

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO KIRKLAND MUNICIPAL CODE (KMC) TITLE 21 BUILDINGS AND CONSTRUCTION.

The City Council of the City of Kirkland do ordain as follows:

Section 1. Section 21.04.010 of the Kirkland Municipal Code is hereby amended to read as follows:

21.04.010 Copies of codes on file.

Pursuant to state law (RCW Chapters 19.27 and 19.27A) the Kirkland Building Code is the Washington State Building Code as modified in this title. The Washington State Building Code is composed of the following elements, and the city shall at all times keep on file with the city clerk, for reference by the general public, not less than three copies of the codes and resolutions, or parts thereof, as herein adopted by reference, together with the amendments and supplements thereto herein made a part of this title:

(1) Uniform Building Code and Standards, issued by the International Conference of Building Officials, 1997 Edition;

(2) Uniform Housing Code, issued by the International Conference of Building Officials, 1997 Edition;

(3) Uniform Sign Code, issued by the International Conference of Building Officials, 1997 Edition;

(4) Uniform Plumbing Code, issued by the International Association of Plumbing and Mechanical Officials, ~~1997~~ 2000 Edition;

(5) Uniform Mechanical Code, issued by the International Conference of Building Officials, 1997 Edition;

(6) Uniform Code for the Abatement of Dangerous Buildings, issued by the International Conference of Building Officials, 1997 Edition;

(7) Uniform Fire Code and Standards, issued by the International Fire Code Institute, 1997 Edition;

(8) All amendments, supplements, modifications, exclusions, exemptions and additions to the codes identified in subparagraphs (1) through (7) above adopted by the Washington State Building Code Council and published in Title 51, Washington Administrative Code, including, but not by way of limitation, WAC Chapters 51-11, 51-13, 51-40, 51-42, 51-44, 51-45, ~~51-46~~ 51-56 and ~~51-47~~ 51-57; provided, that Section 1003.3.3.3 of WAC 51-40-1003 is not adopted.

The copies of codes on file may be placed by the city clerk 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.

Section 2. Section 21.08.037 of the Kirkland Municipal Code is hereby amended to read as follows:

21.08.037 UBC Section 107.2 further amended.

Section 107.2 of the UBC is supplemented by the addition of new subparagraphs as follows:

Section 107.2.1. Energy/Indoor Air Quality Code (WAC 51-11, WAC 51-13) Fees. In addition to the fees established here, a fee will be levied and collected for the Building Division to defray costs of plan review, and inspections related to those State Codes. This fee is payable whenever a plan review fee is required by the Kirkland Building Code for proposed construction of new buildings and additions other than those structures or areas which are neither heated, cooled or supplied with artificially illuminated floor space. This fee is ~~\$50.00~~ \$75.00 plus \$.01 per square foot of conditioned or artificially illuminated space and is due at issuance.

Section 107.2.2. State Building Council Surcharge. The State Building Code fee is collected for the state on all building, spa and satellite dish permits at the rate of \$4.50 each. The fee for new multifamily building permits is \$4.50 for the 1st unit and \$2.00 for each additional unit.

Section 3. Section 21.08.080 of the Kirkland Municipal Code is hereby amended to read as follows:

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 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 3 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, 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.

Section 4. Section 21.20.010 of the Kirkland Municipal Code is 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, ~~1997~~ 2000 Edition, together with amendments and/or additions thereto, is adopted in part as listed herein by this reference as part of the plumbing code for the city. The following listed chapters are adopted:

Chapter 1 - Administration

Chapter 2 - Definitions

Chapter 3 - General Regulations

Chapter 4 - Plumbing Fixtures and Fixture Fittings

Chapter 5 - Water Heater (except provisions relating to combustion air of fuel fired equipment and venting of hot water heaters)

Chapter 6 - Water Supply and Distribution

Chapter 7 - Sanitary Drainage

Chapter 8 - Indirect Wastes

Chapter 9 - Vents

Chapter 10 - Traps and Interceptors

Chapter 13 - ~~Medical Gas Systems~~ Health Care Facilities and Medical Gas and Vacuum Systems

Chapter 14 - Referenced Standards

Appendices to the Uniform Plumbing Code are not adopted, except Appendix M Sections M 1.2, 1.3, 1.4, 1.11, 1.12, 2.0, 5.0, 6.0, 8.0, Tables M-1, M-2, M-3, Storm Drainage. is adopted

Provided, that notwithstanding any wording in this code, nothing in this code shall apply to venting and combustion air of fuel fired appliances as found in Chapter 5 and those portions of the code addressing building sewers.

Section 5. Section 21.20.039 is hereby amended to read as follows:

21.20.039 Fees.

(a) Permit Fees: The fees for each permit shall be as set forth in Table No. 1-1.

(b) Plan Review Fees: When a plan or other data is required to be submitted by Section 103.2.2, a plan review fee shall be paid at the time of submitting plans and specifications for review. The plan review fees for plumbing work shall be equal to sixty-five percent of the total permit fee as set forth in Table No. 1-1. When plans are incomplete or changed so as to require additional review, a fee shall be charged at the rate shown in Table No. 1-1.

(c) Expiration of Plan Review. Applications for which no permit is issued within one hundred eighty days following the date of application shall expire by limitation and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the administrative authority. The administrative authority may ~~exceed~~ extend the time for action by the applicant

for a period not to exceed one hundred eighty days upon request by the applicant showing that circumstances beyond the control of the applicant have prevented action from being taken. No application shall be extended more than once. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.

(d) Investigation Fees: Work Without a Permit.

(1) Whenever any work for which a permit is required by this code has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

(2) An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be equal to the amount of the permit fee that would be required by this code if a permit were to be issued. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this code, nor from any penalty prescribed by law.

(e) Fee Refunds.

(1) The administrative authority may authorize the refunding of any fee paid hereunder which was erroneously paid or collected;

(2) The administrative authority may authorize the refunding of not more than eighty percent of the permit fee paid when no work has been done under a permit issued in accordance with this code;

(3) The administrative authority may authorize the refunding of not more than eighty percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.

The administrative authority shall not authorize the refunding of any fee paid except upon written application filed by the applicant or permittee not later than one hundred eighty days after the date of fee payment.

Table No. 1-1

PERMIT ISSUANCE

1. For issuing each permit \$5.00; provided, that the minimum permit fee shall be not less than ~~\$29.20~~ \$29.00

2. For new Group R Division 3 structures: 8% of the building permit fee (see 21.08.055)

UNIT SCHEDULE

1. For each plumbing fixture on one trap or a set of fixtures on one trap (including water, drainage piping and backflow protection therefor) ~~\$9.20~~ \$9.50

2. Rainwater systems—per drain (inside building) ~~\$9.20~~ \$9.50

3. For each heater and/or vent ~~\$9.20~~ \$9.50

4. For each industrial waste pre-treatment interceptor including its trap and vent, excepting kitchen-type grease

- interceptors functioning as fixture traps ~~\$9.20~~ \$9.50
5. For each installation, alteration or repair of water piping and/or water treating equipment, each ~~\$9.20~~ \$9.50
6. For each repair or alteration of drainage or vent piping, each fixture ~~\$9.20~~ \$9.50
7. For each lawn sprinkler system on any one meter including backflow protection devices therefor ~~\$9.20~~ \$9.50
8. For each backflow preventer not included in above item:
2 inch diameter and smaller ~~\$9.20~~ \$9.50
over 2 inch diameter ~~\$18.40~~ \$19.00
9. For repiping domestic water lines within existing structures:
Single Family \$20.00
Multifamily \$20.00/unit
10. For each medical gas piping system serving one to five inlet(s)/outlet(s) for a specific gas \$85.00
11. For each additional medical gas inlet(s)/outlet(s) \$5.00

OTHER INSPECTIONS AND FEES

1. Inspections outside of normal business hours (minimum charge—two hours) \$118.50
2. Reinspection fees \$79.00
3. Inspections for which no fee is specifically indicated \$79.00
4. Additional plan review required by changes, additions or revisions to approved plans \$79.00/hour (minimum charge— one half-hour)

Section 6. Section 21.44.020 of the Kirkland Municipal Code is hereby amended to read as follows:

21.44.020 Definitions.

Definitions as used in this chapter, unless the context otherwise indicates, shall be as follows:

(1) "Building" means and includes every building, house, structure or other like object which exceed one or more of the following dimensional combinations when placed on a trailer or other moving platform:

- a) 8'6" in width
- b) 14' in height
- c) 53' in length

d) 20,000 lbs on a single axle

e) 34,000 lbs on a double axle;

(2) Classification of Movements.

(A) "Class I" move is the movement of any building from an origin outside the city to a destination within the city,

(B) "Class II" move is the movement of any building from one point within the city to another point within the city,

(C) "Class III" move is the movement of a building from a point within the city to a destination outside the city,

(D) "Class IV" move is the movement of any building through the city with both an origin and destination outside the city;

(3) "Housemover" means any person, firm or corporation engaged in the business of moving houses, buildings, structures or other like object;

(4) "Person" means and includes any person, firm, partnership, association, corporation, company or organization of any kind.

Section 7. Section 21.44.050 of the Kirkland Municipal Code is hereby amended to read as follows:

21.44.050 Permit—Application—Deposits and fees.

(a) Every applicant before being granted a permit shall pay an application filing fee of one hundred dollars for Class I and II moves and sixty-five dollars for Class III and IV moves.

(b) In addition to the fee set forth in subsection (a) there shall be charged and collected a right-of-way inspection fee:

Dimensional Combinations Normal Business Hours After Hours

1 \$55.20 \$81.05

2 \$110.40 \$162.08

3 or more \$55.20/hour \$81.05/hour

~~(b)~~ (c) For any application for a Class I or II move herein provided for there shall be charged and collected an inspection fee in the amount of one hundred thirty dollars if the building is situated between zero to ten miles of the city and if the building is situated at a distance in excess of ten miles from the city, an additional one dollar for each additional mile.

~~(c)~~ (d) An application hereunder shall be accompanied by the following:

(1) A cash deposit or corporate surety bond in the sum of ten thousand dollars or such greater amount as the building official determines necessary as indemnity for any damage which the city may sustain by reason of damage or injury to any highway, street or alley, sidewalk or other property of the city, which may be caused by or be incidental to the removal of any building over, along or across any street in the city and to indemnify the city against any claim of damages to persons or private property;

Exception – not required for moves where dimensional combinations do not exceed 2

(2) A ~~public~~ commercial/general liability insurance policy providing ~~two hundred fifty thousand~~ one million dollars or such greater amount as the building official determines necessary to satisfy any claim by private individuals, firms, or corporations arising out of, caused by, or incidental to the moving of any building over, along, or across any street in the city; This policy must identify the City of Kirkland as an additional insured; and

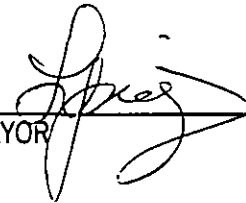
(3) A cash deposit or a corporate surety performance bond in the sum of five thousand dollars or such greater amount as the building official determines necessary conditioned upon the permittee, within six months from the date of the issuance of such permit (A) completing the construction, painting and finishing of the exterior of the building, and (B) faithfully complying with all requirements of this chapter, the building code, the zoning ordinance, the other ordinances then in effect within the city including but not limited to permittee completing such work within six months to the date of the issuance of such permit. In the event the provisions of this subsection are not complied with within the time specified, the sum of five thousand dollars shall be forfeited to the city as a penalty for the default, and this shall be in addition to any other penalties provided for failure to comply within the terms of this chapter.

Section 8. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Section 9. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this 18th day of June, 2002.

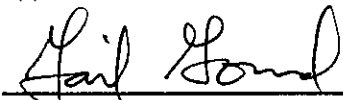
Signed in authentication thereof this 18th day of June, 2002.


MAYOR

Attest:


City Clerk

Approved as to Form:


City Attorney

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PUBLICATION SUMMARY
OF ORDINANCE NO. 3843

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO KIRKLAND MUNICIPAL CODE (KMC) TITLE 21 BUILDINGS AND CONSTRUCTION.

SECTION 1. Amends Section 21.40.010 of the Kirkland Municipal Code updating the references to the current Uniform Plumbing Code and WAC chapters.

SECTION 2. Amends Section 21.08.037 of the Kirkland Municipal Code relating to Energy/Indoor Air Quality preview fees.

SECTION 3. Amends Section 21.08.080 of the Kirkland Municipal Code relating to Group R occupancies.

SECTION 4. Amends Section 21.20.010 of the Kirkland Municipal Code updating the references to the current Uniform Plumbing Code.

SECTION 5. Amends Section 21.20.039 of the Kirkland Municipal Code relating to Permit and Plan Review fees.

SECTION 6. Amends Section 21.44.020 of the Kirkland Municipal Code relating to Building and Construction definitions.

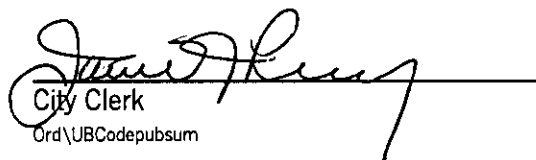
SECTION 7. Amends Section 21.44.050 of the Kirkland Municipal Code relating to building move fees.

SECTION 8. Provides a severability clause for the ordinance.

SECTION 9. 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 meeting on the 18th day of June, 2002.

I certify that the foregoing is a summary of Ordinance 3843 approved by the Kirkland City Council for summary publication.


City Clerk
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