

Repealed by 3946

ORDINANCE NO. 2519

AN ORDINANCE OF THE CITY OF KIRKLAND ADOPTING BY REFERENCE THE UNIFORM BUILDING CODE, 1979 EDITION, THE UNIFORM MECHANICAL CODE, 1979 EDITION, THE UNIFORM HOUSING CODE, 1979 EDITION, THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 1979 EDITION, THE UNIFORM SIGN CODE, 1979 EDITION, AND THE UNIFORM PLUMBING CODE, 1979 EDITION, ALL AS PUBLISHED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS, ADOPTING BY REFERENCE THE UNIFORM FIRE CODE, 1979 EDITION, AS PUBLISHED BY WESTERN FIRE CHIEFS ASSOCIATION, AND INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS, MAKING CERTAIN AMENDMENTS, MODIFICATIONS, AND DELETIONS TO KIRKLAND MUNICIPAL CODE TITLE 21 - BUILDINGS AND CONSTRUCTION.

BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. CHAPTER 21.04 - GENERAL PROVISIONS:

Chapter 21.04A Kirkland Municipal Code, including all sections of said chapter, are hereby redesignated and renumbered as Chapter 21.04 - General Provisions.

Section 1.2 AMENDED SECTIONS - CHAPTER 21.04:

The following sections of Chapter 21.04 are each hereby amended to read as follows:

"21.04.010 Copies of Codes On File. The City shall, at all times, keep on file with the Director of Administration and Finance, for reference by the general public, not less than three copies of each of the codes and resolutions, or parts thereof, as herein adopted by reference, together with the amendments and supplements thereto herein made as a part of this Chapter and Chapter 21.08 through 21.32:

(1) Uniform Building Code and Standards, issued by the International Conference of Building Officials, 1979 Edition;

(2) Uniform Housing Code, issued by the International Conference of Building Officials, 1979 Edition;

(3) Uniform Sign Code, issued by the International Conference of Building Officials, 1979 Edition;

(4) Uniform Plumbing Code, issued by the International Association of Plumbing and Mechanical Officials, 1979 Edition;

(5) Uniform Mechanical Code, issued by the International Conference of Building Officials, 1979 Edition;

(6) Uniform Code for the Abatement of Dangerous Buildings, issued by the International Conference of Building Officials, 1979 Edition;

(7) Uniform Fire Code, issued by the International Conference of Building Officials and the Western Fire Chiefs Association.

The copies of codes on file may be placed by the Director of Administration and Finance in the custody of the office of the Building Official in order to make them more readily available to inspection and use by the general public."

"21.04.030 Penalty for Violation. In addition to the administrative remedies provided for in this Title, any person found by a court of competent jurisdiction to be in violation of or to have violated any mandatory provision of this Title shall be guilty of a misdemeanor. Each day that a violation is found to exist shall be deemed a separate offense.

Any person convicted of a misdemeanor under the provisions of this Title shall be subject to the penalties provided by Section 1.04.010(A); provided however, upon any subsequent conviction, such person shall be subject to the penalties provided by Section 1.04.010(B) (Serious Crimes)."

Section 2. CHAPTER 21.08 - BUILDING CODE:

Chapter 21.08A Kirkland Municipal Code relating to Building Code and Fire Zones, including all sections of said chapter, are hereby renumbered and redesignated as Chapter 21.08 - Building Code.

Section 2.1 AMENDED SECTIONS - CHAPTER 21.08:

The following sections of Chapter 21.08 are each hereby amended to read as follows:

"21.08.010 Building Code Adopted. The Uniform Building Code and Standards, issued by the International Conference of Building Officials, 1979 Edition, together with Amendments and/or additions thereto, is hereby adopted in its entirety, including Appendix Chapters No. 12 (existing building), 32 (re-roofing), 38 (basement pipe inlets), 48 (cellulose nitrate film), 49 (patio

covers), 55 (membrane structures) 57 (regulations governing fallout shelters), 70 (excavation and grading), by this reference as a part of the Building Code for the City."

21.08.020 U.B.C. Section 302 (a) Amended. Section 302 (a) of The Uniform Building Code, is hereby amended and supplemented by the addition thereof of a new subsection to be known as subsection 302 (a) 8, to read as follows:

"Section 302 (a) 8. As much information as required to provide an accurate environmental disclosure pursuant to Ordinance No. 2473 of the City of Kirkland."

21.08.021 U.B.C. Section 302 (a) Further Amended. Section 302 (a) of the Uniform Building Code is hereby further amended and supplemented by the addition thereto of a new paragraph to read as follows:

"No application for building permit relating to any construction, including land fill or pier and piling to support same upon privately owned shorelands submerged by the water of Lake Washington, shall be accepted for filing with the Building Department, unless there is attached to such application certified copies of the approval of such project by such State and Federal agencies as may have jurisdiction or regulatory authority over such proposed project."

21.08.041 U.B.C. Section 305 (d) Amended. Section 305 (d) of the Uniform Building Code is hereby amended and supplemented by the addition thereto of a new paragraph to read:

"Buildings that have not received a final approval shall not be occupied without written approval of the Building Official."

21.08.050 U.B.C. Section 307 (a) Amended. Section 307 (a) of the Uniform Building Code is hereby amended and supplemented by the addition thereto of a new paragraph to read:

"Upon change of tenant, occupant, or business, the Building Official may require a new Certificate of Occupancy to be issued."

21.08.051 U.B.C. Section 307 (c) Amended. Section 307 (c) of the Uniform Building Code is hereby amended and supplemented to read:

"(c) Certificate Issued. After final inspection, when it is found that the building or structure complies

with the provisions of this code, as well as the provisions of the zoning and subdivision ordinances together with any conditions for improvements made pursuant thereto, including but not limited to roadway and utility improvements, landscaping, grading and related work, the Building Official shall issue a Certificate of Occupancy which contains at least the following:

- (1) Occupancy name and address.
- (2) The use classification, occupancy group, type of constructions and use zone.
- (3) The occupancy permit number.
- (4) Owner of the occupancy and address.
- (5) Owner of the building and address.

21.08.070 U.B.C. Section 702 (b) Amended.
Section 702 (b) of the Uniform Building Code is hereby amended and supplemented thereto by the addition of a new paragraph to read:

"If two or more tenants of different hazzard classifications, as defined by U.B.C. Standard 38-1, occupy the same building, they shall be separated from each other by no less than one hour fire resistive construction. Doors may open into a common corridor provided the corridor complies with Section 3304 (g) and Section 3304 (h) regardless of occupant load."

21.08.080 U.B.C. Section 1202 (b) Amended.
Section 1202 (b) of the Uniform Building Code is hereby amended to read:

"(b) Special Provisions. All Group R, Division 1 occupancies, and Group R, Division 3 occupancies any portion of which is located within three feet of a property line, shall be not less than one hour fire resistive construction throughout. Exception: The ceiling of the top story need not be of fire resistive construction in type V Buildings.

Every apartment house three stories or more in height and containing more than fifteen (15) apartments, and every hotel containing twenty (20) or more guest rooms, shall have approved manual fire alarm stations installed at approved locations as part of the fire alarm system required in Chapter 55.

For Group R, Division 1 occupancies with a Group B, Division 1 parking garage in the basement or first floor, see Section 702 (a).

Attic space partitions of not less than one hour fire resistive construction shall be located above each wall separating dwelling units and shall extend from the top of the wall to the underside of the roof sheathing.

Exterior balconies in Group R, Division 1 occupancies extending beyond the floor area as defined in Section 407 shall be constructed of non-combustible materials or of combustible one hour fire resistive construction.

Exterior and interior doors and windows opening onto a common corridor, stairway, yard, exterior or interior exit balcony, exit court, or similar area serving 2 or more dwelling units shall be protected as specified in Section 3304 (h)."

21.08.090 U.B.C. Section 1210 (a) Amended. Section 1210 (a) of the Uniform Building Code is hereby amended and supplemented by the addition thereto of a new paragraph to read:

"In R-1 occupancies, all smoke detectors and smoke detector systems shall also conform to Chapter 55 of this Code. Public portions of R-1 occupancies, all common laundry and storage rooms separate from dwelling units, shall be provided with detectors conforming to the requirements of Chapter 55."

21.08.110 U.B.C. Section 1704 Amended. Section 1704 of the Uniform Building Code is hereby amended to read:

"Section 1704. Roof coverings shall be fire retardant, except in Type V buildings it may be as follows:

(1) Ordinary roof coverings may be used on Group R, Division 3, and Group M occupancies constructed on a single family dwelling zoned lot and located five (5) or more feet from a property line.

(2) Class C roof coverings which comply with U.B.C. Standard No. 32-7 and Roofs of No. 1 cedar or redwood shakes and No. 1 shingles constructed in accordance with the requirements of U.B.C. Standard No. 32-14 for special purpose roofs may be used on Group R, Division 1 occupancies of one (1) hour fire resistive construction.

Skylights shall be constructed as required in Chapter 34.

Penthouses shall be constructed as required in Chapter 36.

For use of plastics in roofs, see Chapter 52. For attics: Access and Area, see Section 3205 and 1202 as amended. For roof drainage, see Section 3207."

21.08.141 U.B.C. Section 1807 (a) Further Amended.
Section 1807 of the Uniform Building Code is hereby amended to read:

"Section 1807 (a) Scope. This section shall apply to all buildings five or more stories in height. Such buildings shall be provided with an approved sprinkler system in accordance with Section 1807 (c) and safe areas of refuge (compartmentation) in accordance with Section 1807 (1)."

21.08.142 U.B.C. Section 1807 (g) Further Amended.
Section 1807 (g) of the Uniform Building Code is hereby amended to read:

"(g) Smoke Control. Natural or mechanical ventilation for the removal of products of combustion shall be provided in every story and shall consist of one of the following:

1. Panels or windows in the exterior walls which can be opened remotely from an approved location other than the fire floor. Such venting facilities shall be provided at the rate of 20 square feet per 50 lineal feet of exterior wall in each story and shall be distributed around the perimeter at not more than fifty (50) foot intervals. Such windows or panels and their controls shall be clearly identified.
2. When a complete and approved automatic sprinkler system is installed, the mechanical air-handling equipment may be designed to accomplish smoke removal. Under fire conditions, the return and exhaust air shall be moved directly to the outside without recirculation to other compartments of the building. The exhaust air handling system shall provide a minimum of one exhaust air change each ten (10) minutes for the compartment involved. Provisions shall also be made in the air-handling system to provide positive air pressure in the uneffected compartments on the fire floor in addition to providing positive air pressure on the floor above and below the fire floor. The positive pressure air handling system must be capable of maintaining a positive pressure of 0.05 inch of water column.
3. Any other approved design which will produce equivalent results.

21.08.143 U.B.C. Section 1807 (l) Further Amended.
The title and first sentence of Section 1807 (l) is hereby amended to read:

"(l) Areas of refuge (compartmentation) in buildings containing more than 15,000 square feet per floor, areas of refuge conforming to the following shall be provided."

New Section

21.08.144 U.B.C. Section 1807 (m) Further Amended.
Section 1807 (m) of the Uniform Building Code is hereby amended to read:

"(m) Automatic Sprinkler Alternatives. As a complete approved automatic sprinkler complying with this section is installed, the following modifications of code requirements are permitted:

1. The fire resistive time periods set forth in table No. 17-A may be reduced by one hour for interior bearing walls, exterior bearing and non-bearing walls, roofs and the beams supporting roofs, provided they do not frame into columns. Vertical shafts other than stairway enclosures and elevator shafts may be reduced to one hour when sprinklers are installed within the shafts at alternate floors.
2. Travel distance from the most remote point in the floor area to a horizontal exit or to an enclosed stairway may be 300 feet.
3. Smokeproof enclosures are not required, but all required stairways shall be pressurized to a minimum of 0.15 inch of water column.
4. Emergency windows required by Section 1204 are not required.

New Section

21.08.145 U.B.C. Section 1807 Further Amended.
Section 1807 of the Uniform Building Code is further amended by a new subsection to be known as Section 1807 (N) and shall read:

"Section 1807 (N) Application to Existing Buildings. When buildings of Type I construction are extended to five (5) or more, but not more than twelve (12) stories in height, the requirements for the following items, when specifically approved by the building official may be modified:

1. Sprinkler system.
2. Onsite water supply.

3. Voice Alarm System
4. Smoke Control Systems.
5. Elevator Lobbies.
6. Areas of Refuge.

21.08.170 U.B.C. Section 3802 (b) 1.E. Added.
Section 3802 of the Uniform Building Code is hereby amended and supplemented by the addition thereof of a new subsection to be known as Subsection 3802 (b) 1.E., to read:

"E. In all buildings or structures supported by piers or piling which extend over water and any portion of the building is more than 250 feet from an improved public street or alley giving access thereto for fire fighting equipment.

EXCEPTION: Any one story structure used solely for the moorage of boats or having Type I F.R. or Type II F.R. construction throughout need not have a sprinkler system installed unless otherwise required by other provisions of this code."

21.08.180 U.B.C. Section 3803 (d) Amended.
Section 3803 (d) of the Uniform Building Code is hereby amended and supplemented thereto by the addition of a new paragraph to read:

"In lieu of Class II standpipes, the Director of Fire Services may, in writing, require the use of Class I standpipes. The size and number of outlets, location of inlets and outlets, and location of piping and fittings shall be approved by the Director of Fire Services."

Section 2.3 REPEALED SECTIONS - CHAPTER 21.08:

The following sections of Chapter 21.08 are each hereby repealed: Section 21.08.040, Section 21.08.042, Section 21.08.100, Section 21.08.190.

Section 3. CHAPTER 21.12 - HOUSING CODE:

Chapter 21.12A Kirkland Municipal Code, including all sections of said chapter, are hereby redesignated and renumbered as Chapter 21.12 - Housing Code.

Section 3.2 AMENDED SECTION - CHAPTER 21.12:

The following sections of Chapter 21.12 are each hereby amended to read as follows:

"21.12.010 Housing Code Adopted. The Uniform Housing Code issued by the International Conference of Building Officials, 1979 Edition, together with amendments and/or additions thereto, is hereby adopted in its entirety by this reference as the housing code for the City."

Section 4. CHAPTER 21.16 - SIGN CODE:

The following section of Chapter 21.12 is hereby amended to read as follows:

"21.16.010 Sign Code Adopted. The Sign Code issued by the International Conference of Building Officials, 1979 Edition, together with amendments and/or additions thereto, is hereby adopted in its entirety by this reference as the sign code for the City."

Section 5. CHAPTER 21.20 - PLUMBING CODE:

Chapter 21.20A Kirkland Municipal Code, including all sections of said Chapter, are hereby redesignated and renumbered as Chapter 21.20 - Plumbing Code.

Section 5.2 AMENDED SECTIONS - CHAPTER 21.20:

The following sections of Chapter 21.20 are each hereby amended to read as follows:

"21.20.010 Plumbing Code Adopted. The Uniform Plumbing Code, issued by the International Association of Plumbing and Mechanical Officials, 1979 Edition, together with amendments and/or additions thereto, is hereby adopted in part as listed herein by this reference as part of the Plumbing Code for the City. The following listed chapters are hereby adopted:

- Chapter 1 - Definitions
- Chapter 2 - Materials and Alternates
- Chapter 3 - General Regulations
- Chapter 4 - Drainage Systems
- Chapter 5 - Vents and Venting
- Chapter 6 - Indirect and Special Wastes
- Chapter 7 - Traps and Interceptors
- Chapter 8 - Joints and Connections

Chapter 9 - Plumbing Fixtures

Chapter 10 - Water Distribution

Chapter 13 - Water Heaters and Vents

Provided that notwithstanding any wording in this code, nothing in this code shall apply to the installation of any gas piping, or vents for water heaters."

21.20.040 U.P.C. Section 401 Amended. Subsection 401 (a) of the Uniform Plumbing Code is hereby amended and supplemented to read:

"(a) Drainage pipe shall be cast iron, galvanized steel, galvanized wrought iron, lead, copper, brass, ABS, PVC or other approved materials having a smooth and uniform bore, except:

1. That no galvanized wrought iron or galvanized steel pipe shall be used underground and shall be kept at least six inches above ground.
2. ABS and PVC DWV piping installations shall be limited to those structures where combustible construction is allowed. ABS and PVC pipe and fittings shall not be installed in Type I and II construction, in area separation walls, in fire resistive walls surrounding stairwells and in occupancy separation walls and floors where more than one hour fire resistive construction is required by the Uniform Building Code."

21.20.050 U.P.C. Section 503 (a) Amended. Subsection 503 (a) of the Uniform Plumbing Code is hereby amended and supplemented to read:

"(a) Vent pipe shall be cast iron, galvanized steel, galvanized wrought iron, lead, copper, brass, ABS, PVC or approved materials, except:

1. That no galvanized wrought iron or galvanized steel pipe shall be used underground and shall be kept at least six inches ~~and~~ above ground.
2. ABS and PVC DWV piping installations shall be limited to those structures where combustible construction is allowed. ABS and PVC pipe and fittings shall not be installed in Type I and II construction, in area separation walls, in fire resistive walls surrounding stairwells and in occupancy separation walls and floors where more than one hour fire resistive construction is

required by the Uniform Building Code. Vertical soil and vent pipes shall not exceed thirty feet in height. Thirty feet shall be calculated from the base of the vent at the finished floor level to the ceiling of the top floor."

Section 6. CHAPTER 21.24 - UNIFORM MECHANICAL CODE:

Chapter 21.24A Kirkland Municipal Code, including all sections of said Chapter, are hereby redesignated and renumbered as Chapter 21.24 - Uniform Mechanical Code.

Section 6.2 AMENDED SECTIONS - CHAPTER 21.24:

The following sections of Chapter 21.24 are each hereby amended to read as follows:

"21.24.010 Mechanical Code Adopted. The Uniform Mechanical Code, issued by this International Conference of Building Officials, 1979 Edition, together with amendments and/or additions thereto hereafter made, is hereby adopted in its entirety by this reference as a part of the Mechanical Code for the City, including Appendix Chapter 22 relating to gas fuel piping."

21.24.020 U.M.C. Table No. 3-A Amended - Mechanical Permit Fees. Table 3-A of the Uniform Mechanical Code is hereby amended as to the following items only:

"Permit Issuance

1. For the issuance of each permit (when not part of a building permit ----- 10.00
2. For the issuance of each permit (when part of a building permit ----- N/C

Unit Fee Schedule

1. For the installation or relocation of each forced air or gravity-type furnace or burner including ducts and vents attached to such appliance - 6.00
2. For the installation of each residential heat pump ----- 5.00
21. For the installation of gas piping systems under 100 feet in length ----- 2.00
22. For the installation of gas piping systems over 100 feet, but less than 300 feet in length - 3.50

23. For the installation of gas piping systems over 300 feet in length, for each 100 feet ----- 1.00
24. For the installation of or relocation of each oil storage tank, including vent and flammable or combustible liquid tank, or LP gas tank --- 10.00"

Section 7. CHAPTER 21.28 - UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS:

Chapter 21.28A Kirkland Municipal Code, including all sections of said Chapter, are hereby redesignated and renumbered as Chapter 21.28 - Uniform Code for the Abatement of Dangerous Buildings.

Section 7.2 AMENDED SECTIONS - CHAPTER 21.28:

The following sections of Chapter 21.28 is hereby amended to read as follows:

"21.28.010 Adoption. The Uniform Code for the Abatement of Dangerous Buildings issued by the International Conference of Building Officials, 1979 Edition, together with amendments and/or additions thereto, is adopted in its entirety by this reference as the Dangerous Building Code for the City."

Section 8. CHAPTER 21.32 - UNIFORM FIRE CODE:

Chapter 21.32A Kirkland Municipal Code, including all sections of said Chapter, are hereby redesignated and renumbered as Chapter 21.32 - Uniform Fire Code:

Section 8.2 AMENDED SECTIONS - CHAPTER 21.32:

The following sections of Chapter 21.32 are each hereby amended to read as follows:

"21.32.010 Fire Code Adopted. The Uniform Fire Code, issued by the International Conference of Building Officials and the Western Fire Chiefs Association, 1979 Edition, together with amendments and/or additions thereto, is hereby adopted in its entirety, including Appendix A (Recommended safeguards and safe practices for the protection of tanks containing flammable or combustible liquids in locations that may be flooded), B (Recommended guide to safe practice protection from corrosion for underground pipe, fittings and tanks containing flammable liquids), C (Rifle Ranges), D (Standards and publications representing nationally recognized good practice), E (Suppression and control of hazardous fire areas), F (Marinas), G (Test procedures for fire extinguishing systems) by this reference as a part of the fire code for the City."

21.32.020 U.F.C. Section 2.302 Amended. Section 2.302 of the Uniform Fire Code is hereby amended to read as follows:

"Section 2.302. Whenever the Director of Fire Services disapproves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of the Fire Prevention Code do not apply or that the true intent and meaning of the Fire Prevention Code have been misconstrued or wrongly interpreted, the applicant may appeal the decision of the Director of Fire Services to the Building and Mechanical Codes Board of Appeals, within thirty days from the date of the decision appealed."

21.32.030 UFC Section 10.207 (a) Amended. Section 10.207 (a) of the Uniform Fire Code is hereby amended to read as follows:

"Section 10.207 (a) Every building hereafter constructed shall be accessible to Fire Department apparatus by way of access roadways on private property with an all weather driving surface of not less than twenty (20) feet of unobstructed width, with adequate roadway turning radius capable of supporting the imposed loads of fire apparatus and having a minimum of thirteen (13) feet, six (6) inches of vertical clearance.

Exception: When there are not more than two Group R, Division 3 or M occupancies as defined by the Building Code, the requirements of this section may be modified when, in the opinion of the Director of Fire Services, firefighting or rescue operations would not be impaired."

21.32.040 U.F.C. Section 10.307 Deleted. Section 10.307 of the Uniform Fire Code relating to fire alarm systems is hereby deleted as it is replaced by Uniform Building Code Requirements.

21.32.050 U.F.C. Section 10.310 (d) Amended. Section 10.310 (d) of the Uniform Fire Code is hereby amended and supplemented thereto by the addition of a new paragraph to read:

"In lieu of Class II standpipes, the Director of Fire Services may, in writing, require the use of Class I standpipes. The size and number of outlets, location of inlets and outlets, and location of piping and fittings shall be approved by the Director of Fire Services."

21.32.060 U.F.C. Section 11.101 (a) Amended. Section 11.101 (a) of the Uniform Fire Code is hereby amended to read as follows:

"Section 11.101 (a) Permit Required. No person, firm or corporation shall kindle or maintain any open fire or authorize any such fire to be kindled or maintained without a permit or other proper authorization. During construction or demolition of buildings or structures, no waste material or rubbish shall be disposed of by burning on the premises or in the immediate vicinity without having obtained a permit or other proper authorization.

Exception: Cooking and ceremonial fires. Such permits shall be issued upon request, without charge, by the persons authorized by the City Council to whom authority therefore may have been delegated, when the issuing officer deems it safe to do so. The permit shall designate the premises and the exact location thereon where the fire may be started and continued; the nature of the material to be burned; the time limit of the permit; and may contain any special requirements pertaining to the fire and the control thereof as the issuing officer or the Director of Fire Services deem necessary for safety.

The permittee shall comply with all the terms and conditions of the permit, and shall keep a responsible person, who shall be eighteen (18) years of age or older, in charge of the fire at all times, who shall hold the fire under control and not permit it to spread to other property or structures, and shall thoroughly extinguish the fire when the authorized burning is completed. The possession of such a permit shall not relieve the permittee from civil liability for any damages resulting from the fire for which he may be liable otherwise."

21.32.070 U.F.C. Section 25.101 Deleted. Section 25.101 of the Uniform Fire Code relating to permit requirements for places of assembly is hereby deleted as a Certificate of Occupancy is required by the Building Code.

New Section

21.32.080 U.F.C. Section 25.117 (b) 4 Amended. Section 25.117 (b) 4 of the Uniform Fire Code is hereby amended to read as follows:

"4. Candles held in persons hands are especially dangerous and shall not be allowed without a fire department permit. Battery operated simulated candles are available and may be used. No permit is required for battery operated candles or other electric candles."

21.32.090 U.F.C. Section 77.106 (b) Amended. Section 77.106 (b) of the Uniform Fire Code is hereby amended to read as follows:

"The storage of explosives and blasting agents within the City is prohibited.

EXCEPTION: The Director of Fire Services may issue a special permit for such storage where it appears in his judgment there will be no undue danger to persons or property."

21.32.100 U.F.C. Section 79.201 (a) Amended. Section 79.201 (a) of the Uniform Fire Code is hereby amended to read as follows:

"Section 79.201 (a). The storage of Classes I and II flammable liquids in aboveground tanks outside of buildings is prohibited.

EXCEPTION: The director of Fire Services may issue a special permit for such storage where it appears in his judgment there will be no undue danger to persons or property."

21.32.110 U.F.C. Section 79.601 Amended. Section 79.601 of the Uniform Fire Code is hereby amended to read as follows;

"Section 79.601. No new bulk plants for flammable or combustible liquids shall be constructed within the City.

EXCEPTION: The Director of Fire Services may issue a special permit for such storage where it appears in his judgment there will be no undue danger to persons or property."

21.32.120 U.F.C. Section 82.105 (a) Amended. Section 82.105 (a) of the Uniform Fire Code is hereby amended to read as follows:

"Section 82.105 (a). The aggregate capacity of any one installation which contains more than 2,000 water gallons of liquified petroleum gas is prohibited within the City.

EXCEPTION: The Director of Fire Services may issue a special permit for such storage where it appears in his judgment there will be no undue danger to persons or property."

21.32.130 U.F.C. Appendix D Amended. The first sentence of Appendix D of the Uniform Fire Code is hereby amended to read:

"The most recent edition or supplement of the following Standards and Publications shall be used that are in effect on the date of the adoption of this Code."

21.32.140 New Materials, Process of Occupancies Which May Require Permits. The City Manager, the Building Department Manager, and the Director of Fire Services shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies which shall require permits, in addition to those now enumerated in the Uniform Fire Code. The Director of Fire Services shall post such list in a conspicuous place and distribute copies thereof to interested persons."

21.32.150 Additions to Code -- Structures Over Water. No portion of any building or other structure supported by piers or piling and extending over water shall be more than two hundred fifty feet from an improved public street or alley giving access thereto for fire engines and other fire fighting equipment; provided, however, that the foregoing limitation shall not apply as to any one-story structure used solely for the moorage of boats and

- (1) of type 1 construction; or
- (2) of type 2 construction; or
- (3) having installed throughout the structure an approved automatic sprinkler system.

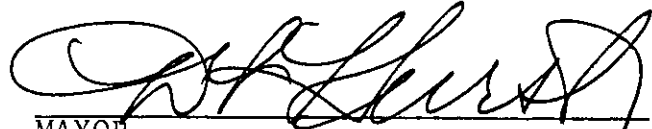
SECTION 9. Should any section, paragraph, sentence, or work of this ordinance or the codes herein adopted, be declared for any reason to be invalid, it is the intent of the City Council that it would have passed all other portions of this ordinance independent of the elimination herefrom of any such section, subsection, paragraph, sentence, or word, as may be declared invalid.

SECTION 10. To the extent that the subject matter or any portion of this ordinance may be subject to the disapproval jurisdiction of the Houghton Community Council, as created by Ordinance No. 2001, this ordinance or said portion thereof, shall become effective within the Houghton municipal community either on approval of the Houghton Community Council or failure of said community council to disapprove within 60 days of the date of passage of this ordinance.

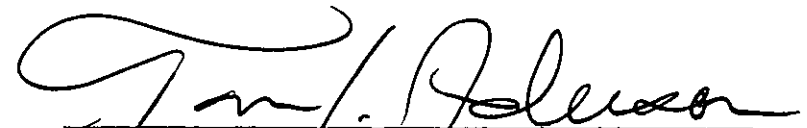
SECTION 11. Except as provided in Section 10, this ordinance shall be in full force and effect five days from and after its passage by the City Council and publication as required by law.

PASSED by the Kirkland City Council in regular meeting on the ____ day of _____, 1980.

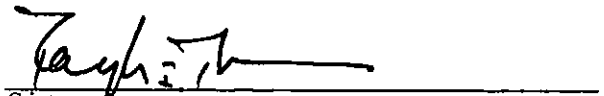
SIGNED IN AUTHENTICATION THEREOF on the 17th day of
March, 1980.


MAYOR

ATTEST:


Director of Administration & Finance
(ex officio City Clerk)

APPROVED AS TO FORM:


City Attorney