

ORDINANCE NO. 2024-06

AN ORDINANCE of the City of Bainbridge Island, Washington, relating to the City’s building codes and regulations, amending Section 15.04.020 of the Bainbridge Island Municipal Code.

WHEREAS, the State Building Code Council amended and adopted the 2021 International Building Code, the 2021 International Residential Code, the 2021 International Mechanical Code published by the International Code Council, as well as the 2021 Uniform Plumbing Code published by the International Association of Plumbing and Mechanical Officials, and the 2021 International Energy & Conservation Code; and

WHEREAS, the City of Bainbridge Island is required by RCW 19.27.031 to adopt provisions of certain uniform codes of technical building and related regulations as adopted by the Washington State Building Code Council; and

WHEREAS, pursuant to Chapter 51-50 of the Washington Administrative Code, these new codes were to become effective on July 1, 2023 and after formally postponing that effective date are to become effective March 15, 2024; and

WHEREAS, this ordinance is being adopted in accordance with Washington state law requirements related to jurisdictions in the state adopting by reference and enforcing building codes throughout Washington.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 15.04.020 of the Bainbridge Island Municipal Code is amended and restated to read as follows:

15.04.020 Codes adopted by reference.

The following codes are adopted by reference subject to the amendments set forth in BIMC 15.04.021 through 15.04.050 and Resolution 99-31:

- A. The International Building Code, 2021 Edition, published by the International Code Council, and amended by the State Building Code Council in Chapter 51-50 WAC, together with ICC A117.1, Appendix C (Agricultural Buildings), Appendix E (Supplementary Accessibility Requirements), Appendix J (Grading), and the 2021 International Existing Building Code;

- B. The International Residential Code, 2021 Edition, published by the International Code Council, and amended by the State Building Code Council in Chapter 51-51 WAC together with Appendix F (Radon Control Measures), Appendix J (Existing Buildings and Structures), and Appendix Q (Tiny Homes);
- C. The Uniform Plumbing Code, 2021 Edition, published by the International Association of Plumbing and Mechanical Officials, and amended by the State Building Code Council in Chapter 51-56 WAC including Appendices A, B, I, and M;
- D. The International Mechanical Code, 2021 Edition, published by the International Code Council, and amended by the State Building Code Council in Chapter 51-52 WAC; except that the standards for handling liquefied petroleum gas installations shall be NFPA 58 (Liquefied Petroleum Gas Code) and NFPA 54 (National Fuel Gas Code);
- E. The International Energy Conservation Code, 2021 Edition, published by the State Building Code Council, and amended in Chapters 51-11C and 51-11R WAC;
- F. The International Fuel Gas Code, 2021 Edition, published by the International Code Council;
- G. The International Green Construction Code (IGCC), 2021 Edition, is adopted by reference as an optional alternative to the 2021 IBC and/or 2021 IRC;
- H. The International Swimming Pool and Spa Code, 2021 Edition, published by the International Code Council;
- I. The International Property Maintenance Code, 2021 Edition, published by the International Code Council.

In case of conflict among the BIMC and codes adopted in subsections A, B, C, D, E, F, G, H, I, of this section, the BIMC shall govern.

Section 2. 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 preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. This ordinance shall take effect and be in force five (5) days from its passage and publication as required by law.

PASSED by the City Council this 12th day of March, 2024

APPROVED by the Mayor this 12th day of March, 2024.


Joe Deets, Mayor

ATTEST/AUTHENTICATE



Christine Brown, MMC, City Clerk

FILED WITH THE CITY CLERK:	February 23, 2024
PASSED BY THE CITY COUNCIL:	March 12, 2024
PUBLISHED:	March 22, 2024
EFFECTIVE DATE:	March 27, 2024
ORDINANCE NUMBER:	2024-06