

ORDINANCE NO. 567

AN ORDINANCE OF THE CITY OF WOODINVILLE, WASHINGTON, AMENDING CHAPTER 15.04 WMC, BUILDING CODES, AMENDING CHAPTER 15.15 WMC, FIRE CODE TO UPDATE BUILDING CODE PROVISIONS AS REQUIRED BY STATE LAW; PROVIDING FOR COPIES TO BE ON FILE; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the State of Washington establishes the State Building Code as set forth in RCW 19.27.031; and

WHEREAS, effective July 1, 2013, the State has adopted various changes in the building, fire, and other codes applicable to Washington municipalities; and

WHEREAS, the City Council of the City of Woodinville has adopted by reference numerous building codes for the health, safety and welfare of the citizens; and

WHEREAS, the City Council wishes to amend Chapters 15.04 and 15.15 WMC or selected provisions thereof, as specified herein in order to adopt by reference updated versions of the State Building, Fire and other Codes, including appropriate local revisions;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Chapter 15.04, Building Codes, is hereby amended as follows (new text is shown by underline; deletions of text are shown by ~~strikethrough~~); all other provisions of this chapter shall remain unchanged and in full force and effect:

Chapter 15.04
Building Codes

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15.04.030 Purpose and intent of adoption.

It is the intent of the City of Woodinville in adopting this chapter to comply with the requirements of the State Building Code Act, Chapter 19.27 RCW, ~~the State Energy-Related Building Standards Act, Chapter 19.27A RCW, and the Washington State Energy Code, Chapter 51-11 WAC~~, which mandate that the city adopt and enforce these codes. The city does not intend, by this adoption, to alter or amend the minimum standards set forth in the codes, or to do anything beyond what is necessary to comply with the law and make these codes enforceable in the city.

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15.04.050 Codes adopted.

(1) Pursuant to RCW 19.27.031 and 35.21.140, the following codes of technical regulations are adopted by this reference as if fully set forth, subject to the modifications or amendments set forth in this chapter:

(a) The ~~2009~~ 2012 Edition of the International Building Code, as published by the International Code Council (ICC), together with the state amendments set forth in Chapter 51-50 WAC, and together with the following appendices: Appendix E – Supplementary Accessibility Requirements, Appendix G – Flood-Resistant Construction and Appendix H – Signs;

(b) The ~~2009~~ 2012 Edition of the International Residential Code, as published by the ICC, together with state amendments set forth in Chapter 51-51 WAC, and together with the following appendices: Appendix F – Radon Control Methods, and Appendix G – Swimming Pools, Spas and Hot Tubs and Appendix R, Dwelling Unit Fire Sprinkler Systems; Appendix S – Fire Sprinklers, is not adopted;

(c) The ~~2009~~ 2012 Edition of the International Mechanical Code, as published by the ICC, together with the state amendments as set forth in Chapter 51-52 WAC;

(d) The ~~2009~~ 2012 Edition of the Uniform Plumbing Code and Standards, as published by the International Association of Plumbing and Mechanical Officials, together with the state amendments set forth in Chapters 51-56 and 51-57 WAC, and together with the following appendices: Appendix A – Recommended Rules for Sizing the Water Supply System, Appendix B – Explanatory Notes on Combination Waste and Vent Systems, Appendix C – Alternate Plumbing Systems, excluding sections L 6.0 Vent System Sizing, and Appendix I – Installation Standards, and Appendix L—Alternate Plumbing Systems, excluding sections L 6.0 Vent System Sizing.

(e) The latest of the National Electrical Code as adopted by the Washington State Department of Labor and Industries pursuant to Chapter 19.28 RCW;

~~(f) The 2009 Edition of the Washington State Energy Code (WSEC), as set forth in Chapter 51-11 WAC;~~

~~(g) The Washington State Energy Related Building Standards, Chapter 19.27A RCW;~~

~~(h) The 2009 Edition of the International Existing Building Code, as published by the ICC, together with state amendments set forth in Chapter 51-50 WAC, and together with Appendix A – Guidelines for the Seismic Retrofit of Existing Buildings; and~~

~~i.~~(f) The ~~2009~~ 2012 Edition of the International Fuel Gas Code, as published by the ICC, together with state amendments set forth in Chapter 51-52 WAC, including that the standards for liquefied petroleum gas installations shall be the ~~2008~~ 2011 Edition of NFPA 58 (Liquefied Petroleum Gas Code) and the ~~2009~~ 2012 Edition of ANSI Z223.1/NFPA 54 (National Fuel Gas Code).

~~(g) The 2012 Edition of the International Energy Conservation Code, as published by the ICC, together with state amendments set forth in Chapter 51-11R and 51-11C WAC.~~

(2) In the case of a conflict between the codes adopted by subsection (1) of this section, the provisions of RCW 19.27.031(5), shall apply, and following that hierarchy, the more stringent (greater protection) code adopted shall govern.

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15.04.070 International Building Code amendments.

The following sections or subsections of the ~~2009~~ 2012 International Building Code are hereby amended as provided below:

101.1 Title. The words "NAME OF JURISDICTION" are deleted, and "City of Woodinville" is substituted.

101.4.4~~3~~ Plumbing. The word "Uniform" is substituted for the word "International" in the first sentence.

101.4.6 Energy. ~~The words "Washington State Energy Code" are substituted for "International Energy Conservation Code."~~

105.2 Work exempt from permit. Item 2 is changed, Fences not over 7 6 feet high.

~~105.2 Work exempt from permit. Item 14 is added, "14. Stormwater drainage vaults."~~

105.3 Application for permit. Item #8 is added, requiring: "All submittal requirements for a building permit in WMC 17.09.030 shall be met."

105.5 Expiration. ~~The second sentence is revised to read: "The building official is authorized to grant, in writing, one extension of time, for not more than 1 year". This section is revised to read: "Every permit issued under this code shall expire two years from the date of issuance. The building official is authorized to grant, in writing, one extension of time, for not more than 1 year."~~

108.1 General. The state exception is removed.

109.1 Building Permit Valuations. This section is revised to read: "The applicant for a permit shall provide an estimated permit value at the time of application. Permit valuations shall include total value of work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment and permanent systems. Final building permit valuation shall be set by the building official."

111.2 Certificate issued. The first sentence is revised to read: "After the building official inspects the building or structure and finds no violations of the provisions of this code or other laws, including the payment of any outstanding fees, that are enforced by the department of building safety, the building official shall issue a certificate of occupancy that contains the following:"

113 Board of Appeals. All language in Section 113 is hereby deleted and the following is substituted: "Refer to Chapter 2.30, Chapter 17.07 and Chapter 17.17 of the Woodinville Municipal Code."

1002.1 Definitions. The first sentence of the definition of Gross Floor Area is changed to: "The floor area within the exterior of the exterior wall of the building, exclusive of vent shafts and courts, without deduction for corridors, stairways, closets, the thickness of interior walls, columns or other features."

1612.3 Establishment of flood hazard areas. The second sentence is revised to read: "The flood hazard map shall include, at a minimum, areas of special flood hazard as identified by the Federal Emergency Management Agency, as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto."

3103.1 General. The state exception is removed.

3412.2 Applicability. The words "DATE TO BE INSERTED BY THE JURISDICTION. NOTE: IT IS RECOMMENDED THAT THIS DATE COINCIDE WITH THE EFFECTIVE DATE OF BUILDINGS CODES WITHIN THE JURISDICTION" are removed, and "the effective date of this ordinance" are substituted.

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15.04.080 International Residential Code amendments.

The following sections or subsections of the ~~2009~~ 2012 International Residential Code are hereby amended as provided below:

R101.1 Title. The words "NAME OF JURISDICTION" are deleted, and "City of Woodinville" is substituted.

R105.2 Work exempt from permit.

Building:

In Exemption 1, One-story detached accessory structures used as tool and storage sheds, play houses and similar uses, provided the floor area does not exceed ~~200~~ 120 square feet.

In Exemption 2, Fences not over ~~7~~ 6 feet high.

In Exemption 10, "~~Decks not exceeding 200 square feet (18.58m²) in area,~~ that are not more than 30 inches (762 mm) above grade at any point, are not attached to a dwelling and do not serve the exit door required by Section R311.4.

R105.3 Application for permit. Item #8 is added, requiring: "All submittal requirements for a building permit in WMC 17.09.030 shall be met."

R105.5 Expiration. ~~The second sentence is revised to read: "The building official is authorized to grant, in writing, one extension of time, for not more than 1 year." This section is revised to read: "Every permit issued under this code shall expire two years from the date of issuance. The building official is authorized to grant, in writing, one extension of time, for not more than 1 year."~~

R108.3 Building Permit Valuations. This section is revised to read: “The applicant for a permit shall provide an estimated permit value at the time of application. Permit valuations shall include total value of work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment and permanent systems. Final building permit valuation shall be set by the building official.”

R110.3 Certificate issued. The first sentence is revised to read: “After the building official inspects the building or structure and finds no violations of the provisions of this code or other laws, including the payment of any outstanding fees, that are enforced by the department of building safety, the building official shall issue a certificate of occupancy which shall contain the following.”

R112 Board of Appeals. All language in Section R112 is hereby deleted and the following is substituted: “Refer to Chapter 2.30, Chapter 17.07 and Chapter 17.17 of the Woodinville Municipal Code.”

R202 Definitions. A definition is added: “Floor Area”: The floor area within the exterior of the exterior wall of the building, exclusive of vent shafts and courts, without deduction for corridors, stairways, closets, the thickness of interior walls, columns or other features.”

Table 301.2(1) Climatic and Geographical Design Criteria. This table is revised to read:

GROUND AND ROOF SNOW LOAD		25#
WIND DESIGN	Speed ^d (mph)	85 mph
	Topographical effects ^k	no
SEISMIC DESIGN CATEGORY		D-2
SUBJECT TO DAMAGE FROM	Weathering ^a	Moderate
	Frost line depth ^b	12”
	Termite ^c	Slight to moderate
WINTER DESIGN TEMP ^e		27 degrees F
ICE BARRIER UNDERLAYMENT REQUIRED ^h		none
FLOOD HAZARDS ^g		A-1996 B-1999 Per Chapter 15.21 WMC
AIR FREEZING INDEX ⁱ		174
MEAN ANNUAL TEMP ^j		50 degrees F

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15.04.090 International Mechanical Code amendments.

The following sections or subsections of the ~~2009~~ 2012 International Mechanical Code are hereby amended as provided below:

101.1 Title. The words “NAME OF JURISDICTION” are deleted, and “City of Woodinville” is substituted.

106.4.3 Expiration. This section is revised to read: "Every permit issued under this code shall expire two years from the date of issuance. The building official is authorized to grant, in writing, one extension of time, for not more than 1 year."

106.4.4 Extensions. The last sentence is deleted, and replaced with "A fee shall be established for permit extensions".

106.5.2 Fees. The words "indicated in the following fee schedule" and the fee schedule following thereafter are hereby deleted and the words "as adopted by resolution" are hereby substituted.

106.5.3 Fee Refunds. In subsections 2 and 3, the words "SPECIFY PERCENTAGE" are deleted and "65 percent" is substituted.

108.4 Violation penalties. This section is revised to read: "Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair mechanical work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be subject to penalties as prescribed by law. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

108.5 Stop work orders. The last sentence of this section is revised to read: "Any person who shall continue any work on the system 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 subject to penalties as prescribed by law."

109 Appeals. All language in Section 109 is hereby deleted and the following is substituted: "Refer to Chapter 2.30, Chapter 17.07 and Chapter 17.17 of the Woodinville Municipal Code."

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15.04.100 Uniform Plumbing Code amendments.

The following sections or subsections of the ~~2009~~ 2012 Uniform Plumbing Code are hereby amended as provided below:

Table 1-1 Fees. Table 1-1 is deleted.

103.3.3 Expiration. This section is revised to read: "Every permit issued under this code shall expire two years from the date of issuance. The building official is authorized to grant, in writing, one extension of time, for not more than 1 year."

103.4.1 Permit Fees. The words "Table 1-1" are hereby deleted and replaced with "as adopted by resolution".

103.4.2 Fees. The words "Table 1-1" in the fourth paragraph are deleted and replaced with "as adopted by resolution".

103.4.5 Fee Refunds. The words "a percentage" in 103.4.5.2 and 103.4.5.3 are hereby deleted and "65 percent" is substituted.

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15.04.120 International Existing Building Code amendments.

The following sections or subsections of the ~~2009~~ 2012 International Existing Building Code are hereby amended as provided below:

101.1 Title. The words "NAME OF JURISDICTION" are deleted, and "City of Woodinville" is substituted.

105.5 Expiration. This section is revised to read: "Every permit issued under this code shall expire two years from the date of issuance. The building official is authorized to grant, in writing, one extension of time, for not more than 1 year."

1301.2 Applicability. The words "DATE TO BE INSERTED BY THE JURISDICTION. Note: it is recommended that this date coincide with the effective date of building codes within the jurisdiction" are deleted, and "the effective date of this ordinance" is substituted.

15.04.130 International Fuel Gas Code amendments.

The following sections or subsections of the ~~2009~~ 2012 International Fuel Gas Code are hereby amended as provided below:

101.1 Title. The words "NAME OF JURISDICTION" are deleted, and "City of Woodinville" is substituted.

106.5.3 Expiration. This section is revised to read: "Every permit issued under this code shall expire two years from the date of issuance. The building official is authorized to grant, in writing, one extension of time, for not more than 1 year."

106.6.2 Fee schedule. The words "indicated in the following schedule" are deleted, and "adopted by resolution" is substituted.

106.6.3 Fee refunds. The words "SPECIFY PERCENTAGE" is deleted in Section 106.6.3.1 and 106.6.3.2, and "65 percent" is substituted.

108.4 Violation penalties. This section is revised to read: "Persons who shall violate a provision of this code, fail to comply with any of the requirements thereof or erect, install, alter or repair work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be subject to penalties as prescribed by law. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

108.5 Stop work orders. The last sentence of this section is revised to read: "Any person who shall continue any work on the system 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 prosecuted within the limits provided by state or local laws."

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Section 2. Chapter 15.15, Fire Codes, is hereby amended as follows (new text is shown by underline; deletions of text are shown by ~~strikethrough~~); all other provisions of this chapter shall remain unchanged and in full force and effect:

Chapter 15.15
Fire Code

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15.15.010 Adoption.

The ~~2009~~ 2012 Edition of the International Fire Code (IFC), as adopted and amended by the State Building Code Council in Chapter 51-54 WAC, as published by the International Code Council, excluding WAC 51-54-0500: Chapter 5, Fire Service Features, is adopted by reference, together with the amendments and additions set forth below.

The following appendices of the ~~2009~~ 2012 Edition of the International Fire Code are also adopted by reference: Appendix B – Fire-Flow Requirements for Buildings; Appendix C – Fire Hydrant Locations and Distribution; and Appendix D – Fire Apparatus Access Roads.

The ~~2009~~ 2012 International Wildland Urban Interface Code is included in this Code as Section 4800 with amendments found in Appendix ~~Chapter~~ K.

Exceptions: The provisions of this code do not apply to temporary growing structures used solely for the commercial production of horticultural plants including ornamental plants, flowers, vegetables, and fruits. "Temporary growing structure" means a structure that has the sides and roof covered with polyethylene, polyvinyl, or similar flexible synthetic material and is used to provide plants with either frost protection or increased heat retention. A temporary growing structure is not considered a building for purposes of this code.

The provisions of this code do not apply to the construction, alteration, or repair of temporary worker housing except as provided by rule adopted under chapter 70.114A RCW or chapter 37, Laws of 1998 (2SSB 6168). "Temporary worker housing" means a place, area, or piece of land where sleeping places or housing sites are provided by an employer for his or her employees or by another person, including a temporary worker housing operator, who s providing such accommodations for employees, for temporary, seasonal occupancy, and includes "labor camps" under RCW 70.54.110. The manufacture, storage, handling, sale and use of fireworks shall be governed by chapter 70.77 RCW and by chapter 212-17 WAC and local ordinances consistent with chapter 212-17 WAC.

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15.15.020 Amendments and additions.

The following sections or subsections of the ~~2009~~ 2012 International Fire Code are hereby amended as provided below:

101.1 Title. The words "NAME OF JURISDICTION" are deleted, and "City of Woodinville" is substituted.

102.7 Referenced codes and standards. This words, "except as required by RCW 19.27.031" are added to the last sentence.

103.2 Appointment. The words "chief appointing authority" shall be deleted, and "City Manager" substituted.

105.1.1 Permits required. The second sentence is revised to read: "Permit fees, as established by City Council resolution, shall be paid prior to issuance of the permit."

105.3.1 Expiration. This section is revised to read: "An operational permit shall remain in effect until reissued, renewed or revoked, or for such a period of time as specified in the permit. Fire construction permits shall expire two years from the date of issuance. The fire official is authorized to grant, in writing, one extension of time, for not more than 1 year."

108 Appeals. All language in Section 108 is hereby deleted and the following is substituted: "Refer to Chapter 2.30, Chapter 17.07 and Chapter 17.17 of the Woodinville Municipal Code."

109.34 Violation penalties. This section is revised to read: "Persons who shall violate a provision of this code, fail to comply with any of the requirements thereof or erect, install, alter or repair work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be subject to penalties as prescribed by law. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

111.4 Failure to comply. This section is revised to read: "Any person who shall continue any work on the system 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 prosecuted within the limits provided by state or local laws."

903.2 Where required. This section is revised to read: "Approved automatic sprinkler systems in new buildings and structures shall be provided in the locations described in Sections 903.2.1 through 903.2.12, and in all buildings with a gross floor area of 5,000 square feet or greater, regardless of type or use."

Section 3. Copy of Codes to be on File. Pursuant to RCW 35A.12.140, at least one copy of each and every code of technical regulations adopted by reference in this ordinance, shall be filed and maintained by the City Clerk for use and examination by the public.

Section 4. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

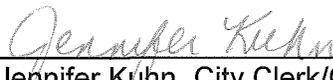
Section 5. Effective Date. This ordinance or a summary thereof shall be published in the City's official newspaper, and shall take effect on July 1, 2013.

ADOPTED BY THE CITY COUNCIL AND SIGNED IN AUTHENTICATION OF ITS PASSAGE
THIS 18th DAY OF JUNE, 2013.



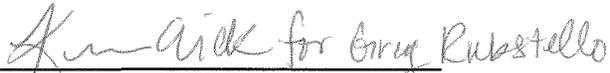
Bernard W. Talmas, Mayor

ATTEST/AUTHENTICATED:



Jennifer Kuhn, City Clerk/CMC

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY



Greg A. Rubstello, City Attorney

PASSED BY THE CITY COUNCIL: 6-18-2013
PUBLISHED: 6-24-2013
EFFECTIVE DATE: 7-01-2013
ORDINANCE NO. 567