

Title 55 PUBLIC SAFETY

Part VI. Uniform Construction Code Enforcement

Editor's Note: The Uniform Construction Code, LAC 55:VI.Chapters 1-3, has been moved to LAC 17-Construction.

Chapter 5. Enforcement of Louisiana State Uniform Construction Code

§501. General

A. Effective January 1, 2007, all municipalities and parishes shall enforce the Louisiana State Uniform Construction Code. Municipalities and parishes may establish agreements with other governmental entities or registered and certified third party providers to issue permits and enforce the state uniform construction code. No municipality or parish shall require that residential building plans for one and two family dwellings be prepared or stamped by a licensed architect or engineer if the dwelling falls within the prescriptive codes of the Louisiana State Uniform Construction Code, except as required by Chapter 12 of the Louisiana State Plumbing Code.

viii. not located in an approved subdivision within a jurisdiction:

(a). for purposes of this Section, residence shall have the following meaning: a dwelling unit used or occupied or intended to be used or occupied for permanent living purposes as opposed to one's place of temporary sojourn.

B. Exemptions to State Uniform Construction Code

1. The governing authority of a parish or municipality may not enforce the Louisiana State Uniform Construction Code pertaining to the construction or improvement of a farm structure or private outdoor recreational structure. For private outdoor recreational structures only, the property owner of record, in applying for an exemption, shall execute an affidavit attesting to the property's or structure's exempt status. The affidavit shall be filed into the parish conveyance records.

AUTHORITY NOTE: 40:1730.22(C) and (D).

HISTORICAL NOTE:

Public Safety and Corrections, State Uniform Construction Code Council, LR 33:291 (February 2007).

§503. Farm or Recreational Structures

A. Definitions

1. For the purposes of these regulations the words defined in this Section have the following meaning.

Farm Structure—a structure which is constructed on a farm, other than a residence or structure attached to it, for use on the farm including, but not limited to barns, sheds and poultry houses.

Private Outdoor Recreational Structure—a hunting or fishing camp or other structure that is:

- i. not used as a residence;
- ii. not attached to a residence;
- iii. not utilizing the same physical address of a residence;
- iv. not located on the same property as a residence;
- v. not capable of qualifying for a homestead exemption;
- vi. not used for commercial purposes;
- vii. not located within the corporate limits of a municipality; and

Promulgated in accordance with R.S.

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AUTHORITY NOTE: 40:1730.22(C) and (D).

HISTORICAL NOTE:

Public Safety and Corrections, State Uniform Construction Code Council, LR 33:291 (February 2007), amended LR 34:2407 (November 2008).

§504. Exemption for Industrial Facilities

A. For purposes of R.S. 1730.29, the exemption (excluding the applicable requirements of the Louisiana State Plumbing Code) for industrial facilities shall apply to any structure or building constructed inside the restricted access area of the facility. However, any structure or building that is constructed outside the restricted access area of the facility or any structure or building located inside the restricted access area of the facility that is accessible by the public are subject to the requirements of the Louisiana State Uniform Construction Code.

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HISTORICAL NOTE:

Public Safety and Corrections, State Uniform Construction Code Council, LR 34:2408 (November 2008).

AUTHORITY NOTE: 40:1730.22(C) and (D).

HISTORICAL NOTE:

Public Safety and Corrections, Uniform Construction Code Council, LR 33:1683 (August 2007), amended LR 35:2819 (December 2009), repromulgated LR 36:327 (February 2010).