



State of New Jersey
DEPARTMENT OF COMMUNITY AFFAIRS
101 SOUTH BROAD STREET
PO BOX 802
TRENTON, NJ 08625-0802

Philip D. Murphy
Governor

Lt. Governor Sheila Y. Oliver
Commissioner

SUMMARY OF RULE CHANGES IN MARCH 5, 2018 TRANSMITTAL

December 18, 2017, *New Jersey Register*

N.J.A.C. 5:23-2.34 – New rules address safety concerns related to the usage of crane equipment.

January 16, 2018, *New Jersey Register*

Amendments not listed update cross references and section titles. All others are as follows:

N.J.A.C. 5:23-2.2 – The amendments state that equipment, process, or operations that involve dust explosion hazards should not be considered manufacturing, production, or process equipment, and are therefore regulated by the UCC.

N.J.A.C. 5:23-2.6 and 2.23 – These sections are amended for consistency to incorporate language which addresses the need for a new certificate of occupancy to change back to a previous occupancy in both sections.

N.J.A.C. 5:23-2.15(a)6 and 2.20(b) – The amendments clarify the requirement for a special inspection for smoke control systems.

N.J.A.C. 5:23-2.15(b)3 – The amendments require that contractors list their certification number when applying for a permit that involves liquefied petroleum gas (LPG) service work.

N.J.A.C. 5:23-2.37 – The amendments create an exception to the requirement for documentation from the utility for a disconnect prior to elevation.

N.J.A.C. 5:23-3.4 – The inspection responsibility for backflow preventers on dedicated fire service supply lines was designated to the fire inspector/subcode official. The list of work to be inspected by the mechanical inspector was updated to match the work to be inspected by the plumbing subcode; this is also updated at **N.J.A.C. 5:23-5.3(a)1**.

N.J.A.C. 5:23-3.11, 3.14, and 6.31 – Amendments provide a definition for Cooperative Sober Living Residences (CSLRs), establish that the Department is the sole enforcing

agency for CSLRs, and address the issue of a change in the character of use of a single-family dwelling of group R-3 or R-5 to a CSLR.

March 5, 2018, *New Jersey Register*

N.J.A.C. 5:23-1.4 – “Prior approvals” are removed as a restriction from considering a project as minor work.

N.J.A.C. 5:23-2.7(c)1 – Ordinary building maintenance has been expanded in various ways including interior and exterior finishes; roofing; flooring; insulation; screens; storable spas or hot tubs; and gutters and leaders.

N.J.A.C. 5:23-2.7(c)2 – Ordinary plumbing maintenance has been expanded to account for the replacement of hose bib valves in all structures; the repair of leaks involving pipes; the replacement of valves; the replacement of traps related to culinary sinks; and the replacement of domestic dishwashers.

N.J.A.C. 5:23-2.7(c)3 – Ordinary electrical maintenance has been expanded to account for the replacement of receptacles, switches, or lighting fixtures; the replacement of kitchen range hoods; the installation of burglar alarms, security systems, and door bells; and plug in irrigation landscape units.

N.J.A.C. 5:23-2.7(c)5v – Ordinary heating, ventilation, and air conditioning maintenance has been expanded to include the replacement of domestic clothes dryers, stoves, and ovens in dwelling units; and the application of liquid applied lining material inside an existing chimney.

N.J.A.C. 5:23-2.14 – The size of garden-type utility sheds and similar structures for which a construction permit is not required is increased from 100 to 200 square feet.

N.J.A.C. 5:23-2.17A(b)1 and 2 – The amendments update how to provide notice to the local enforcing agency that a minor work project has begun to reflect more recent technology.

N.J.A.C. 5:23-2.17A(c)3 – The amendments allow for the replacement of boilers within the jurisdiction of the UCC; limit the replacement of existing wiring; classify all fishing as minor work; allow for the installation of radon mitigation systems in all uses as long as there is no new electrical work; and add doorbells to the list of items that may be installed as minor work in structures other than one- and two-family dwellings.

N.J.A.C. 5:23-2.17A (d)1 – Reflecting the concern for safety inherent in the inspection requirements, the inspection timeframe would be changed from within 30 days to within three business days after completion of the work.

NOTE: This summary lists only those changes to the regulations initiated by the Department of Community Affairs. There may be other replacement pages included in this transmittal as a result of formatting changes (changes to the arrangement of text on the page) made by the publisher, administrative corrections made by the Office of Administrative Law, or recently decided court cases which are listed in the notes following each section.

Notices of Adoption – *New Jersey Register* – December 18, 2017; January 16, 2018; March 5, 2018