

**Ordinance No. 2025-561**

**AN ORDINANCE TO AMEND THE CITY OF NEW CASTLE  
MUNICIPAL CODE, CHAPTER 102 (BUILDING CONSTRUCTION),  
CHAPTER 103 (ONE-AND TWO-FAMILY DWELLINGS), CHAPTER  
162 (MECHANICAL STANDARDS), CHAPTER 163 (FUEL GAS  
STANDARDS), CHAPTER 164 (EXISTING BUILDING CODE),  
CHAPTER 165 (SWIMMING POOL AND SPA CODE), CHAPTER 181  
(PLUMBING CODE), CHAPTER 185 (PROPERTY MAINTENANCE  
CODE), TO ADOPT THE 2024 VERSIONS OF THE INTERNATIONAL  
CODE COUNCIL (“ICC”) CODES, INCLUDING TO REQUIRE  
RESIDENTIAL SPRINKLERS.**

**WHEREAS**, the Council of the City of New Castle (“City Council”) possesses the authority to adopt, amend, modify, or repeal The City of New Castle Municipal Code (“City Code”); and

**WHEREAS**, the City Council is charged with ensuring the health, safety, and welfare of the citizens of the City of New Castle by administering and enforcing the regulations of the building industry; and

**WHEREAS**, by the adoption of this Ordinance, the City Council intends to:

- (1) Amend and restate Chapter 102 of the City Code (Building Construction) consistent with the International Building Code, 2024 edition, with revisions;
- (2) Amend and restate Chapter 103 (Building Standards for One- and Two-Family Dwellings) consistent with the International Residential Code, 2024 edition, with revisions;
- (3) Amend and restate Chapter 162 (Mechanical Standards) consistent with and pursuant to Title 24, Chapter 18 of the Delaware Code, that the Office of Code Enforcement shall enforce the most recent version

of the International Mechanical Code published by the International Code Council as adopted by the State Board of Plumbing, Heating, Air Conditioning, Ventilation and Refrigeration Examiners;

- (4) Amend and restate Chapter 163 (Fuel Gas Standards) consistent with and pursuant to Title 24, Chapter 18 of the Delaware Code, that the Office of Code Enforcement shall enforce the most recent version of the International Fuel Gas Code published by the International Code Council as adopted by the State Board of Plumbing, Heating, Air Conditioning, Ventilation and Refrigeration Examiners;
- (5) Amend and restate Chapter 164 (Existing Building Code) consistent with the International Existing Building Code, 2024 edition, with revisions; and
- (6) Amend and restate Chapter 165 consistent with the International Swimming Pool and Spa Code, 2024 edition, with revisions;
- (7) Amend and restate Chapter 181 (Plumbing) consistent with and pursuant to Title 16, Chapter 79 of the Delaware Code, that the Office of Code Enforcement shall enforce the most recent version of the International Plumbing Code published by the International Code Council as adopted and modified by the Delaware Division of Public Health;
- (8) Amend and restate Chapter 185 (Property Maintenance) consistent with the International Property Maintenance Code, 2024 edition, with revisions; and

**WHEREAS**, the City Council finds that the provisions of this Ordinance are rationally and reasonably related to, substantially advance, and are narrowly tailored to achieve its goal of protecting and preserving legitimate governmental interests, including, but not limited to, the protection and preservation of the public health, safety, prosperity, general welfare and quality of life.

**NOW, THEREFORE**, making the express finding that the proposed changes outlined below enhance the health, safety, and welfare of the City of New Castle, be it ordained by the Council of the City of New Castle as follows:

**SECTION 1.** City Code Chapter 102, Building Construction, Section 102-3, Adoption of Standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

- A. Certain documents on file in the Office of Code Enforcement, being marked and designated as the “International Building Code, **20182024** Edition,” published by the International Code Council, Inc., are hereby adopted as the building code of the City, for the control of buildings and structures as provided in this chapter. The provisions of the International Building Code shall apply to the construction, alteration, movement, relocation, 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.
- B. Exception: Detached one- and two-family dwellings and multiple single family dwellings townhouses not more than three (3) stories above grade plane in height with separate means of egress, and their accessory structures not more than (3) stories above grade plane in height, shall comply with the International Residential Code, **20182024** edition, as adopted in Chapter 103 of this Code, with the amendments thereto prescribed in § 103-2.

**SECTION 2.** City Code Chapter 102, Building Construction, Section 102-4, Additions, insertions and changes, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

- A. The following sections of the International Building Code, **20182024** Edition, are hereby revised as follows. (Note: Although the International Building Code does not identify sections with a "B"

designation, such a designation is utilized to avoid any confusion as to which Code the amendment relates):

- (1) Section B101.1 . . . .
- (2) Section B103.1 entitled "Creation of enforcement agency" is hereby modified to delete reference to the "Department of Building Safety" and replace it with "Office of Code Enforcement." All references in the International Building Code, ~~2018~~2024 Edition, to the "Department of Building Safety" shall be interpreted to mean the "Office of Code Enforcement" of the City of New Castle.
- (3) Section B103.1 entitled "Creation of enforcement agency" is hereby modified to delete reference to the "building official" and replace it with the "Code Official" which shall mean that member of the Office of Code Enforcement charged by City Council with the enforcement of the provisions of this Chapter or his or her designee. All references in the International Building Code, ~~2018~~2024 Edition, to the "building official" shall be interpreted to mean the "Code Official" of the City of New Castle.

....

- (12) Section B115.~~3~~5 entitled **"Unlawful continuance" Failure to Comply** is hereby amended to read as follows:

**B115-5B115.4. Unlawful continuanceFailure to Comply.**  
Any person who shall continue any work in or about the structure 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 to a fine of not less than \$25 or more than \$1,000.

- (13) Section B1612.3 entitled "Establishment of flood hazard areas"

to insert "the City of New Castle" as the applicable jurisdiction and "January 22, 2020" as the date of the Flood Insurance Study.

- (14) Section B305.2, Group E, Day care facilities, is amended in the ~~third~~first line by deleting the phrase "five children" and substituting the phrase "twelve children."
- (15) Section B305.2.3, Five or fewer children in a dwelling unit, is amended in the title and the ~~third~~first line by deleting the word "five" and substituting the word "twelve."
- (16) Section B308.5, Institutional Group 1-4, day care facilities, is amended in the ~~third~~second line by deleting the phrase "persons" and substituting the phrase "adults or more than 12 children."
- (17) Section B308.5.1, Classification as Group E, is amended in the ~~second~~first line by deleting the word "five" and substituting the word "twelve."
- (18) Section B308.5.4, Five or fewer persons receiving care in a dwelling unit, is amended in the title and ~~third~~first line by deleting the phrase "Five or fewer persons" and substituting "More than five adults or more than 12 children of any age."
- (19) Section B310.4, Residential Group R-3, is amended in the ~~seventh~~third line by deleting the word "persons" and substituting the phrase "adults or 12 or fewer children."
- (20) Section B310.4.1, Care facilities within a dwelling, is amended in the ~~second~~first line by deleting the word "persons" and substituting the phrase "adults or 12 or fewer children" and ~~in~~ ~~the fourth, fifth and sixth lines~~ by deleting the phrase "an automatic sprinkler system is installed in accordance with Section 903.3.1.3 or Section P2904 of the International

Residential Code" and substituting the phrase "the following restrictions are met: (i) A license shall be obtained from the State of Delaware Department of Services of Children, Youth, and Their Families. All regulations of such Department shall be met; (ii) Rooms to be occupied by infants shall have a direct path of egress, on the same floor level, to the exterior of the house; (iii) Smoke alarms shall be installed in accordance with Section B907; (iv) Carbon monoxide detection shall be installed in accordance with Section B915."

....

- (24) Section B907.2.1, Group A, is amended in the ~~fifth, sixth, and seventh~~second and third lines by deleting the phrase "or where the Group A occupant load is more than 100 persons above or below the lowest level of exit discharge."
- (25) Section B1023.9, Stairway identification signs, is amended in the ~~third~~second line by deleting the word "three" and substituting the word "two."
- (26) Section B1025.1, General, is amended in the second and third lines by deleting the phrase "high-rise buildings" and substituting the phrase "buildings having three or more stories above or below the level of exit discharge."

....

- (29) ~~Section B1608.2, Ground snow loads, is amended to indicate the ground snow loads to be used in determining the design snow loads for roofs is 25 pounds per square foot.~~

....

- (31) [[Establishment of flood hazard areas, is clarified to depict that

the effective date of the most recent FIRM maps for New Castle City are February 4, 2015 and January 22, 2020 encompasses Map Numbers 10003C0: 158K; 161L; 162K; 163L; 164K; and 166K and all revisions defined by FEMA FIRM maps.]]

(32) Section B1612.3.2, Determination of impacts, is amended in the ~~sixth~~third line by deleting the phrase "one foot (305 mm)" and substituting the phrase "0.1 foot."

....

(38) Section ~~B2205.1~~B2202.1, General, is amended by adding the following sentence at the beginning of the paragraph: "The structural engineer of record shall be responsible for the design and adequacy of all structural steel, including connections."

....

(40) Section B2304.12, Protection against decay and termites, is amended by adding the following subsection:

B2304.12.2.~~89~~ Wood in contact with masonry or concrete. All wood against masonry or concrete must be approved naturally durable, preservative treated wood, or protected in an approved manner.

~~(41) Section B2403.1, Identification, is amended by adding the following sentence to the end of the subsection: "Glass that is not labeled shall be assumed to be annealed or plate glass."~~

(42) Section B2510.6, Water-resistive barriers, Exception Number 1, is amended in the sixth line by deleting the phrase "or drainage space" and substituting "and integrated with a continuous designed drainage space (a gap) that allows moisture to drain

freely to the exterior of the assembly. A drainage space shall be, but not limited to, a space formed by the use of any non-corrodible furring strips, drainage mat, or drainage board which allows for the continuous flow of moisture. Such products and designs must adhere to this section and those requirements outlined in ~~2018~~2024 IBC Chapter 1 [A] 104.11 "Alternative materials, designs and methods of construction and equipment."

(43) Section B2702.1.4, Load transfer, is amended in the ~~fifth~~third line by deleting the number "60" and substituting the number "10."

....

(46) Section B3302, Construction safeguards, is amended by adding the following subsections:

B3302.4 Storage of construction and demolition waste . . . .

B3302.5 Handling and storage of construction and demolition waste, trash, and litter. During all construction activities, the lot(s) shall be kept neat of trash and building materials. All construction sites shall be required to obtain and maintain on the site a container of suitable size and design to hold and confine trash, scraps, and other construction and demolition waste created or accumulated on the site, which might be blown from the site. All such construction refuse shall be maintained in a closed container, or a container of sufficient depth to prevent construction and demolition waste from blowing out of the container, at all times, until transferred to a landfill. Containers may be placed in setback areas, provided that the placement of the container does not obstruct the view of motorists and thereby create traffic hazards. ~~If~~It shall be a violation to permit accumulated debris, litter, or trash attributable to the construction site and the construction activity

to blow or scatter onto adjoining properties, including the public street or to accumulate on the site outside of the container, ~~or~~or in transit to a landfill or dump. The owner or contractor shall service the container as frequently as needed to prevent trash from over-flowing.

....

**SECTION 3.** City Code Chapter 102, Building Construction, Section 102-6, State Fire Code adopted, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

All references of the International Building Code, ~~2018~~2024 Edition, to the International Fire Code as published by the International Code Council, are expressly not adopted in this chapter. The City hereby adopts the National Fire Prevention Association (NFPA) Codes and Standards and the Delaware Fire Prevention Regulations as adopted by the Delaware State Fire Marshall's Office, all of which are incorporated herein by reference.

**SECTION 4.** City Code Chapter 102, Building Construction, Section 102-7, Energy Efficiency, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

All references of the International Building Code, ~~2018~~2024 Edition, to the International Energy Conservation Code as published by the International Code Council, are specifically not adopted in this chapter. The City hereby adopts the provisions of the State of Delaware's Code for Energy Conservation as codified in Title 16, Chapter 76 of the Delaware Code, as same may be amended from time to time, all of which are incorporated herein by reference.

**SECTION 5.** City Code Chapter 102, Building Construction, Section 102-8, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold,

underlined text):

Any conflicts between the provisions of this chapter and the International Building Code, ~~2018~~2024 Edition, shall be resolved by the Code Official in a manner best designed to ensure ~~the~~ public health and safety.

**SECTION 6.** City Code Chapter 103, Building Standards for One- and Two-Family Dwellings, Section 103-1, Adoption of standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Certain documents on file in the Office of Code Enforcement, being marked and designated as the "International Residential Code, ~~2018~~2024 Edition," published by the International Code Council, Inc., are hereby adopted as the residential building code of the City, for the control of buildings and structures as provided in this chapter. The provisions of the International Residential Code for One- and Two-Family Dwellings shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, removal and demolition of detached one- and two-family dwellings and townhouses not more than three stories above grade plane in height with a separate means of egress and their accessory structures. All the sections, conditions, and terms of the International Residential Code, ~~2018~~2024 Edition, are hereby referred to and made a part of this chapter as if fully set out herein, with the following amendments prescribed in § 103-2.

**SECTION 7.** City Code Chapter 103, Building Standards for One- and Two-Family Dwellings, Section 103-2, Additions, insertions and changes, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

- A. The following sections of the International Residential Code, ~~2018~~2024 Edition, are hereby revised. Note: Although the International Residential Code does not identify sections with an "R" designation, such a designation is utilized to avoid any confusion as to what Code the amendment relates.

(1) Section R101.1 Insert . . .

. . .

(9) Table R301.2(1) is completed as follows:

GROUND SNOW LOAD <sup>a</sup>	WIND DESIGN				SEISMIC DESIGN CATEGORY <sup>b</sup>	SUBJECT TO DAMAGE FROM			Ice Barrier Underlayment Required <sup>c</sup>	Flood Hazards <sup>d</sup>	Air Freezing Index <sup>e</sup>	Mean Annual Temp
	Speed <sup>f</sup> (mph)	Topographic effects <sup>g</sup>	Special wind region <sup>h</sup>	Wind-borne debris zone <sup>i</sup>		Weathering <sup>j</sup>	Frostline depth <sup>k</sup>	Temperatures <sup>l</sup>				
25 lbs./sq.ft.	115 mph	No	No	No	B	Severe	32°	Yes	No	10/05/2000 2/04/2015/ 22/2020	596	54°F
MANUAL J DESIGN CRITERIA												
Elevation	Altitude correction factor <sup>m</sup>	Coincident wet bulb		Indoor winter design dry-bulb temperature	Indoor winter design dry-bulb temperature	Outdoor winter design dry-bulb temperature		Heating temperature difference				
79 ft	1.0	74		72	72	16		56°F				
Latitude	Daily range	Indoor summer design relative humidity		Summer design gains	Indoor summer design dry-bulb temperature	Outdoor summer design dry-bulb temperature		Cooling temperature difference				
40°	M	50%		38	75	89		14				

(10) Table R301.2(1), Flood hazards, is clarified to depict that the effective date of the most recent FIRM maps for New Castle City are [[February 4, 2015 and January 22, 2020 encompasses Map Numbers 10003C0: 158K; 161L; 162K; 163L; 164K; and 166K and all revisions defined by FEMA FIRM maps.]]

. . .

(12) Section R302.1, Exterior walls, Exception Number 3, is amended in the first line by adding the word "garages," after the word "detached" and in the **second**first line by deleting "exempted from permit" and inserting "that have a fire separation distance of three feet or more."

....

- (15) Section ~~R303.4~~R325.3, Mechanical ventilation, is amended by deleting the subsection in its entirety.
- (16) Section ~~R303.6~~R325.5, outside opening protection, is amended by deleting the subsection in its entirety.
- (17) Section ~~R303.11~~R325.9, Prohibited connections, is added as a new subsection as follows:

**~~R303.11~~R325.9, Prohibited connections.** It shall be unlawful for any person to connect sump pump, French drains, area drainage, storm drainage, roof drainage, swimming pool drainage, condensate pump drainage, or drainage from any device directly or indirectly into any public or private sewer, except when such a connection has been specifically authorized in writing by New Castle County Special Services.

Exception: Heater condensate drains connected into the sanitary sewer system for slab-on-grade foundation or total crawl space dwellings. The connection of this drain shall be upstream of a trap to block the backflow of any sewer gases into the dwelling.

~~(18) Section R305.1, Minimum height, is amended in the first and second lines by deleting the phrase "and portions of basements containing these spaces."~~

~~(19) Section R305.1.1, Basements, is amended in the first line by deleting the phrases "Portions of" and "do not."~~

- (20) Section ~~R309.1~~R317.1, Floor surface, is amended by deleting the second sentence and substituting the following: "That area of the floor used for parking automobiles or other vehicles shall

have a four-inch step between the garage and the living space and shall be sloped to facilitate the movement of liquids to a drain or toward the main vehicle entry doorway."

....

- (22) Section **R310.6R319.7**, Alterations or repairs of existing basements, "Exception," is amended in the first line by adding the phrase, "habitable space or" after the word "new."
- (23) Section **R311.2R318.2**, Egress door, is amended by deleting the fourth sentence and substituting "All interior doors and openings in the path of egress shall have a minimum width of two feet six inches and a minimum height of six feet six inches. Doors to bathrooms or powder rooms may have a width of two feet four inches."
- (24) Section **R311.3.1R318.3.1**, Floor elevations at the required egress doors, exception, is amended in the second and third lines deleting the phrase "the top of the threshold" and substituting "in the interior floor."
- (25) Section **R311.3.2R318.3.2**, Floor elevations for other exteriors doors, is amended in the fourth lines by deleting the phrase "top of the threshold" and substituting "interior floor."
- (26) Section **R311.7.5.1R318.7.5.1**, Risers, Exception, is amended by adding the following as Exception number three:

"3. Where the bottom or top riser adjoins a sloping public way, walkway or driveway having an established grade and serving as a landing, the bottom or top riser is permitted to be reduced along the slope to less than four inches (102 mm) in height with the variation in height of the bottom or top riser not to exceed one unit vertical in 12 units horizontal (8% slope) of stairway width."

(27) ~~Section R313.1, Townhouse automatic fire sprinkler systems, is amended in the second line by deleting the word "shall" and substituting the word "may."~~

(28) Section ~~R313.1~~R309.1, Townhouse automatic fire sprinkler system is amended by deleting the "Exception" in its entirety.

(29) Section ~~R313.1.1~~R309.1.1, Design and installation, is amended in the third line by deleting the phrase "Section P2904 or."

(30) ~~Section R309.2, One- and two-family dwellings automatic fire sprinkler systems, is amended in the second line by deleting the word "shall" and substituting the word "may."~~

(31) Section ~~R313.2~~R309.2, One- and two-family dwellings automatic fire sprinkler systems, is amended by deleting the "Exception" in its entirety.

(32) Section ~~R313.2.1~~R309.2.1, Design and installation, is amended in the third line by deleting the phrase "Section P2904 or."

(33) Section ~~R314.2.2~~R310.2.2, Alterations, repairs and additions, is amended by adding the following Exception number three: "3. Minor interior renovations to dwellings require the installation of battery operated smoke alarms as required by the International Residential Code."

(34) ~~Section R315.2.2, Alterations, repairs and additions, is amended by adding the following Exception number three: "3. Minor interior renovations to dwellings require the installation of battery operated carbon monoxide alarms as required by the International Residential Code."~~

(35) Section ~~R317.1~~R304.1, Location required, and Number 2, is

amended in the second and third line by deleting "and are less than eight inches (203 mm) from exposed ground."

- (36) Section ~~R322.1.4.2~~R306.1.4.2, Determination of impacts, is amended in the eighth and ninth lines by deleting the phrase "one foot (305 mm)" and substituting the phrase "0.1 foot."
- (37) Section ~~R322.2.1~~R306.2.1, Elevation requirements, Number 1, is amended in the third line by adding the phrase "or crawlspace" after the word "floors" and in the fourth line by deleting the phrase "one foot (305 mm)" and substituting "18 inches (457 mm)."
- (38) Section ~~R322.2.1~~R306.2.1, Elevation requirements, Number 2, is amended in the fifth and sixth lines by deleting the phrase "one foot (305 mm)" and substituting "18 inches (457 mm)."
- (39) Section ~~R322.2.1~~R306.2.1, Elevation requirements, Number 3, is amended in the third line by deleting the phrase "one foot (305 mm)" and substituting "18 inches (457 mm)."
- (40) ~~Section R322.3.2, Elevation requirements, Number 1, is amended in the seventh line by deleting the phrase "one foot (305 mm)" and substituting the phrase "18 inches (457 mm)."~~
- (41) ~~Section R322.3.2, Elevation requirements, Number 4, is amended in the second line by adding the phrase "not to exceed 20 cubic yards on a single lot," after the word "fill."~~
- (42) Section ~~R328~~R333, Construction Sanitation, is added as a new section as follows:

~~R328~~R333 Construction sanitation.

**R328.1R333.1** Facilities Required. Sanitary facilities shall be provided during construction, remodeling or demolition activities in accordance with the Statewide Plumbing Code.

**R328.2R333.2** Storage of construction and demolition waste. Construction and demolition waste may be stored upon the land where actual construction or demolition is in progress; provided, however, that such waste shall not be stored for a period exceeding 90 days and all other waste not stored in a dumpster shall not be stored for periods exceeding 30 days.

**R328.3R333.3** Handling and storage of construction and demolition waste, trash, and litter. During all construction activities, the lot(s) shall be kept neat of trash and building materials. All construction sites shall be required to obtain and maintain on the site a container of suitable size and design to hold and confine trash, scraps, and other construction and demolition waste created or accumulated on the site, which might be blown from the site. All such construction refuse shall be maintained in a closed container, or a container of sufficient depth to prevent construction and demolition waste from blowing out of the container, at all times, until transferred to a landfill. Containers may be placed in setback areas, provided that the placement of the container does not obstruct the view of motorists and thereby create traffic hazards. It shall be a violation to permit accumulated debris, litter, or trash attributable to the construction site and the construction activity to blow or scatter onto adjoining properties, including the public street or to accumulate on the site outside of the container, or in transit to a landfill or dump. The owner or contractor shall service the container as frequently as needed to prevent trash from over-flowing.

**R328.4R333.4** Final Inspection. A final clean-up is required, including the removal of all building debris, stumps, portable toilets, etc. within five days after the final inspection on that

parcel. Exception: Stumps located outside of the limit of disturbance that are not required to be removed by any plan approved by the Department are not subject to this section.

**R328.5R333.5** Enforcement. Any person who fails to comply with the requirements found in this Section 328 shall be subject to the penalty and enforcement provisions provided in this chapter.

(43) **~~Chapter 4. Foundations Table R403.1 (1), Minimum width and thickness for concrete footings for light frame construction, is amended by deleting the number six from all columns and substituting the number eight.~~**

**R403.1.1, Minimum size, is amended in the second and third line by deleting the phrase "6 inches (152 mm)" and substituting the phrase "8 inches (203 mm)".**

....

(47) Section R405.2.3, Drainage system, is amended in the **~~fifth and sixth lines~~third line** by deleting the phrase "below the bottom of the basement floor" and substituting the phrase "in depth."

(48) Section R407.3, Structural requirements, is amended in the **~~second~~first** line by adding the phrase "at the top" and after the word "displacement."

....

(56) **~~Appendix E. Manufactured Housing Used as Dwellings. Appendix E. Manufactured housing used as dwellings, is adopted with the following modifications: Subsection AE102.5 and sections AE305, AE505 are hereby deleted.~~**

**Appendix BA, Manufactured Housing Used as Dwellings, is adopted with the following modifications: subsection BA 102.5, sections BA 104 through and including BA112, and section BA 117 are hereby deleted.**

(57) Appendix **JBO**. Existing Buildings and Structures ~~Appendix J. Existing building and structures~~, is adopted in its entirety.

...

**SECTION 9.** City Code Chapter 103, Building Standards for One- and Two-Family Dwellings, Section 103-3, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Any conflicts between the provisions of this Chapter and the International Residential Code, ~~2018~~2024 Edition, shall be resolved by the Code Official in a manner best designed to ensure ~~the~~ public health and safety.

**SECTION 10.** City Code Chapter 162, Mechanical Standards, Section 162-1, Adoption of standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

The International Mechanical Code, the current edition as adopted by the State of Delaware, including Appendices, as published by the International Code Council, be and is hereby adopted as the Mechanical Code of the City of New Castle, in the State of Delaware, and each and all regulations, provisions, penalties, conditions and terms of said Mechanical Code are hereby referred to, adopted, and made part hereof, as if fully set out herein. Pursuant to 24 Del. C. Ch. 18, the Department of Land Use shall enforce the most recent version of the International Mechanical Code published by the International Code Council as adopted or State Board of Plumbing, Heating, Air Conditioning, Ventilation and Refrigeration Examiners. Certain documents on file in the office of the Office of Code Enforcement, being marked and

~~designated as the "International Mechanical Code, 2018 Edition," published by the International Code Council, Inc., is hereby adopted as the mechanical code of the City regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems in the City, and providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, conditions and terms of such International Mechanical Code, 2018 Edition, are hereby adopted and made a part of this chapter, as if fully set out herein, with the following amendments prescribed as follows:~~

**SECTION 11.** City Code Chapter 162, Mechanical Standards, Section 162-3, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Any conflicts between the provisions of this Code chapter and the International Mechanical Code as adopted by the State of Delaware, 2018 Edition, shall be resolved by the Code Official in a manner best designed to ensure the public health and safety.

**SECTION 12.** City Code Chapter 163, Fuel and Gas Standards, Section 163-1, Adoption of standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

The International Fuel Gas Code, the current edition as adopted by the State of Delaware, including Appendices, as published by the International Code Council, be and is hereby adopted as the Fuel Gas Code of the City of New Castle, in the State of Delaware, and each and all regulations, provisions, penalties, conditions and terms of said Fuel Gas Code are hereby referred to, adopted, and made part hereof, as if fully set out herein. Certain documents on file in the office of the Office of Code Enforcement, being marked and designated as the "International Fuel Gas Code, 2018 Edition," published by the International Code Council, Inc., is hereby adopted as the fuel gas code

~~of the City for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, conditions and terms of such International Fuel Gas Code, 2018 Edition, are adopted and made a part of this Chapter, as if fully set out herein, with the following amendments prescribed as follows:~~

**SECTION 13.** City Code Chapter 163, Fuel and Gas Standards, Section 163-3, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Any conflicts between the provisions of this **Code chapter** and the International Fuel Gas Code **as adopted by the State of Delaware, 2018 Edition,** shall be resolved ~~by the Code Official~~ in a manner best designed to ensure ~~the~~ public health and safety.

**SECTION 14.** City Code Chapter 164, Existing Building Code, Section 164-1, Adoption of standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Certain documents on file in the office of the Office of Code Enforcement, being marked and designated as the "International Existing Building Code, **20182024** Edition," published by the International Code Council, Inc., is hereby adopted as the existing building code of the City for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, conditions and terms of such International Existing Building **20182024**, 2018 Edition, are adopted and made a part hereof this chapter, as if fully set out herein, with the following amendments prescribed as follows:

**SECTION 15.** City Code Chapter 164, Existing Building Code, Section 164-3, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Any conflicts between the provisions of this chapter and the International Existing Building Code, ~~2018~~2024 Edition, shall be resolved by the Code Official in a manner best designed to ensure ~~the~~ public health and safety.

**SECTION 16.** City Code Chapter 165, Swimming Pool and Spa Code, Section 165-1, Adoption of standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Certain documents on file in the office of the Office of Code Enforcement, being marked and designated as the "International Swimming Pool and Spa Code, ~~2018~~2024 Edition," published by the International Code Council, Inc., is hereby adopted as the swimming pool and spa code of the City for the control of swimming pools and spas as herein provided. The provisions of the International Swimming Pool and Spa Code shall apply to the construction, alteration, movement, renovation, replacement, repair and maintenance of aquatic vessels, recreation facilities, pools, and spas. The pools and spas covered by this Code are either permanent or temporary, and shall be only those that are designed and manufactured to be connected to a circulation system and that are intended for swimming, bathing, or wading. Each and all of the regulations, provisions, conditions and terms of such International Swimming Pool and Spa Code, ~~2018~~2024 Edition, are hereby adopted and made a part of this chapter, as if fully set out herein, with the following amendments prescribed as follows:

**SECTION 17.** City Code Chapter 165, Swimming Pool and Spa Code, Section 165-3, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Any conflicts between the provisions of this chapter and the International Swimming Pool and Spa Code, ~~2018~~2024 Edition, shall be resolved by the Code Official in a manner best designed to ensure ~~the~~ public health and safety.

**SECTION 18.** City Code Chapter 181, Plumbing Code, Section 181-1,

Adoption of standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

**The International Plumbing Code, the current edition as adopted by the State of Delaware, including Appendices, as published by the International Code Council, be and is hereby adopted as the Plumbing Code of the City of New Castle, in the State of Delaware, and each and all regulations, provisions, penalties, conditions and terms of said Plumbing Code are hereby referred to, adopted, and made part hereof, as if fully set out herein.** **Certain documents on file in the office of the Office of Code Enforcement, being marked and designated as the "International Plumbing Code, 2018 edition," published by the International Code Council, Inc., is hereby adopted as the plumbing code of the City regulating the design, construction, quality of materials, erection, installation, alternation, repair, location, relocation, replacement, addition to, use or maintenance of plumbing systems in the City; and each and all of the regulations, provisions, conditions and terms of such International Plumbing Code, 2018 edition, are adopted and made a part hereof this Chapter, as if fully set out herein, with the following amendments prescribed as follows:**

**SECTION 19.** City Code Chapter 181, Plumbing Code, Section 181-3, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Any conflicts between the provisions of this **Code chapter** and the International Plumbing Code **as adopted by the State of Delaware, 2018 Edition,** shall be resolved **by the Code Official** in a manner best designed to ensure **the** public health and safety.

**SECTION 20.** City Code Chapter 185, Property Maintenance Code, Section 185-1, Adoption of standards, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Certain documents on file in the office of the Office of Code Enforcement, being marked and designated as the "International Property Maintenance Code, ~~2018~~2024 Edition," published by the International Code Council, Inc., is hereby adopted as the property maintenance code of the City for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, conditions and terms of such International Property Maintenance Code, ~~2018~~2024 Edition, are adopted and made a part hereof this chapter, as if fully set out herein, with the following amendments prescribed as follows:

**SECTION 21.** City Code Chapter 185, Property Maintenance Code, Section 185-3, Conflicts with International Code, is hereby amended as follows (with deleted text identified by bold, red strikethrough and new language identified by bold, underlined text):

Any conflicts between the provisions of this chapter and the International Property Maintenance Code, ~~2018~~2024 Edition, shall be resolved by the Code Official in a manner best designed to ensure ~~the~~ public health and safety.

**SECTION 22.** Effective Date. This Ordinance shall become effective immediately upon its adoption by City Council.

First Reading December 9, 2025

Second Reading, 2026

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2026

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Suzanne Souder, President of City Council

Attest: \_\_\_\_\_  
Diane Delgado, City Clerk

Approved: \_\_\_\_\_  
Valarie Leary, Mayor