

ORDINANCE 2018- 10

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE,
WASHINGTON, AMENDING EXISTING CHAPTER SMC 2.02 SCHEDULE OF FEES
AND CHARGES TO ESTABLISH ANNUAL INSPECTION PERMIT FEES PURSUANT
TO THE INTERNATIONAL FIRE CODE AND SMC 15.12**

WHEREAS, the City Council has previously adopted earlier editions of the national model codes previously approved by the Washington State Building Code Council, all as codified at Chapter 15.02 of the Sunnyside Municipal Code; and

WHEREAS, the City is mandated to enforce the State adopted building codes (inclusive of the International Fire Code) under RCW 19.27.050 Enforcement; and

WHEREAS, the City Fire Department Prevention Bureau periodically and annually inspects structures, buildings, places and public ways except the interiors of private dwellings unless so requested of an owner or primary lessee for compliance with fire and life safety codes and ordinances; and

WHEREAS, the City finds that the fees to perform said inspections are fair and equitable when based on square footage, type, size and occupancy group factors and hazard classes;

**NOW, THEREFORE, IT IS HEREBY ORDINATED BY THE CITY COUNCIL OF
THE CITY OF SUNNYSIDE, WASHINGTON, as follows:**

Section 1. Pursuant to Section 113 of the IFC, fire and life safety code enforcement fees are hereby adopted as described in Section 2.02 below.

Section 2. New Title 15 Model Code Inspection Fees is added along with the following language and list of fees.

A. Whenever any permit is required by the fire code, such permit shall be in addition to all other permits or licenses required by law or other ordinance.

B. Permit fees for permits required under IFC Section 105.7 shall be established in SMC Chapter 2.02 Schedule of Fees

C. The owner or occupant of buildings that have any of the existing occupancy types listed in this section shall pay a periodic inspection fee, according to fee schedule listed in this section. For the purposes of this section, "periodic inspection" means an inspection of the existing occupancy types listed in this section, according to the fire code official's pre-set inspection schedule. A "periodic inspection" under this section is not related to any inspection associated with a construction permit, required under SMC Chapter 15.12. For the purposes of this section, "special inspection" means any inspection of the existing occupancy types listed in this section to ensure compliance with newly adopted rules or regulations, compliance with a manufacturer's recall, or any inspection related to a fire code enforcement investigation. There shall be no special inspection fee if a third party initiated fire code complaint does not result in identifying a fire code violation.

First Code-Compliance Inspection	Occupancy Group Types B, M & R (Not Including R-3 Occupancies) & U	Occupancy Group Types A, E & LC	Occupancy Group Types F, H, I & S
0 - 500 sq. ft.	\$42 (limited to type B & M occupancies only)	\$42	\$42
501 - 3,000 sq. ft.	\$69	\$92	\$115
3,001 - 5,000 sq. ft.	\$109	\$132	\$155
5,001 - 7,500 sq. ft.	\$144	\$190	\$247
7,501 - 10,000 sq. ft.	\$155	\$236	\$345
10,001 - 12,500 sq. ft.	\$173	\$270	\$368
12,501 - 15,000 sq. ft.	\$196	\$316	\$385
15,001 - 17,500 sq. ft.	\$207	\$339	\$403
17,501 - 20,000 sq. ft.	\$219	\$357	\$420
20,001 - 30,000 sq. ft.	\$236	\$374	\$437
30,001 - 40,000 sq. ft.	\$265	\$420	\$449
40,001 - 50,000 sq. ft.	\$282	\$449	\$466
50,001 - 60,000 sq. ft.	\$299	\$477	\$477
60,001 - 70,000 sq. ft.	\$316	\$506	\$506
70,001 - 100,000 sq. ft.	\$328	\$529	\$529
100,001 - 150,000 sq. ft.	\$351	\$558	\$558
150,001 - 200,000 sq. ft.	\$391	\$592	\$592
Over 200,000 sq. ft.	\$477	\$621	\$621

If the actual costs, (including, but not limited to, preparation, administration and inspection time) exceeds double the fee established in Section 1 of the fee table an additional hourly rate may apply.	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)
Where the inspectable portions of the building is less than 50% of the total building square footage; then an hourly rate may be applied in lieu of the fee established in Section 1 of the fee table.	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)
Second and subsequent Re-Inspections	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)
Special inspections or other fire code inspections or fire code related activities	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)	\$75 per hour (actual costs, including, but not limited to, preparation, administrative, and inspection time)

- D. Second inspections are at no cost, all subsequent compliance inspections shall be charged an hourly rate per the table above. Where authorized by the Fire Code Official, the affidavit process shall constitute a second inspection at no cost.
- E. Operational permits required by IFC Section 105.6. An applicant for an operational permit, required under IFC Section 105.6, shall pay a fee of \$42.00 for each operational permit, except that the following sub-categories of operational permits are hereby created:
1. SPECIAL EVENT MASTER PERMIT - Event producers shall obtain such permit for amusement buildings (IFC Section 105.6.2), organized carnivals and fairs (including festivals and concerts), (IFC Section 105.6.4), exhibits and trade shows (IFC Section 105.6.13), and etc. The fee for a Special Event Master Permit shall be: \$76 for single use and \$154.00 for multi-use (includes fire permit & fire inspection).
 2. Operational permits issued for the storage and use of LP-gas in structures with an

aggregate quantity less than 125 gallons (water capacity) shall not be charged a fee.

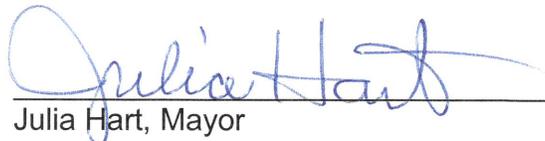
- F. Inspection, Testing and Maintenance Report Processing Under IFC Section 901.6. There shall be a review fee for reports submitted to the fire code official under IFC Section 901.6, according to the following schedule:

1)	Each Commercial Cooking Maintenance (includes suppression systems and hood cleaning reports)	\$46 per building or address - whichever is greater
2)	Each Fixed Chemical System (Fixed Chemical Systems Include All Systems Defined in the IFC and Paint Booths and Clean Rooms)	\$46 per building or address - whichever is greater
3)	Fire Sprinkler Inspection/Test Reports	\$46 per building or address - whichever is greater
4)	Fire Alarm Inspection/Test Reports	\$46 per building or address - whichever is greater
5)	Fire Pump Inspection/Test Reports	\$46 per building or address - whichever is greater
6)	Emergency Generator Inspection/Test Reports	\$46 per building or address - whichever is greater
7)	Standpipe Service, Inspection/Test Reports	\$46 per building or address - whichever is greater
8)	All Other Fire Protection Systems Service/Inspection/Test Reports	\$46 per building or address - whichever is greater
9)	Self-Inspection (in lieu of FD site visit) Form/Checklist Review for Pre-Approved Low Hazard Occupancies	\$36 per building or address - whichever is greater

Section 3. Except as amended herein, Title 2.02 of the Sunnyside Municipal Code shall remain unchanged.

Section 4. This Ordinance shall be effective five days after passage, approval and publication as required by law, and new Chapter 2.02 and Title 15 added as adopted pursuant to Section 2 herein shall be effective January 1, 2019 following Council adoption. Section 1 herein shall be effective five days following Council adoption. However, this Ordinance shall not be given retroactive effect to the extent doing so interferes with any rights vested by virtue of an application filed prior to the effective date of this Ordinance.

PASSED this 13th day of November, 2018.


Julia Hart, Mayor

ATTEST:



Jacqueline Renteria, City Clerk

APPROVED AS TO FORM:



KERR LAW GROUP, LLP
Attorneys for the City of Sunnyside