

ORDINANCE NO. 10-952

**AN ORDINANCE OF THE CITY OF BLACK DIAMOND,
WASHINGTON, AMENDING BLACK DIAMOND CITY
ORDINANCE NUMBER 10-943 RELATING TO THE
TECHNICAL CODES OF THE CITY; CORRECTING
DRAFTING ERRORS; PROVIDING FOR SEVERABILITY;
AND ESTABLISHING AN EFFECTIVE DATE**

WHEREAS, on June 17, 2010 the City Council adopted Black Diamond City Ordinance number 10-943; and

WHEREAS, subsequent to the adoption, it was discovered that certain sections were improperly numbered and that certain provisions were inadvertently left out; and

WHEREAS, it is in the public interest to amend Title 15 of the Black Diamond Municipal Code to correct such drafting errors;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Re-numbering of BDMC Sections 15.08.160, 170 & 180. Section 2 of Black Diamond City Ordinance No. 10-943 is hereby amended by re-numbering subsections 15.08.160, 15.08.170 and 15.08.180 respectively as subsections, 15.04.160, 15.04.170 and 15.04.180.

Section 2. Amendment of BDMC Section 15.04.180.C. Subsection 15.04.180.C, as renumbered pursuant to Section 1 above, is hereby amended (amendment shown in legislative revisions marks) to read as follows:

C. The International Fire Code.

i. Section 504.3 of the International Fire code section 504.3 is amended as follows:

504.3 Stairway access to roof. New buildings Three or more stories in height, except those with a roof slope greater than four units vertical and 12 units in horizontal (33.3 percent slope), shall be provided with a stairway to the roof. Stairway access to the roof shall be provided in accordance with Section 1009.12. Such stairway shall be marked at the street and floor levels with a sign indicating that the stairway continues to the roof. Where roofs are

used for roof gardens or for other purposes, stairways shall be provided as required for such occupancy classification.

ii. Section 903.2 of the International Fire code is amended as follows:

903.2 Where required. Approved automatic sprinkler systems in new buildings and structures shall be provided in the locations described in this section.


Exception. Unless specifically required by another code section all non-residential occupancies shall be provided with an approved automatic sprinkler system in buildings with a fire area in excess of 3500 square feet exclusive of fire walls.

Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 16TH DAY OF DECEMBER, 2010.

CITY OF BLACK DIAMOND



Rebecca Olness, Mayor

ATTEST/AUTHENTICATED:


Brenda L. Martinez, City Clerk

Approved as to form:

Chris D. Bacha,
Kenyon Disend, PLLC
City Attorney

Filed with the City Clerk:
Passed by the City Council: 12/16/2010

Ordinance No.10-952
Date of Publication: 12/21/2010
Effective Date: 12/26/2010