

ORDINANCE NO. 591

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, RELATING TO BUILDING AND CONSTRUCTION CODES, AMENDING TITLE 14 OF THE UNIVERSITY PLACE MUNICIPAL CODE BY ADOPTING APPENDIX CHAPTER J OF THE 2009 INTERNATIONAL BUILDING CODE RELATING TO GRADING

WHEREAS, the Revised Code of Washington Chapter 19.27 RCW the State Building Code requires the State Building Code be in effect in all counties and all cities in the State; and

WHEREAS, RCW 19.27.040 authorizes cities to amend the State Building Code as it applies within their jurisdiction; and

WHEREAS, on June 21, 2010 the City Council adopted the 2009 International Building Code by reference without adopting Appendix J referring to grading; and

WHEREAS, the City Council finds that Appendix J of the International Building Code together with Clearing and Grading provisions contained in Title 13 of the University Place Municipal Code is needed to provide adequate provisions regarding grading to protect the public health, safety, and general welfare.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, HEREBY DOES ORDAIN AS FOLLOWS:

Section 1. Amend Chapter 14.05, Building and Construction Code, to the University Place Municipal Code. The University Place Municipal Code, Chapter 14.05, Building and Construction Code, is hereby amended as follows:

14.05.030 Adoption of codes by reference

The following codes are hereby adopted by this reference as if fully set forth in this chapter and as specifically modified or amended as set forth in this chapter.

- A. The 2009 edition of the *International Building Code*, including Appendix Chapters E and J published by the International Code Council is hereby adopted by reference with the exceptions noted in chapter 51-50 of the Washington Administrative Code and subsequently amended by this Chapter.

Section 2. Amend Appendix Chapter J of the International Building Code. Appendix Chapter J of the International Building Code is hereby amended as follows:

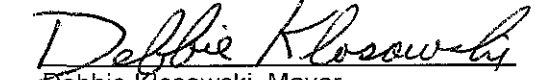
J 103.2 Exemptions. A grading permit shall not be required for the following:

Mining, quarrying, excavation, processing or stock piling rock, sand, gravel aggregate or clay controlled by other regulation, provided such operations do not affect the lateral support of, or significantly increase stresses in, soil on adjoining properties or cause erosion or sedimentation on adjoining properties.

Section 3. Severability. If any Section, sentence, clause or phrase of this Title shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other Section, sentence, clause or phrase of this Title.

Section 4. Publication and Effective Date. A summary of this ordinance consisting of its title shall be published in the official newspaper of the city. This ordinance shall take effect and be in full force five (5) days after publication.

PASSED BY THE CITY COUNCIL ON MAY 2, 2011.


Debbie Klosowski, Mayor

ATTEST:


Emy Genesia, City Clerk

APPROVED AS TO FORM:


Steve Victor, City Attorney

Published: 05/4/11
Effective Date: 05/09/11