

**STATE OF OREGON  
BUILDING CODES DIVISION**

**STATEWIDE INTERPRETATION  
No. R105.2**

OREGON DWELLING SPECIALTY CODE

**SUBJECT:** **Habitable vs. Nonhabitable Accessory Structures**

**CODE SECTION:** Section R105.2

**CODE EDITION:** 2003 Edition of the Oregon Dwelling Specialty Code

**DATE:** November 1, 2003

**QUESTION:** Is a heated detached accessory building under 200 square feet in area considered a "nonhabitable" structure and, therefore, exempt from permits under Section R105.2(1)?

**ANSWER:**

A detached accessory structure which is incidental to that of the main dwelling unit; and which does not have a living room, or a dining room, or a kitchen, or a bedroom or any combination of these types of rooms and which meets the size requirements stipulated in R105.2(1), would be considered a "Nonhabitable Accessory Structure", whether or not it is conditioned/heated. This structure would be exempt from a structural permit under R105.2(1). The exemption from the structural permit would not negate other required permits when they're applicable.