm systems or fire hazards in the structure or on the premises from occupancy or operation.

101.4.7 Energy. The provisions of the *International Energy Conservation Code* shall apply to all matters governing the design and construction of buildings for energy efficiency.

4. Amend Section 202 by adding the following:

Townhouse. A single-family dwelling unit constructed in a group of three or more attached units in which each unit extends from foundation to roof and with open space on at least two sides.

5. Amend Section 906 as follows:

PORTABLE FIRE EXTINGUISHERS

906.1 General. Portable fire extinguishers shall be provided in occupancies and locations as required by the *International Fire Code*.

906.1 Where required. Portable fire extinguishers shall be installed in the following locations:

1. In new and existing Group A, B, E, F, H, I, M, R-1, R-2, R-4 and S occupancies.

Exception: In new and existing Group A, B and E occupancies equipped throughout with quick-response sprinklers, portable fire extinguishers shall be required only in locations specified in Items 2 through 6.

1. Within 30 feet (9144 mm) of commercial cooking equipment.
2. In areas where flammable or combustible liquids are stored, used or dispersed.
3. On each floor of structures under construction, except Group R-3 occupancies, in accordance with Section 3309.
4. Special hazard areas, including but not limited to laboratories, computer rooms and generator rooms, where required by the code official.

906.2 General requirements. Portable fire extinguishers shall be selected, installed and maintained in accordance with NFPA 10.

906.3 Conspicuous location. Portable fire extinguishers shall be located in conspicuous locations where they will be readily accessible and immediately available for use. These locations shall be along normal paths of travel, unless the code official determines that the hazard posed indicates the need for placement away from normal paths of travel.

906.4 Unobstructed and unobscured. Portable fire extinguishers shall not be obstructed or obscured from view. In rooms or areas in which visual obstruction cannot be completely avoided, means shall be provided to indicate the locations of extinguishers.

906.5 Hangers and brackets. Hand-held portable fire extinguishers, not housed in cabinets, shall be installed on the hangers or brackets supplied. Hangers or brackets shall be securely anchored to the mounting surface in accordance with the manufacturer's installation instructions.

906.6 Cabinets. Cabinets used to house portable fire extinguishers shall not be locked.

Exceptions:

1. Where portable fire extinguishers subject to malicious use or damage are provided with a means of ready access.
2. In Group I-3 occupancies and in mental health areas in Group I-2 occupancies, access to portable fire extinguishers shall be permitted to be locked or to be located in staff locations provided the staff has keys.

906.7 Height above floor. Portable fire extinguishers having a gross weight not exceeding 40 pounds (18 kg) shall be installed so that its top is not more than 5 feet (1524 mm) above the floor. Hand-held portable fire extinguishers having a gross weight exceeding 40 pounds (18 kg) shall be installed so that its top is not more than 3.5 feet (1067 mm) above the floor. The clearance between the floor and the bottom of installed hand-held extinguishers shall not be less than 4 inches (102 mm).

6. Amend Section 2902.02 as follows:

2902.2 Separate facilities. Where plumbing fixtures are required, separate facilities shall be provided for each sex.

Exceptions:

1. Separate facilities shall not be required for dwelling units and sleeping units.
2. Separate facilities shall not be required in structures or tenant spaces with a total occupant load, including both the employees and customers, of 15 or less.
3. Separate facilities shall not be required in mercantile occupancies in which the maximum occupant load is 50 or less.
4. Separate employee facilities shall not be required in occupancies in which 15 or less people are employed.
5. Separate facilities shall not be required in assembly occupancies that serve food with a total occupant load, including both employees and customers of less than 25.

Adopt the *International Plumbing Code 2006* with the following amendments:

1. Amend Section 101.1 as follows:

101.1 Title. These regulations shall be known as the *International Plumbing Code* of ~~[NAME OF JURISDICTION]~~ the State of New Hampshire hereinafter referred to as "this code."

2. Amend Section 101.2 as follows:

101.2 Scope. The provisions of this code shall apply to the erection, installation, alteration, repairs, relocation, replacement, addition to, use or maintenance of plumbing systems within this jurisdiction. This code shall also regulate nonflammable medical gas, inhalation anesthetic, vacuum piping, nonmedical oxygen systems and sanitary and condensate vacuum collection systems. ~~The installation of fuel gas distribution piping and equipment, fuel gas fired water heaters, and water heater venting systems shall be regulated by the International Fuel Gas Code. Provisions in the appendices shall not apply unless specifically adopted.~~

Exception: Detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not having more than three stories high with separate means of egress and their accessory structures ~~shall comply with the~~ *International Residential Code*.

3. Amend Section 104.2 as follows:

104.2 Rule-making authority. The code official shall have authority as necessary in the interest of public health, safety and general welfare to adopt and promulgate written rules and regulations to interpret and implement the provisions of this code to secure the intent thereof and to designate requirements applicable because of local climatic or other conditions. Such rules shall not have the effect of waiving structural or fire performance requirements specifically provided for in this code, or of violating accepted engineering practice involving public safety."

4. Amend Section 106.6.2 as follows:

106.6.2 Fee schedule. The fees for mechanical work shall be as indicated by administrative rules Plu 306.01 and/or as determined by the local jurisdiction ~~in the following schedule.~~

~~[JURISDICTION TO INSERT APPROPRIATE SCHEDULE]~~

5. Delete Section 106.6.3 as follows:

~~**106.6.3 Fee refunds.** The code official shall authorize the refunding of fees as follows.~~

- ~~1. The full amount of any fee paid hereunder which was erroneously paid or collected.~~
- ~~2. Not more than [SPECIFY PERCENTAGE] percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.~~

3. ~~Not more than [SPECIFY PERCENTAGE] percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

~~The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.~~

6. Amend Section 108.4 as follows:

108.4 Violation penalties. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair plumbing work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be ~~guilty of a [SPECIFY OFFENSE] punishable by a fine of not more than [AMOUNT] dollars or by imprisonment not exceeding [NUMBER OF DAYS], or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense~~ subject to the penalty provisions prescribed by RSA 155-A:8 and RSA 329-A:18, I.

7. Amend Section 108.5 as follows:

108.5 Stop work orders. Upon notice from the code official that plumbing system is being done contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be ~~liable for a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars~~ subject to the penalty provisions prescribed by RSA 155-A:8 and RSA 329-A:18, I.

8. Amend Section 202 by adding the following:

Townhouse. A single-family dwelling unit constructed in a group of three or more attached units in which each unit extends from foundation to roof and with open space on at least two sides.

9. Amend Section 305.6.1 as follows:

305.6.1 Sewer depth. Building sewers that connect to private sewage disposal systems shall conform to RSA 485-A relative to minimum depth below finished grade be a minimum [NUMBER] inches (mm) below finished grade at the point of septic tank connection. Building sewers that connect to public sewers shall be a minimum depth of [NUMBER] 48 inches (1219 mm) below grade or adequately insulated to afford the same protection whenever a condition arises that the 4 feet cannot be attained.

10. Amend Section 605.22.2 as follows:

605.22.2 Solvent cementing. Joint surfaces shall be clean and free from moisture. A ~~purple~~ primer that conforms to ASTM F 656 shall be applied. Solvent cement not purple in color and conforming to ASTM

D 2564 or CSA CAN/CSA-B137.3 shall be applied to all joint surfaces. The joint shall be made while the cement is wet and shall be in accordance with ASTM 2855. Solvent-cement joints shall be permitted above or below ground.

11. Amend Section 701.2 as follows:

701.2 Sewer required. Every building in which plumbing fixtures are installed and all premises having drainage piping shall be connected to a public sewer, where available, or an approved private sewage disposal system in accordance with ~~the International Private Sewage Disposal Code~~ RSA 485-A:29-44.

12. Amend Section 705.8.2 as follows:

Section 705.8.2 Solvent cementing. Joint surfaces shall be clean and free from moisture. A ~~purple~~ primer that conforms to ASTM F 656 shall be applied. Solvent cement not purple in color and conforming to ASTM D 2564 or CSA CAN/CSA-B137.3, CSA CAN/CSA-B181.2 or CSA CAN/CSA-B182 shall be applied to all joint surfaces. The joint shall be made while the cement is wet and shall be in accordance with ASTM 2855. Solvent-cement joints shall be permitted above or below ground.

13. Amend Section 705.14.2 as follows:

Section 705.14.2 Solvent cementing. Joint surfaces shall be clean and free from moisture. A ~~purple~~ primer that conforms to ASTM F 656 shall be applied. Solvent cement not purple in color and conforming to ASTM D 2564 or CSA CAN/CSA-B137.3, CSA CAN/CSA-B181.2 or CSA CAN/CSA-B182 shall be applied to all joint surfaces. The joint shall be made while the cement is wet and shall be in accordance with ASTM 2855. Solvent-cement joints shall be permitted above or below ground.

14. Amend Section 904.1 as follows:

Section 904.1 Roof extension. All open pipes that extend through a roof shall be terminated at least ~~[NUMBER]~~ 12 inches (305 mm) above the roof, except that where a roof is to be used for any purpose other than weather protection, the vent extensions shall be run at least 7 feet above the roof.

15. Amend Section 403.2 as follows:

403.2 Separate facilities. Where plumbing fixtures are required, separate facilities shall be provided for each sex.

Exceptions:

1. Separate facilities shall not be required for dwelling units and sleeping units.
2. Separate facilities shall not be required in structures or tenant spaces with a total occupant load, including both the employees and customers, of 15 or less.
3. Separate facilities shall not be required in mercantile occupancies in which the maximum occupant load is 50 or less.

4. Separate employee facilities shall not be required in occupancies in which 15 or less people are employed.
5. Separate facilities shall not be required in assembly occupancies that serve food with a total occupant load, including both employees and customers of less than 25.

Adopt the *International Mechanical Code 2006* with the following amendments:

1. Amend Section 101.1 as follows:

101.1 Title. These regulations shall be known as the *Mechanical Code* of [NAME OF JURISDICTION] the State of New Hampshire hereinafter referred to as "this code."

2. Amend Section 101.2 as follows:

101.2 Scope. This code shall regulate 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. This code shall also regulate those mechanical systems, system components, equipment and appliances specifically addressed herein. ~~The installation of fuel gas distribution piping and equipment, fuel gas-fired appliances and fuel gas-fired appliance venting systems shall be regulated by the International Fuel Gas Code.~~

Exception: Detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not having more than three stories high with separate means of egress and their accessory structures shall comply with the *International Residential Code*.

3. Amend Section 106.5.2 as follows:

106.5.2 Fee schedule. The fees for mechanical work shall be as ~~indicated in the following schedule determined by local jurisdiction.~~

~~[JURISDICTION TO INSERT APPROPRIATE SCHEDULE]~~

4. Delete Section 106.5.3 as follows:

~~**106.5.3 Fee refunds.** The code official shall authorize the refunding of fees as follows:~~

- ~~1. The full amount of any fee paid hereunder which was erroneously paid or collected.~~
- ~~2. Not more than [SPECIFY PERCENTAGE] percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.~~
- ~~3. Not more than [SPECIFY PERCENTAGE] percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

~~The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.~~

5. Amend Section 108.4 as follows:

108.4 Violation penalties. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair mechanical work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be ~~guilty of a [SPECIFY OFFENSE] punishable by a fine of not more than [AMOUNT] dollars or by imprisonment not exceeding [NUMBER OF DAYS], or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense~~ subject to the penalty provisions prescribed by RSA 155-A:8.

6. Amend Section 108.5 as follows:

108.5 Stop work orders. Upon notice from the code official that mechanical work is being done contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be ~~liable for a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars~~ subject to the penalty provisions prescribed by RSA 155-A:8.

7. Amend Section 202 by adding the following:

Townhouse. A single-family dwelling unit constructed in a group of three or more attached units in which each unit extends from foundation to roof and with open space on at least two sides.

Adopt the *International Energy Conservation Code 2006* with the following amendments:

1. Amend Section 101.1 as follows:

101.1 Title. These regulations shall be known as the *International Energy Conservation Code* of [NAME OF JURISDICTION] the State of New Hampshire hereinafter referred to as "this code."

2. Amend Section 101.2 as follows:

101.2 Scope. This Code applies to residential and commercial buildings.

Exception: Detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with PUC 1800 Rules.

3. Amend Section 101.5 as follows:

101.5 Compliance: Residential Buildings shall meet the provisions of Chapter 4. Commercial buildings shall meet the provisions of Chapter 5.

Exception: Any structure three stories or less above grade plane in height and less than 4,000 ft² (372 m²) in gross floor area are permitted to show compliance based on Chapter 4.

101.5.1 Compliance materials. (no change)

101.5.2 Low energy buildings. The following buildings, or portions thereof, separated from the remainder of the building by building thermal envelope assemblies complying with the code shall be exempt from the building thermal envelope provisions of this code:

1. Those with a peak design rate of energy usage less than 3.4 Btu/h.ft² (10.7 W/m²) or 1.0 watt/ft² (10.7 W/m²) of floor area for space conditioning purposes.
2. Those that do not contain conditioned space.
3. Greenhouses that are provided with a separate temperature control system.

4. Amend Section 403.4 as follows:

403.4 Circulating hot water systems. All circulating service hot water piping shall be insulated to at least R-2. Circulating hot water systems shall include an automatic or readily accessible manual switch that can turn off the hot water circulating pump when the system is not in use.

403.4.1. Circulating domestic hot water pipes shall be insulated to a minimum of R-4 and non-circulating domestic hot water pipes in unconditioned spaces shall be insulated to a minimum of R-4.

5. Amend Section 504.5 as follows:

504.5 Pipe insulation. (no change).

504.5.1. Circulating domestic hot water pipes shall be insulated to a minimum of R-4 and non-circulating domestic hot water pipes in unconditioned spaces shall be insulated to a minimum of R-4.