

3. Any new fire escapes shall be constructed and installed in accordance with the Uniform Construction Code Formal Technical Opinion No. FTO-3 dated June 2001.

i. Access to a fire escape shall be through a door installed in accordance with the Uniform Construction Code Formal Technical Opinion No. FTO-3 dated June 2001, except that window access shall be permitted from single dwelling units or guestrooms in Use Groups R-1, R-2 and I-1 or when serving spaces having a maximum occupant load of 10 in other use groups.

(1) Exception: Window access shall be permitted to serve more than one guestroom for bed and breakfasts in Use Group R-1 provided that the window serves a floor with a maximum occupant load of 10 and that the window has a clear opening of at least 5.7 square feet, a minimum net clear opening of 24 inches in height, a minimum net clear opening of 20 inches in width, and a sill height of not more than 44 inches above the finished floor.

(2) For bed and breakfasts in Use Group R-1, where a door is required because the occupant load served exceeds 10, the door shall have a clear opening of at least 10 square feet, a minimum net clear opening of 54 inches in height and a minimum net clear opening of 24 inches in width.

4.-7. (No change.)

(b)-(o) (No change.)

5:70-4.13 Protection of interior stairways and other vertical openings

(a)-(b) (No change.)

(c) Interior stairways and other vertical openings connecting no more than three levels shall be enclosed with approved assemblies and opening protectives having a fire resistance as follows:

1.-9. (No change.)

10. In Use Group R-1, a minimum one-hour fire barrier shall be provided to protect all interior stairways and other vertical openings not exceeding three stories. Such fire barrier may be omitted:

i. (No change.)

ii. In buildings with not more than 25 guests in which the following conditions are met:

(1) (No change.)

(2) The building is protected throughout by an automatic fire alarm system, installed in accordance with the New Jersey Uniform Construction Code and supervised in accordance with N.J.A.C. 5:70-4.9(c); and

(3) Every sleeping room above the second floor or more than 16 feet above grade is provided with direct access to a fire escape or other approved secondary exit or any exit access corridor exceeding 20 feet in length which serves two means of egress, at least one of which is an unprotected vertical opening, shall be separated from the vertical opening by a one-hour fire barrier.

11. (No change.)

(a)

DIVISION OF FIRE SAFETY

Uniform Fire Code

Mattresses

Adopted New Rule: N.J.A.C. 5:70-2.25

Proposed: June 6, 2011 at 43 N.J.R. 1310(a).

Adopted: April 2, 2012 by Richard E. Constable, III, Acting

Commissioner, Department of Community Affairs.

Filed: April 3, 2012 as R.2012 d.084, **without change**.

Authority: N.J.S.A. 52:27D-198.16.

Effective Date: May 7, 2012.

Expiration Date: September 15, 2017.

Summary of Public Comment and Agency Response:

A comment was submitted by Seth Jacobson, Citizens for Fire Safety.

COMMENT: The national fire safety organization Citizens for Fire Safety supports the proposed new rule.

RESPONSE: The Department thanks this organization for their support.

Federal Standards Statement

The technical provisions of the adopted new rule are the same as those imposed by Federal law (Title 16 of the Code of Federal Regulations, Part 1633) that requires all mattresses for sale or sold in commerce to meet the promulgated flammability requirements and exhibit labeling attesting to same. The adopted new rule is not otherwise subject to any standards or requirements imposed by Federal laws. Therefore, a Federal standards analysis is not required.

Full text of the adoption follows:

5:70-2.25 Mattresses

All mattresses offered for sale or sold in New Jersey must meet the fire performance standards codified at Title 16 of the Code of Federal Regulations, Part 1633, incorporated herein by reference, as amended and supplemented.

ENVIRONMENTAL PROTECTION

(b)

SITE REMEDIATION PROGRAM

Administrative Requirements for the Remediation of Contaminated Sites and Technical Requirements for Site Remediation

Adopted Amendments: N.J.A.C. 7:1E-5.7; 7:14A-3.1, 7.5, 8.7, and 22.4; 7:14B-1.4, 1.6, 1.7, 2.1 through 2.4, 2.6, 2.7, 3.1, 3.2, 3.5, 5.1, 5.4 through 5.9, 6.5, 6.7, 7.1 through 7.4, 8.1, 8.3, 9.1, 9.2, 9.4, 9.5, 10.1, 10.3, 10.4, 10.6, 10.8, 12.2, 12.4, 13.1, 13.2, 13.4, 13.8, 13.10, 15.1, 16.2 and 16.9; 7:26B-1.4, 1.5, 1.6, 1.8, 1.10, 1.11, 2.1, 3.2, 3.3, 3.4, 5.3, 5.4, 5.7, 5.9, and 7:26B Appendix C; 7:26C-1.1, 1.3 through 1.6, 2.1, 2.2, 2.3, 2.4, 3.2, 3.3, 4.1 through 4.8, 5, 6.2, 6.3, 6.4, 7.1, 7.2, 7.4 through 7.10, 9.5, 10.4, 10.6, 13.3, 13.4, 13.5, and 7:26C Appendix C; and 7:26D-1.4, 1.5, 2.2, 3.2, and 7:26D Appendices 4 and 5

Adopted Repeals and New Rules: N.J.A.C. 7:14B-3.7 and 12.1; 7:26B-8.1; 7:26C-1.2, 2.2, 2.5, and 7.3; and 7:26E

Adopted Repeals: N.J.A.C. 7:14B-1.8, 3.6, 3.8, 8.2, 8.4 through 8.8, 9.3, 12.3, and 14; 7:26B-1.7, 1.9, 3.3, 3.4, 4, 5.1, 5.2, 5.5, 5.6, 5.8, 6, 7, and 8.2 through 8.4; and 7:26C-2.3

Adopted New Rules: N.J.A.C. 7:26B-1.12, 3.3, and 3.4; and 7:26C-1.7, 1.8, 4.2, 4.5, 4.10, 7.2, 7.5, 7.6, 14, 15, 16, and 7:26C Appendices B and D

Proposed: August 15, 2011 at 43 N.J.R. 1935(a).

Adopted: April 12, 2012 by Bob Martin, Commissioner, Department of Environmental Protection.

Filed: April 13, 2012 as R. 2012 d.095, **with substantial and technical changes** not requiring additional public notice and opportunity for comment (see N.J.A.C. 1:30-6.3).

Authority: N.J.S.A. 13:1K-6 et seq., 58:23-11 et seq., 58:10A-21 et seq., 58:10B-1 et seq., and 58:10C-1 et seq.

DEP Docket Number: 12-11-07

Effective Date: May 7, 2012.

Expiration Date: February 27, 2014, N.J.A.C. 7:1E; December 2, 2015, N.J.A.C. 7:14A;