

ORDINANCE NO. 724

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AMENDING CHAPTER 13.20.330 OF THE UNIVERSITY PALCE MUNICIPAL CODE; RELATING TO EMERGENCY VEHICLE ACCESS REQUIREMENTS FOR ACCESSORY DWELLING UNITS

WHEREAS, on May 12, 1997, the City Council adopted Ordinance 142 adopting the Public Works Standards, codified at Title 13, and amended the standards on February 1st and June 7th, 1999; and

WHEREAS, on December 13, 2003, the City Council repealed Ordinance 142 and adopted Ordinance No. 395 adopting a new Title 13 responding to amendments to the City's Comprehensive Plan, City's Zoning Code, and to the King County Surface Water Design Manual; and

WHEREAS, Title 13 Public Works Code, Article III Emergency Vehicle Access allows the Director to make modifications to emergency vehicle access requirements when buildings are protected with an approved automatic fire sprinkler system; and

WHEREAS, when a site is constrained due to topography, waterways, nonnegotiable grades, or other similar conditions, the Director, after conferring with the Fire Code Official, may modify the requirements of Article III to provide an equivalent means of fire protection and EV access; and

WHEREAS, Title 13 also provides for exemptions, including exemptions for residential assessor structures; and

WHEREAS, the City's Fire Code Official finds an exception rather than a modification is warranted if an accessory dwelling unit is fully protected with an approved NFPA 13D automatic fire sprinkler; and

WHEREAS, the City Council finds that the public health, safety, and general welfare are best served by adopting and enforcing building and construction codes that require minimum performance standards for construction and construction materials, consistent with accepted standards of engineering, fire and life safety, and to permit the use of modern technical methods, devices and improvements.

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

Section 1. Amend Section 13.20.330 of the University Place Municipal Code. Section 13.20.330 of the University Place Municipal Code entitled "Exceptions" is amended to read as follows:

The provisions of this section do not apply to the following:

- A. All common residential accessory buildings similar to Group U occupancies (private garages, carports, sheds, some agricultural buildings, tanks, towers and fences over six feet tall) as defined by the most current edition of the building code as adopted by the City;
- B. A remodel, or alteration of existing uses or structures if the proposed change is not classified as a "major improvement."
- C. Accessory dwelling units (ADUs) provided they are fully protected with an NFPA 13D residential sprinkler system.

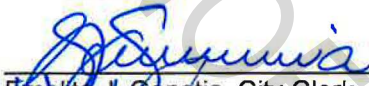
Section 2. Savings Clause. No offense committed, no penalty or forfeiture incurred prior to the effective date of this Ordinance, nor any proceeding undertaken to enforce this Section, nor any permit application that is lawfully entitled to be processed, shall be affected by this Ordinance and the same shall proceed in all respects as if this Ordinance had not been enacted. Furthermore, any act, claim or action undertaken pursuant to any provision of this Section is not intended to be lost, impaired or affected by this Ordinance.


Section 3. 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 five (5) days after publication.

PASSED BY THE CITY COUNCIL ON FEBRUARY 3, 2020.


Caroline Belleci, Mayor

ATTEST:


Emelita J. Genetia, City Clerk
APPROVED AS TO FORM:


Matthew S. Kaser, City Attorney

Published: 02/05/20
Effective Date: 02/10/20