



**Robert Dillon**  
Building Official

## CITY OF NEW HAVEN

*Justin Elicker, Mayor*

### BUILDING DEPARTMENT

200 Orange Street, 5<sup>th</sup> Floor

New Haven, CT 06510

Phone: (203) 946-8045 Fax: (203) 946-8049

[www.newhavenct.gov](http://www.newhavenct.gov)



**Michael Piscitelli**  
Economic Development  
Administrator

### GUIDANCE FOR PROCESSING WORK WITHOUT PERMITS

Frequently our department is asked to provide certificates of occupancy for portions of homes or businesses that were altered without permits and inspections sometime in the past. The most common examples of this are finished basements and finished attics. In our desire to be customer friendly it is very tempting to give conditional approvals or C.O.'s without actually having performed inspections. We may sympathize with a current owner who unwittingly now owns the violations that were done by a previous owner or there may be pressure applied because of an upcoming closing on the sale of the house. This is where we need to step back and remember that our overriding obligation is to protect the safety and health of the community including current owners, future owners, and visitors to their properties. Do we serve the interest of safety when we try to exercise latitude and relax code requirements in order to be expedient? Probably not.

The creation or alteration of habitable or occupiable spaces without permits and inspections is a violation of Section R105 of the 2021 International Residential Code portion of the 2022 Connecticut State Building Code, and/or Section 105 of the 2021 International Building Code portion of the 2022 Connecticut State Building Code. The remedy for such a violation is for the owner to obtain permits and make it possible for this department to perform the inspections required by the building code even if that means opening up or uncovering finished work. If work is not code compliant, they will have to make the corrections and have us approve it before the work is re-covered and finished. Then we will be able to issue a Certificate of Occupancy without conditions.

These possible violations are often brought to our attention by the Assessor. Other times it may be real estate agents, home inspectors or others. If we are able to determine that such work was, in fact done without permits we will be obligated to follow through and ensure code compliance in the end. We will, of course, endeavor to get compliance in a friendly and respectful manner. However, if the owner refuses or resists complying, then we will have to follow the procedures for violations as described in section R113 of the International Resident Code or section 113 of the International Building Code.

Respectfully yours,

Robert Dillon  
Building Official