

ORDINANCE 2013 - 07



**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE,
WASHINGTON, REPEALING EXISTING CHAPTER 15.02 OF
THE SUNNYSIDE MUNICIPAL CODE PERTAINING TO BUILDING, FIRE,
MECHANICAL, PLUMBING, ENERGY, VENTILATION AND INDOOR AIR QUALITY,
PROPERTY MAINTENANCE, AND RESIDENTIAL CODES, AND
ADOPTING NEW CURRENT CODES**

WHEREAS, the Washington State Building Code Council has adopted 2012 Editions of the national model codes, including the 2012 International Building Code, 2012 International Residential Code, 2012 International Mechanical Code, 2012 International Fire Code, 2012 Uniform Plumbing Code, 2012 International Fuel Gas Code, 2012 International Energy Conservation Code; and

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 new codes described above are the codes adopted and approved for the State of Washington, effective July 1, 2013; and

WHEREAS, the City Council finds and determines that Chapter 15.02 of the Sunnyside Municipal Code should be repealed, and new Chapter 15.02 adopted to enact the new referenced codes, and that such action is in the best interests of residents of the City of Sunnyside and will promote the general health, safety and welfare.

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

Section 1. REPEALER: Existing Chapter 15.02 and Section 15.02.010 of the Sunnyside Municipal Code is hereby repealed on the effective date described in Section 4 below.

Section 2. New Chapter 15.02 and new Section 15.02.010 of the Sunnyside Municipal Code is hereby adopted and reads as follows:

15.02.010 Adopted. The City hereby adopts the following editions of the following codes as published by the International Conference of Building Code Officials, the International Code Council, the Western Fire Chiefs Association and the International Association of Plumbing and Mechanical Officials, together with the Washington State Building Code chapters as codified in the Washington Administrative Code:

- A. The 2012 International Building Code (including ICC A117.1 amendments), together with all standards referenced therein, all as amended and codified in the Washington Administrative Code (hereafter "state amendments").
- B. The 2012 International Residential Code, all as amended by state amendments.
- C. The 2012 International Mechanical Code (including 2012 IFGC, 2009 NFPA 54 and 2004 NFPA 58), all as amended by state amendments.
- D. The 2012 Uniform Plumbing Code (including Appendices A, B, and I), all as amended by state amendments.
- E. The 2012 International Energy Conservation Code, all as amended by state amendments.
- F. The 2012 International Fire Code, together with Sections 503.1.1, 503.2, 503.3 and 503.4, and Appendices B, C, D, and E and all standards referenced therein, as amended by state amendments. Also section 109.4 penalties, violators can be cited as a civil infraction up to 250 dollar fine or a misdemeanor for repeated or willful violations.

It is provided, however, that any duties, obligations or responsibilities for the enforcement of any and all codes, standards and amendments thereto, referenced and adopted above, shall be owed to the public at large and not to any individual member or members of the public.

Section 3. Except as amended herein, Title 15 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 15.02 and Section 15.02.010 adopted pursuant to Section 2 herein shall be effective as and from July 1, 2013, and the repeal of existing Chapter 15.02 and Section 15.02.010 pursuant to Section 1 herein shall be effective on July 1, 2013.

PASSED this 24th day of June, 2013.



JAMES A. RESTUCCI, MAYOR

ATTEST:

A handwritten signature in black ink, appearing to read "Delilah Saenz", written over a horizontal line.

DELILAH SAENZ, CMC, CITY CLERK

APPROVED AS TO FORM:

A handwritten signature in blue ink, appearing to read "Kerr Law Group", written over a horizontal line.

KERR LAW GROUP, LLP
Attorneys for the City of Sunnyside