

BROOKLINE PLANNING BOARD

Section 300

Proposed deleted items- Proposed changes

Amendment No.2

300.00 GENERAL PROVISIONS

301.00 No junk-yard or place for the storage of discarded machinery, vehicles, glass, paper, cordage, garbage, refuse, or other waste or discarded materials shall be maintained in the Town, exclusive of the area known as the ~~Town Dump~~Transfer Station.

302.00 No owner or occupant of the land shall permit fire or other ruins to be left, but shall remove same to ground level within one year.

303.00 Sanitary Protection

~~303.01~~ No waste waters or sewage shall be permitted to run free into a public water body or be discharged in any way that may be offensive or detrimental to health.

~~303.02~~ All dwellings and sanitary systems ~~should~~shall be constructed and maintained in accordance with this Ordinance, the Land Use Laws and all applicable laws including, without limitation, RSA 485-A "Water Pollution and Waste Disposal;" The New Hampshire Code of Administrative Rules Env-Wq 1000 "Subdivisions: Individual Sewage Disposal Systems" and in addition, standards set and enforced by the New Hampshire Water Supply and Pollution Control Commission.

304.00 Within the Regulatory Floodway, any development or encroachment (including fill) which would result in any increase in flood levels during the base flood discharge is prohibited.

305.00 No subsurface storage of petroleum or related products (including gasoline) and the subsurface transmission of petroleum or related products through pipelines shall be allowed within Town, with the following exceptions: 1) Propane or liquefied natural gas; 2) Storage tanks not in excess of 1,100 gallons. Storage tanks in excess of 1,100 gallons must comply with the New Hampshire Water Supply and Pollution Control Division's Code of Administrative Rules Part Ws 411, Control of Nonresidential Underground Storage and Handling of Oil and Petroleum Liquids.

306.00 For the purpose of this part, "development" is defined to mean "any man-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations."

307.00 Building ~~Permits~~Code –

~~307.01~~ The State of New Hampshire Building Code pursuant to RSA 155-A including adopted Appendix Chapters and amendments, shall govern and regulate the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of all dwelling units and all commercial and industrial buildings in the Town of Brookline, said Codes also provide for the issuance of permits and collection of fees. Accessory Buildings of 100 square feet or less shall not require a building permit but shall be required to meet all setback requirements.

307.2 The Town of Brookline, acting through its Building Inspector, appointed as set forth in Section XXXXX and in accordance with RSA 674:51, enforces the NH State Code, including,

without limitation, the following ICC and other Codes, versions of which are adopted from time to time by the State, with NH amendments, as part of the NH State Code, and other requirements incorporated by reference in the NH State Code:

- a. The International Building Code (IBC)
- b. International Existing Building Code (IEBC)
- c. International Residential Code (IRC)
- d. International Energy Conservation Code (IECC)
- e. International Mechanical Code (IMC)
- f. International Plumbing Code (IPC)
- g. Property Management Code
- h. National Electrical Code (NEC)
- i. NFPA 1 Fire code as amended by Saf-C-6000 2015
- j. NFPA 101 Life Safety Code as amended by Saf-C-6000 2015
- k. International Swimming Pool and Spa Code (ISPSC)
- l. International Fuel Gas Code (IFGC)

The design, construction, demolition, relocation, remodeling, alteration, reconstruction, use, occupancy and maintenance of all structures in the Town of Brookline, and activities relating thereto, shall comply with all the requirements of this Ordinance, the Zoning Ordinance, including, without limitation, all site plan review and other requirements, all other Land Use Laws, the NH State Code and all Applicable Laws.

308.00 Enforcement

308.01 The Select Board shall appoint and replace, as appropriate, a Building Inspector (the "Building Inspector"), whose duty it shall be to administer and enforce the provisions of this Ordinance and the NH State Code in accordance with RSA Chapters 674 and 676. In addition, the Building Inspector, acting as the Zoning Enforcement Officer, shall enforce the provisions of the Zoning Ordinance, as set forth in Section 2500.

308.02 ~~308.00~~ When a Notice of Violation or a Cease and Desist Order has been, or is to be issued, on a property, no ~~new permits~~ new permits such as, but not limited to, building permits, electrical permits, Certificates of Occupancy, etc., will be issued until the Notice of Violation or Cease and Desist Order has been resolved and rescinded in writing.