

ORDINANCE NO. 3760 *repealed by 3946*

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO AMENDING SECTION 21.08, BUILDING CODE, AND SECTION 21.16, UNIFORM SIGN CODE, OF THE KIRKLAND MUNICIPAL CODE (FILE NO. CC-00-72).

WHEREAS, the City Council has received from the Department of Planning and Community Development and the Department of Fire and Building Services a recommendation to amend certain sections of the text of title 21 (Buildings and Construction).

THE CITY COUNCIL OF THE CITY OF KIRKLAND DO ORDAIN AS FOLLOWS:

Section 1. Section 21.08 of the Kirkland Municipal Code is amended to read as set forth in Exhibit A.

Section 2. Section 21.16 of the Kirkland Municipal Code is amended to read as set forth in Exhibit B.

Section 3. If any section, subsection, sentence, clause, phrase, part or portion of this ordinance, including those parts adopted by reference, is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 4. This ordinance shall be in force and effect on July 1, 1999, or five days from and after its passage by the Kirkland City Council and publication, pursuant to Section 1.08.017 Kirkland Municipal Code, in the summary form attached to the original of this ordinance and by this reference approved by the City Council, as required by law, whichever occurs last.

PASSED by majority vote of the Kirkland City Council in regular, open meeting this 7th day of November, 2000.

SIGNED IN AUTHENTICATION thereof this 7th day of November, ~~18~~ 2000.

[Handwritten Signature]


Mayor

Attest:

[Handwritten Signature]

City Clerk

Approved as to Form:



City Attorney

Exhibit A**21.08.080 UBC Section 310.2.2 amended.**

Section 310.2.2 of the Uniform Building Code is amended to read:

310.2.2 Special Provisions. Notwithstanding other provisions of this code, Group R, ~~Division 1~~ occupancies shall be not less than one-hour fire-resistive construction throughout. Exterior balconies extending beyond the floor area as defined in Section 207 shall be constructed of noncombustible materials or of combustible one-hour fire-resistive construction.

EXCEPTION: ~~Group R, Division 1 occupancies that consist of four or fewer units, that do not exceed two stories in height, that are less than five thousand square feet total area, and that have a one-hour fire-resistive occupancy separation between units.~~ Group R Division 3 Occupancies consisting of a single dwelling unit as defined by Uniform Building Code Section 205 and multifamily residential buildings as defined by RCW 19.27.015

Storage or laundry rooms that are within Group R, Division 1 occupancies that are used in common by tenants shall be separated from the rest of the building by not less than one-hour fire-resistive occupancy separation.

For Group R, Division 1 occupancies with a Group S, Division 3 parking garage in the basement or first floor, see Section 311.2.2.

For attic space partitions and draft stops, see Section 708.

EXHIBIT B**Chapter 21.16****SIGN CODE****Sections:**

- 21.16.010 Sign code adopted.**
- 21.16.011 Conflict with the Kirkland Zoning Code.**
- 21.16.012 Permit required.**
- 21.16.013 Exemptions.**
- 21.16.017 Uniform Sign Code Section 203 amended.**
- 21.16.018 Uniform Sign Code Section 403 amended.**
- 21.16.020 Permit and checking fees.**
- 21.16.050 Duties of building official.**

21.16.010 Sign code adopted.

The Uniform Sign Code issued by the International Conference of Building Officials, 1997 Edition ("USC"), together with amendments and/or additions thereto, is adopted in its entirety by this reference as the sign code for the city. (Ord. 3635 § 6, 1998; Ord. 3478 § 3 (part), 1995; Ord. 3353 § 24, 1993; Ord. 3190 § 4, 1989; Ord. 2945 § 4, 1986; Ord. 2763 § 4 (part), 1983; Ord. 2519 § 4, 1980; Ord. 2425 § 2 (part), 1978; Ord. 2128 § 3.1, 1970)

21.16.011 Conflict with the Kirkland Zoning Code.

If any provision of the Uniform Sign Code is in conflict with any provision of the Kirkland Zoning Code, the applicable provisions of the Kirkland Zoning Code shall govern. (Ord. 3478 § 3 (part), 1995; Ord. 2763 § 4 (part), 1983; Ord. 2425 § 2 (part), 1978)

21.16.012 Permit required.

Section 301 of the USC is amended and supplemented to read:
A sign shall not hereafter be erected, reerected, constructed, altered or maintained, except as provided by this code and after a permit has been issued by the building official. A separate permit shall be required for a sign or signs for each business entity, and a separate permit shall be required for each group of signs on a single supporting structure.
(Ord. 3478 § 3 (part), 1995; Ord. 3353 § 25 (part), 1993)

21.16.013 Exemptions.

Section 303 of the USC is amended and supplemented to read:
A permit is not required for the following signs. These exemptions shall not be construed as relieving the owner of the sign from the responsibility for its erection, maintenance and compliance with the provisions of this code or other laws or ordinances regulating signs.

- (1) Changing of the advertising copy or message on a painted or printed sign only. Except for theater marquees and similar signs specifically designed for the use of replaceable copy, electric signs shall not be included in this exception; and

(2) Painting, repainting or cleaning of an advertising structure or changing the copy or message thereon shall not be considered an erection or alteration which requires a sign permit unless a structural change is made.

(Ord. 3478 § 3 (part), 1995; Ord. 3353 § 25 (part), 1993)

21.16.017 Uniform Sign Code Section 203 amended.

Section 203 of the Uniform Sign Code is amended to establish the following definition for "Blade Sign":

BLADE SIGN is a sign located below a marquee or awning and attached to a wall, marquee, or awning with the exposed face of the sign in a plane perpendicular to the plane of the building wall and with a total surface area of less than 4 square feet.

21.16.018 Uniform Sign Code Section 403 amended.

Section 403 of the Uniform Sign Code is amended to read:

CHAPTER 15 - BLADE SIGNS

Section 1501 – General

Blade signs shall be constructed of noncombustible materials, except as specified in Chapter 4.

Section 1502 – Design

Blade signs shall be designed in accordance with the requirements specified in Chapter 4, except as specified in this Chapter.

Section 1503 – Projection and Clearance

1503.1 Projection. Blade signs may project over public property not further than the projection of the marquee or awning, but not closer than 2 feet from the curb line.

1503.2 Clearance. Blade signs shall maintain a minimum clearance of 7 feet above the level of the sidewalk or grade immediately below, provided that any blade sign with a clearance of less than 8 feet shall be suspended from a support above 8 feet of clearance in a manner that allows the blade sign to swing freely if struck. Further, blade signs with a clearance of less than 8 feet shall not exceed a weight of 25 pounds.

21.16.020 Permit and checking fees.

The sign permit fee and plan checking fee authorized by Section 304 of the Uniform Sign Code, adopted by reference, shall be the same as the fee schedule contained in Section 107 (and Table 1-A) of the Uniform Building Code, as listed in Section 21.04.010, Kirkland Municipal Code; provided:

- (1) A minimum forty-dollar fee shall be charged for each marquee or building mounted sign.
- (2) A minimum sixty-five-dollar fee shall be charged for each freestanding or pole mounted sign.

(3) A minimum forty-dollar plan check fee shall be charged for each sign for which a permit is applied. (Ord. 3675 § 2 (part), 1998: Ord. 3478 § 3 (part), 1995: Ord. 2763 § 4 (part), 1983: Ord. 2425 § 2 (part), 1978: Ord. 2128 § 3.2, 1970)

21.16.050 Duties of building official.

(a) Applications for the erection of exterior signs shall be filed with the building department. Such applications shall be accompanied by drawings which clearly delineate the sign, its size, shape, materials, color, lettering, number and wattage of lights, or other devices which are a part of the installation. The drawings shall show the method of fastening or anchoring the sign to a building or the footings and foundation and column designed for freestanding signs. Drawings shall also be submitted indicating the relationship of a proposed sign to the total structure to which it would be attached.

(b) Upon approval of the planning official the building department shall review the drawings and may inspect the site or the building upon which the sign is to be applied and determine that the anchoring or fastening methods are sufficiently safe and meet the requirements of the city building code, including the Uniform Sign Code chapter and the requirements of this chapter. (Ord. 2763 § 4 (part), 1983: Ord. 2113 § 4, 1970: Ord. 2054 § 3, 1969)

PUBLICATION SUMMARY
OF ORDINANCE NO. 3760

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO AMENDING SECTION 21.08, BUILDING CODE, AND SECTION 21.16, UNIFORM SIGN CODE, OF THE KIRKLAND MUNICIPAL CODE (FILE NO. CC-00-72).

SECTION 1. Amends KMC 21.08.080 so that the exception for Group R Division 3 is recognized for UBC Section 310.2.2.

SECTION 2. Amends KMC 21.16.017 and 21.16.018 consistent with City policy for small hanging signs ("blade signs").

SECTION 3. Provides a severability clause for the ordinance.

SECTION 4. Authorizes publication of the ordinance by summary, which summary is approved by the City Council pursuant to Section 1.08.017 Kirkland Municipal Code and establishes the effective date as five days after publication of summary.

The full text of this Ordinance will be mailed without charge to any person upon request made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City Council at its regular meeting on the 7th day of November, 2000.

I certify that the foregoing is a summary of Ordinance 3760 approved by the Kirkland City Council for summary publication.



City Clerk
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