

**TOWN OF CATHLAMET
ORDINANCE NO. 642-21**

**AN ORDINANCE RELATING TO STATE BUILDING CODE AND LOCAL
AMENDMENTS THERETO AMENDING SECTIONS 15.10.010, 15.10.040, 15.10.050,
15.10.070, 15.10.100, OF CHAPTER 15.10 OF THE CATHLAMET MUNICIPAL CODE;
REPEALING SECTIONS 15.10.020, 15.10.030 and 15.10.110 OF CHAPTER 15 OF THE
CATHLAMET MUNICIPAL CODE, AND ADDING NEW SECTIONS TO CHAPTER
15.10 OF THE CATHLAMET MUNICIPAL CODE**

WHEREAS, The Town Council finds that it is in the public interest to make revisions to Chapter 15.10 of the Cathlamet Municipal Code relating to provisions of the Building Code.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF CATHLAMET, AS FOLLOWS:

Section 1. Section 1 of Ordinance No. 597 and CMC 15.10.010 are each hereby amended to read as follows:

15.10.010 Adopted.

(1) There shall be in effect within the corporate limits of the Town of Cathlamet the Washington State Building Code which shall consist of the following codes which are hereby adopted by reference:

- (a) The 2018 edition of the International Building Code, including Washington State amendments, pursuant to WAC 51-50;
- (b) The 2018 edition of the International Residential Code, including Washington State amendments, pursuant to WAC 51-51;
- (c) The 2018 edition of the International Mechanical Code, including Washington State amendments, pursuant to WAC 51-52;
- (d) The 2018 edition of the International Fire Code, including Washington State amendments, pursuant to WAC 51-54A.
- (e) The 2015 edition of the Uniform Plumbing Code, including Washington State amendments, pursuant to WAC 51-56;
- (f) The 2018 edition of the International Energy Conservation Code, commercial, including Washington State amendments, pursuant to WAC 51-11 C; and
- (g) The 2018 edition of the International Energy Conservation Code, residential, including Washington State amendments, pursuant to WAC 51-11 R.

Section 2. Section 2 of Ordinance No. 597 and CMC 15.10.020 are each hereby repealed in their entirety.

Section 3. Section 3 of Ordinance No. 597 and CMC 15.10.030 are each hereby repealed in their entirety.

Section 4. Section 4 of Ordinance No. 334 and CMC 15.10.040 are each amended to read as follows:

15.10.040 Copies on file.

Prior to the final adoption of this chapter, not less than one copy of each of the codes adopted by reference in CMC 15.10.010 shall be filed in the office of the town clerk as required by RCW 35.21.180. The codes so filed shall be available for use and examination by the public.

Section 5. Section 4 of Ordinance No. 597 and CMC 15.10.050 are each amended to read as follows:

15.10.050 Enforcement and administration authority.

The public works superintendent of the Town of Cathlamet, or his designee, is hereby appointed and designated as the official responsible for the enforcement and administration of this chapter; provided, however, that the fire marshal shall be responsible for the enforcement of the provisions of the 2018 International Fire Code published by the International Code Council (ICC) with Washington State amendments pursuant to the powers and duties vested in him by CMC 2.70.070.

Section 6. Section 7 of Ordinance No. 334 and CMC 15.10.070 are each hereby amended to read as follows:

15.10.070 Violation – Penalty.

Any person, firm, or corporation violating any of the provisions of this chapter, including the provisions of any code adopted by reference herein, or failing to comply therewith, or violating or failing to comply with any order issued or made pursuant to its provisions, shall severally and for each and every violation and noncompliance respectively, be guilty of a Class 1 Civil Infraction and shall be punished as provided in CMC 1.05.010.

Section 7. Section 10 of Ordinance No. 334 and CMC 15.10.100 are each hereby amended to read as follows:

15.10.100 Continued violations – Abatement actions additional to other remedies.

In addition to any criminal or civil proceedings brought to enforce this chapter, and in addition to any penalties provided for herein, continuing violations of this chapter may be enjoined or ordered abated in a civil proceeding for injunction or for abatement commenced in the Superior Court for Wahkiakum County. For purposes of abatement actions, such violations are hereby declared to be public nuisances. Any person, firm, or corporation violating the provisions of this chapter shall be liable for all costs of such proceedings, including reasonable attorneys' fees and expenses of abatement. The provisions of this section are in addition to any other remedies available at law or equity.

Section 8. Section 5 of Ordinance No. 597 and CMC 15.10.110 are each hereby repealed in their entirety.

Section 9. A new Section is added to Chapter 15.10 of the Cathlamet Municipal Code, to read as follows:

15.10.112 International Building Code – Chapter 19 adopted – Section 903.2.11.3 amended.

- (1) Chapter 9 of the 2018 International Building Code is hereby adopted.
- (2) Chapter 9, Section 903.2.11.3 of the International Building Code as adopted by this chapter is amended to read as follows:

903.2.11.3. Buildings 24 feet or more in height. An automatic sprinkler system shall be installed throughout buildings that have one or more stories with an occupant load of 30 or more located 24 feet (7 315 mm) or more above the lowest level of fire department vehicle access, measured to the finished floor.

Exceptions:

- (a) Open parking structures.
- (b) Occupancies in Group F-2.

- (3) Chapter 9, Section 903.2.11, of the International Building Code as adopted by this chapter is amended to add the following section:

903.2.11.7. An automatic sprinkler system shall be installed in new construction, in every story or basement of all buildings classified as Assembly Group A-1, Assembly Group A-2, Business Groups B and Mercantile Group M occupancies, where the floor area exceeds 2,500 square feet. This section does not supersede the provisions of Section 903 of the 2018 edition of the International Fire Code, including adopted state amendments, where said fire code imposes a stricter requirement as to the provision of automatic sprinkler systems.

Section 10. Section 3(8) of Ordinance No. 401 is hereby codified as Section CMC 15.10.122 and is amended to read as follows:

Existing buildings shall comply with the provisions of CMC 15.10.010 and CMC 15.10.112:

- (1) When an addition is made and the size of the addition exceeds 1,000 square feet.
- (2) When an addition is made and the size of the addition, plus the existing building, exceeds 2,500 square feet;
- (3) When the value of a structural alteration or repair of an existing building exceeds 25% of the assessed valuation of the existing building or exceeds 25% of the recognized replacement cost of the structure, without consideration of depreciation, as determined

under the Marshall Valuation Service Cost Handbook (Marshall & Swift Valuation Service).

(4) Compliance with shall mean, in cases falling under (1)(2), and (3) above, the installation of sprinklers on the entire floor to which an addition, alteration or repair is made, and to each floor or basement below the addition, alteration or repair.

Section 11. Except as provided in Section 10, Ordinance No. 401 is hereby repealed.

Section 12. A new Section is added to Chapter 15.10 of the Cathlamet Municipal Code to read as follows:

Savings. The ordinances and Cathlamet Municipal Code provisions repealed by the adoption of this Ordinance are repealed except with respect to rights and duties which matured, penalties which were incurred, and proceedings which were begun before the effective date of this Ordinance. Buildings, regardless of current or future occupancy classification, equipped with automatic sprinkler systems on the effective date of this Ordinance shall be required to retain, use and maintain such automatic sprinkler systems in good working order according to the applicable standards of the International Fire Code.

Section 13. This Ordinance shall take effect and be in force five days from and after its passage, approval and publication as required by law.

Passed first reading: January 19, 2021
Passed second, third, and final reading: _____

Passed by the Town Council of the Town of Cathlamet, at a regular meeting thereof this ____ day of _____, 2021.

ATTEST:

APPROVED:

Sarah Clark, Clerk-Treasurer

Dale Jacobson, Mayor

Approved As To Form:

Fred Johnson, Town Attorney