

SNOHOMISH COUNTY COUNCIL
SNOHOMISH COUNTY, WASHINGTON



AMENDED ORDINANCE NO. 95-111
RELATING TO SNOHOMISH COUNTY ADOPTION AND AMENDMENT OF
THE WASHINGTON STATE UNIFORM BUILDING CODE
AND AMENDING TITLE 17 SCC

BE IT ORDAINED:

SECTION 1. Snohomish County Code Title 17, sections 17.04.020, 17.04.030, 17.04.185, 17.04.215 and 17.04.340, last amended by Ordinance No. 87-029, on May 13, 1987, are **REPEALED**.

SECTION 2. Snohomish County Code Title 17, sections 17.04.040, 17.04.100, 17.04.120, 17.04.135, 17.04.190, 17.04.210, 17.04.225, 17.04.230, 17.04.240 and 17.04.250, last amended by Ordinance No. 85-020, on May 1, 1985, are **REPEALED**.

SECTION 3. Snohomish County Code Title 17, sections 17.04.182 and 17.04.187, last amended by Ordinance No. 90-133, on July 30, 1990, are **REPEALED**.

SECTION 4. Snohomish County Code Title 17, section 17.04.270, last amended by Ordinance No. 91-193, on January 15, 1992, is **REPEALED**.

SECTION 5. Snohomish County Code Title 17, sections 17.06.020, 17.06.030 and 17.06.040, adopted by Resolution on August 21, 1972, are **REPEALED**.

SECTION 6. Snohomish County Code Title 17, Chapter 17.08, adopted by Resolution on January 18, 1971, is **REPEALED**.

SECTION 7. Snohomish County Code Title 17, sections 17.16.020, 17.16.030, 17.16.060, 17.16.090, 17.16.100, 17.16.110, 17.16.115, 17.16.120, 17.16.130 and 17.16.140, last amended by Ordinance No. 85-021, on May 1, 1985, are **REPEALED**.

SECTION 8. Snohomish County Code Title 17, sections 17.16.150, 17.18.090 and 17.28.080, last amended by Ordinance No. 95-004, on February 15, 1995, are **REPEALED**.

SECTION 9. Snohomish County Code Title 17, sections 17.18.020, 17.18.030, 17.18.070, 17.18.080 and 17.18.100, last amended by Ordinance No. 85-022, on May 1, 1985, are **REPEALED**.

SECTION 10. Snohomish County Code Title 17, sections 17.22.020 and 17.22.030, last amended by Ordinance No. 89-157, on December 11, 1989, are **REPEALED**.

SECTION 11. Snohomish County Code Title 17, Chapter 17.24, adopted by Resolution on June 17, 1946, is **REPEALED**.

SECTION 12. Snohomish County Code Title 17, sections 17.28.020 and 17.28.075, last amended by Ordinance No. 81-014, on March 9, 1981, are **REPEALED**.

SECTION 13. Snohomish County Code Title 17, section 17.28.025, last amended by Ordinance No. 81-076, on August 3, 1981, is **REPEALED**.

SECTION 14. Snohomish County Code Title 17, Chapter 17.32, adopted by Resolution on October 19, 1970, is **REPEALED**.

SECTION 15. Snohomish County Code Title 17, Chapter 17.36, adopted by Resolution on December 20, 1971, is **REPEALED**.

SECTION 16. Snohomish County Code Title 17, section 17.44.015 and 17.44.055, last amended by Ordinance No. 83-014, on March 25, 1983, is **REPEALED**.

SECTION 17. Snohomish County Code Title 17, section 17.44.060, adopted by Resolution on August 15, 1979, is **REPEALED**.

SECTION 18. Snohomish County Code Title 17, section 17.04.010, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.010 Uniform Building Code, ~~((1985 edition))~~ 1994 edition, Volumes 1, 2 and 3 adopted ~~((Copies on file))~~.

The Uniform Building Code, ~~((1985))~~ 1994 edition, Volumes 1, 2 and 3, published by the international conference of building officials, as adopted and amended by the Washington State Building Code Council and included in Chapter 19.27 of the Revised Code of Washington (RCW), except as expressly amended by ~~((this chapter))~~ the county, is hereby incorporated and made a part of this chapter by reference and is adopted as the Uniform Building Code of Snohomish ~~((e))~~ County. ~~((Three copies of the Uniform Building Code of Snohomish county are on file in the office of the county auditor and one copy is on file in the office of the city clerk of the following cities within Snohomish county: Arlington, Brier, Darrington, Edmonds, Everett, Gold Bar, Granite Falls, Index, Lake Stevens, Lynnwood, Marysville, Mill Creek, Monroe, Woodway, Mountlake Terrace, Mukilteo, Snohomish, Stanwood, and Sultan))~~ Appendix Chapter 3 Division II - Agricultural Buildings, Appendix Chapter 12 Division II - Sound Transmission Control, Appendix Chapter 15 - Roofing, Appendix Chapter 31 Division II - Membrane Structures, Appendix Chapter 31 Division III - Patio Covers, and Appendix Chapter 33 - Excavation and Grading to the Uniform Building Code are hereby adopted, incorporated by reference and made a part hereof as if fully set out in this chapter. One copy of the Uniform Building Code of Snohomish County shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library system.

SECTION 19. NEW SECTION. A **NEW SECTION** is added to chapter 17.04 of Snohomish County Code to read:

17.04.050 Building Permit Application Required Information.

(1) The following items are required to be supplied by the applicant before an application is considered complete but are not inclusive of all information that may be necessary:

- (a) The property tax parcel number or legal description of the property and the street address (if available);
- (b) The property owners name, address and telephone number;
- (c) The prime contractors business name, address, telephone number and current state contractor registration number (including such verification as may be necessary to comply with RCW 19.27.110);
- (d) Evidence of an adequate potable water supply for the intended use of the building (for buildings necessitating potable water - RCW 19.27.097);
- (e) Evidence of road access in accordance with the provisions of Title 13 SCC, Title 16 SCC, Title 17 SCC, Chapter 18.41 SCC, and Title 26B SCC;
- (f) Any traffic information if required by Title 26B SCC;

(g) Any environmental information if required by Title 23 SCC or, if necessary, after site review;

SECTION 20. Snohomish County Code Title 17, section 17.04.060, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.060 Subsection ~~((104(e)))~~ 3404 new paragraphs added - Moved buildings.
New paragraphs are added to subsection ~~((104(e)))~~ 3404 as follows:

Every application for a permit for moving a building shall contain the following additional information:

1. Identification of the building(s) or structure(s) to be moved and the existing location thereof;
2. The legal description, street address, assessor's tax account number and the description of the new location to which the building will be moved.

Prior to any building or structure being brought into or being moved within unincorporated Snohomish county ~~((at any place under the jurisdiction of the department of planning and development services;))~~ such building or structure shall first be inspected at its original site ~~((where originally occupied and shall first have a new site permit issued))~~ in order to verify that the building or structure complies with, or can be modified so as to comply with the provisions of Title 17 SCC.

Any approval granted for moving a building into or within unincorporated Snohomish county is conditioned upon its placement upon a permanent foundation within 90 days from the date it is moved into or within unincorporated Snohomish county ~~((and having met all the requirements of section 104(e)))~~.

SECTION 21. Snohomish County Code Title 17, section 17.04.070, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.070 ~~((Section 204 deleted and new Section 204))~~ Subsection 105.3 added.
~~((Section 204 is deleted in its entirety and new Section 204 is added.))~~ A new subsection 105.3 is added to read as follows:

~~((In order to determine the suitability of alternate materials and methods of construction and to provide guidance in the interpretation of the provisions of this code, the codes~~

~~advisory board created by chapter 17.50 SCC shall have jurisdiction to do so hereunder in accordance with chapter 17.50 SCC and the rules and regulations promulgated thereunder, consistent with the provisions of this chapter))~~ The Board of Appeals shall operate under the provisions of Chapter 17.50 Snohomish County Code.

SECTION 22. Snohomish County Code Title 17, section 17.04.080, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.080 Section ~~((205))~~ 103 paragraphs added - Violations and penalties.

New paragraphs are added to section ~~((205))~~ 103 as follows:

Any person, firm, or corporation violating any provision of this Code shall be guilty of a misdemeanor, that shall be deemed a separate offense for each day or portion thereof for which said violation is committed, continued, or permitted, and upon conviction of any such violation said person, firm, or corporation shall be punished as provided in SCC 1.01.100. In addition, or in the alternative, any such person, firm or corporation shall be subject to the assessment of the cumulative civil penalty as provided for in chapter 17.~~((40))~~60 SCC.

IMMEDIATE HAZARD VIOLATION - EXCEPTION For any violation of Title 17 SCC, Uniform Building Code that is determined to be an immediate hazard, a NOTICE OF VIOLATION AND ORDER TO ABATE IMMEDIATE HAZARD shall issue as an exception to the provisions of chapter 17.~~((40))~~60 SCC for which no right of appeal provided thereunder shall stay the order to abate and correct said immediate hazard violation.

SECTION 23. Snohomish County Code Title 17, section 17.04.090, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.090 Subsection ~~((301(a)))~~ 106.1 paragraphs added.

New paragraphs are added to subsection ~~((301(a)))~~ 106.1, as follows:

~~((A building permit shall be required for all factory built housing and commercial structures as defined by RCW 43.22.450 that are placed, maintained, enlarged, altered, repaired, improved, converted or demolished on any lot or parcel of land, except that no building permit shall be required where a mobile home permit has been properly issued pursuant to chapter 17.28 of this code for residential use only. Only structures defined by the state of Washington as a mobile home, as such, are permitted to be used for residential purposes.~~

~~Structures defined by the state of Washington as commercial coaches may be used for occupancy classification as defined by Snohomish county building Code as "B" or "E" when approved by the building official, where the structure;~~

- ~~1. Bears the seal of approval of the state of Washington as a commercial coach, and;~~
- ~~2. Where the structure has the required exits, required flame spread rating on walls; required exit corridors, required floor loading capacity, and required roof loading capacity for the intended occupancy of "B" or "E" as per Snohomish county code, and;~~
- ~~3. Where the structure or combination of structures do not exceed one story in height, and;~~
- ~~4. Where the structure or structures do not exceed the allowable floor areas as per Snohomish county building code for VN Construction.~~
- ~~5. Where the structure is provided with a foundation in compliance with the provisions of the Snohomish county building code.~~

~~Factory built housing and commercial structures as defined by RCW 43.22.450 used or maintained on any lot or parcel of land shall bear the seal of approval, by the state of Washington factory built housing and commercial structures law, RCW 43.22.450 and WAC 296.150A-600))~~

~~1. Permit required. A building permit shall be required for all factory-built structures that are placed, maintained, enlarged, altered, repaired improved, converted or demolished on any lot or parcel of land; except no building permit shall be required where a mobile home permit has been properly issued pursuant to Chapter 17.28 SCC.~~

~~2. Definitions.~~

~~a) Mobile home means a "manufactured home" that is a structure, transportable in one or more sections, which in the traveling mode, is eight body feet or more in width or forty body feet or more in length, or, when erected on site, is three hundred twenty or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air-conditioning, and electrical systems contained therein. Calculations used to determine the number of square feet in a structure will be based on the structure's exterior dimensions measured at the largest horizontal projections when erected on site. These dimensions will include all expandable rooms, cabinets, and other projections containing interior space, but do not include bay windows. This term includes all structures which meet the above requirements except the size requirements and with respect to which the manufacturer voluntarily files a certification pursuant to ss3282.13 and complies with the standards set forth in part 3280 by HUD.~~

b) Commercial coach means a structure transportable in one or more sections that is built on permanent chassis and designed to be used for commercial purposes with or without a permanent foundation when connected to the required outlets and may include plumbing, heating, air-conditioning, and electrical systems contained therein. A commercial coach shall not be used as a single family dwelling.

c) Factory-built structure means a mobile home, commercial coach or structure composed of parts joined together in some definite manner that is entirely or substantially prefabricated or assembled at a factory or a place other than the building site.

3. Identification and approval. All factory-built structures shall bear a seal of approval from the Washington State Department of Labor and Industries for its intended use as defined by occupancy classifications, Groups A, B, F, M, S, E, H, I, U or R, unless otherwise approved by the Building Official.

4. Use of factory-built structures.

a) Mobile homes shall only be used for residential purposes except as authorized by the building official.

b) A commercial coach shall not be used as a single-family dwelling.

5. Installation.

a) Mobile homes shall be installed in accordance with the provisions of Chapter 17.28 Snohomish County code.

b) Foundations, porches, stairs and ramps shall be provided in accordance with the provisions of the building code.

SECTION 24. Snohomish County Code Title 17, section 17.04.110, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.110 Subsection ~~((304(b)))~~ 106.2 amended.

Subsection ~~((304(b)))~~ 106.2 is amended by adding the following:

12. ~~((Buildings, structures, or other work, the value of which, in the opinion of the building official, does not exceed \$1,000))~~ Minor construction and alteration activities of which the total valuation as determined in Section 107.2 does not exceed \$1500.00 in any 12 month period: PROVIDED, that the construction and/or alteration activity does not affect any structural components, or reduce required egress, light, occupancy separation requirements or ventilation conditions. This exemption does not include electrical, plumbing, or mechanical activities.

~~((13. Agricultural structures (M-3 occupancy) not exceeding 12 feet in width and 15 feet in height from grade.))~~

~~((14))~~13. Frame covered membrane or tent structures as defined in section ~~((5501(e)))~~ Appendix Chapter 31, section 3111.3 used exclusively as greenhouses for the protection or propagation of plants and which are placed no closer than 20 feet from any property line and another structure. Such structures need not meet the 25 pounds per square foot snow load requirement.

~~((15))~~14. ~~((Subject to plot plan approval, M-1 occupancy limited to 200 square feet of roof area which has two open sides))~~ Job shacks that are placed at the job site during construction for which a permit has been issued or applied for may be allowed on a temporary basis as defined in SCC 18.90.830 and shall be removed upon final approval of construction. A job shack is defined as, (1) a structure having a chassis and wheels attached and shall bear an approved state license, or, (2) portable structure for which the primary purpose is to house equipment and supplies.

15. One story, detached retail stands, provided the projected roof area does not exceed 120 square feet. A retail stand is defined as a structure which is used for the purposes of retail sales (i.e., espresso stands, concession stands, retail services, etc.).

SECTION 25. Snohomish County Code Title 17, section 17.04.130, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.130 Subsection ~~((303(a)))~~ 106.4.1 new paragraph added.

Subsection ~~((303(a)))~~ 106.4.1 is amended by adding a new paragraph which reads:

~~((Where, in the opinion of the Snohomish health district, a building permit application indicates the need for waste disposal system work of any kind, a building permit shall not issue without prior approval from the health district for an approved means of waste disposal))~~ Where a building permit application has been made for construction, other than for maintenance, repairs and minor alterations, on a parcel of land not served by a public sanitary sewer system, a building permit shall not be issued without prior approval from the Snohomish health district of an approved means of waste disposal.

SECTION 26. Snohomish County Code Title 17, section 17.04.132, last amended by Ordinance No. 90-130, on August 9, 1990, is **AMENDED** to read:

17.04.132 Subsection ~~((303(a)))~~ 106.4.1 amended - Required site visit prior to issuance.

~~((Subsection 303(a) is amended to read as follows:~~

~~The application, plans and specifications, and other data, filed by an applicant for permit shall be reviewed by the building official, who shall also visit the site proposed for~~

~~development, to review site features, including but not limited to, aquatic resources, steep slopes, clearing and site distance. Such plans may be reviewed by other departments of this jurisdiction to verify compliance with any applicable laws under their jurisdiction. If the building official finds that the work described in an application for a permit and the plans, specifications and other data filed therewith conform to the requirements of this code and other pertinent laws and ordinances, and that the fees specified in section 304 have been paid, he shall issue permit therefor to the applicant.~~

~~When the building official issues the permit where plans are required, he shall endorse in writing or stamp the plans and specifications "APPROVED." Such approved plans and specifications shall not be changed, modified or altered without authorization from the building official, and all work shall be done in accordance with the approved plans.~~

~~The building official may issue a permit for the construction of part of a building or structure before the entire plans and specifications for the whole building or structure~~

~~have been submitted or approved, provided adequate information and detailed statements have been filed complying with all pertinent requirements of this code and the building official has visited the site proposed for development, to review site features, including but not limited to, aquatic resources, steep slopes, clearing and site distance. The holder of such permit shall proceed at his own risk without assurance that the permit for the entire building or structure will be granted)) In order to determine that the plans, specifications and other data filed for review conform to the requirements of this code and other pertinent laws and ordinances, the Building Official may require the site of any proposed construction be inspected and an evaluation performed.~~

SECTION 27. Snohomish County Code Title 17, section 17.04.140, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.140 Subsection ((303(d))) 106.4.4 amended - Expirations.

Section ((303(d))) 106.4.4 is deleted in its entirety and replaced with a new section ((303(d))) 106.4.4 as follows:

Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void at the expiration of 24 months from the date of issuance. Before the work authorized by the permit can be recommenced, a renewed permit shall first be obtained to do so. If no changes have been made or will be made in the original plans and specification for the work, and if at least one inspection has been done pursuant to the original permit, then the fee for the permit renewal shall be one-half of the amount required for the original permit. No permit may be renewed later than 30

days after the date of expiration of the original permit. No permit shall be renewed more than once. A renewed permit shall expire 24 months from the date of issuance.

No work governed by the provisions of this code may be recommenced on any building or structure for which the permit has expired and not been renewed within the time limitation as prescribed by code or a renewed permit has expired unless a new permit has been obtained from the building official in accordance with the procedures and provisions of this code.

Prior to renewal of a permit, an on-site inspection of the work authorized by the original permit may be performed in order to determine compliance with this code and other codes administered by the building official.

SECTION 28. Snohomish County Code Title 17, section 17.04.150, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.150 Section ~~((304))~~ 107 fees amended.

Section ~~((304))~~ 107 ~~((except sub-sections a, c, and e,))~~ is amended as follows:

(1) All references to ~~(("table 3A"))~~ Table 1-A in section ~~((304))~~ 107 are deleted and shall be read to substitute "chapter 17.02 SCC" therein.

(2) ~~((A new subsection (b) is added to section 304 as follows:~~

~~((b) Fee for successive construction. When more than one building structure is proposed to be constructed in accordance with single basic plans and such proposed construction is regulated by the provisions of group R-3 occupancies or group R-1 occupancies not exceeding two stories in height nor containing more than four dwelling units, or group M occupancies, then the plan check fee for any subsequent building permit shall be charged as set forth in chapter 17.02 SCC. Basic plans are non-transferable from one applicant to another without explicit written permission of the owner))~~

A new section 107.3.1 is added as follows:

(g) Basic plans. A plan check fee as specified by 17.02.050 SCC for successive construction may be allowed where more than one building or structure is proposed to be constructed in accordance with a single basic plan for the following classifications of buildings and structures:

(1) Group R-3 occupancies.

(2) Group R-1 occupancies not exceeding two stories in height, nor containing more than four dwelling units.

(3) Garages, carports, storage buildings, agricultural buildings, and similar structures for private use; and not located on any parcel of land zoned business, commercial, or industrial by Title 18 SCC.

Procedures for approval of basic plans for successive construction shall be established by the Director of Planning and Development Services. Basic plans are nontransferable from one applicant to another without explicit written permission of the owner.

(3) S(~~ubparagraph (d) of s~~)ection (~~(304)~~) 107.4 is amended as follows:

(d) Expiration of plan review. Applications for which no permit is issued within 24 months following the date of application shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official shall notify the applicant of the expiration date, in writing, 90 to 120 days prior to plan review expiration. In order to renew action on an application that has expired, the applicant shall resubmit plans and pay a new plan review fee.

(4) A new subsection 107.2.1 is added (~~(to section 304)~~) as follows:

In addition, any outstanding fees or portions thereof shall be added to the required fee(s) of any future plan review or permit prior to application acceptance or permit issuance. Any fee shall not relieve the applicant from a duty to obtain permits for moving buildings upon roads and/or highways from the appropriate authorities. The permit fee for the construction of a new foundation, enlargement, or remodeling of the move-in building shall be in addition to the pre-move fee. The fee for a factory built structure as approved by the state of Washington department of labor and industries as a modular structure shall be specified in chapter 17.02 SCC.

SECTION 29. Snohomish County Code Title 17, section 17.04.180, last amended by Ordinance No. 90-129, on August 9, 1990, is **AMENDED** to read:

17.04.180 Subsection (~~(307(a))~~) 109.1 amended - Occupancy.

Subsection (~~(307(a))~~) 109.1, first paragraph, is amended to read:

No building, structure or portion thereof in Group A, E, I, H, B, F, M, S or R division 1 occupancy shall be used or occupied, and no change in (~~(use)~~) the existing occupancy classification of a building, structure or portion thereof, shall be made until the building official has issued a certificate of occupancy for such uses, or change of uses as each occurs, or at least annually, **PROVIDED**, that such certificate of occupancy shall not issue until all requirements imposed as a condition of building permit issuance, subdivision approval and all requirements of Snohomish county code have been met. The (~~(inspection and compliance)~~) Fire Marshal division of planning and development services shall inspect said occupancy uses as necessary, but at least annually.

No building in group R-3 or ~~((M))~~ U shall be used or occupied without first having obtained approval from the building official or ~~((his))~~ the building official's authorized representative.

SECTION 30. Snohomish County Code Title 17, section 17.04.188, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.188 Subsection ~~((305(e)(5)))~~ 108.5.6 amended - Required inspections.
Subsection ~~((305(e)(5)))~~ 108.5.6 is amended to read as follows:

5. Final Inspection. To be made after finish grading and the building is completed and ready for occupancy: **PROVIDED, HOWEVER,** That no final inspection approval for residential building permits shall be given until all requirements imposed as a condition of building permit issuance, subdivision approval, and all requirements of Snohomish County Code have been met.

SECTION 31. Snohomish County Code Title 17, section 17.04.200, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.200 Section ~~((420))~~ 220 definitions amended - Story.
Section ~~((420))~~ 220 is amended at that paragraph entitled "Story" by adding the following paragraph:

If any portion of a basement or usable under-floor space in a group R-1 occupancy consisting of five (5) units or more is used or intended to be used for human habitation or assemblage of persons for any purpose, such basement or usable space shall be considered a story.

SECTION 32. Snohomish County Code Title 17, section 17.04.220, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.220 Subsection ~~((1202(b)))~~ 310.2.2 - Paragraph added.
Subsection ~~((1202(b)))~~ 310.2.2 is amended by adding new paragraphs, to read:

Regardless of any other provisions contained within this code, tenant spaces in buildings containing more than ~~((one))~~ four dwelling units and in hotels, shall be separated from

each other and from other areas used in common by tenants by not less than one-hour fire-resistive construction.

~~((Exit corridors used by more than one tenant shall have opening protection as per section 3305(h).))~~

SECTION 33. Snohomish County Code Title 17, section 17.04.226, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.226 Subsection ~~((1706(a)))~~ 711.1 amended - Shafts enclosures.

A new sentence is added to the first paragraph to read as follows:

Protection for shafts containing factory-built chimneys shall be as specified in section ~~((3705))~~ 3102.5.

SECTION 34. Snohomish County Code Title 17, section 17.04.260, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.260 Subsection ~~((2905(f)))~~ 1804.7 amended - Drainage.

Subsection ~~((2905(f)))~~ 1804.7 is deleted and a new subsection ~~((2905(f)))~~ 1804.7 is added, as follows:

Provisions shall be specifically made for the control and drainage of surface water around buildings, to include but not be limited to the following:

1. When brought to the attention of the building official that a potential water drainage problem may exist on any lot or parcel of land, ~~((he))~~ the building official may require the owner or builder to submit plans showing the proposed method to correct such problem. The plan shall indicate in sufficient detail all pipes, ditches or other means of alleviating the water drainage problem such that water will not damage any public or private property or structure. The building official may require a drainage study by a licensed professional engineer. The administrative authority shall approve such water drainage plan or drainage study in writing prior to approval for any building or structure to begin construction or to continue construction in the area that may be affected by the potential or existing water problem.

2. Surface and subsurface drainage from construction which does not require a detailed drainage plan as per chapter 24.16 SCC, shall not alter the drainage pattern onto adjoining properties nor result in any adverse effects to any adjoining properties.

3. Provision shall be made to prevent water from collecting in crawl spaces and from leaking onto basement floors.

4. Roof drains shall not be connected to footing drains.

5. Foundation drains shall not be above footings.

6. Yards shall be graded to slope away from the building for at least four feet.

Before final approval of any building or structure by the building official, where drainage plans or drainage studies are required, the drainage improvement provided for in the approved plan or study shall be completed and in service as approved by the administrative authority.

SECTION 35. Snohomish County Code Title 17, section 17.04.265, last amended by Ordinance No. 87-029, on May 13, 1987, is **AMENDED** to read:

17.04.265 Section ((3705)) 3102.5 amended - Factory-built chimneys.

Section ((3705)) 3102.5 is deleted and is replaced by a new section ((3705)) 3102.5 as follows:

(a) - Factory-built chimneys shall be installed in strict accordance with the terms of their listings and the manufacturer's instructions as specified in the Mechanical Code.

(b) The following applies to factory-built chimneys serving solid fuel appliances:

1. Every factory-built chimney which is concealed within the framework of the building shall be enclosed in a modified shaft as specified in this section.

2. The interior surface of the modified shaft shall be of materials as approved for not less than two-hour fire-resistive construction in buildings more than four (4) stories in height of Type I and II fire-resistive construction and shall be of materials as approved for not less than one-hour fire-resistive construction elsewhere.

EXCEPTION: When not otherwise required by this code, the required fire-resistive materials of chimney enclosures which are located outside of the exterior walls of the building may be limited to those walls which form the separation between the shaft and the building.

3. Penetrations of any fire-resistive modified shaft wall for other than a factory-built chimney, a listed factory-built fireplace or its listed components shall be protected in accordance with subsection ~~((4304(e)))~~ 709.6.

4. Structural elements which support a factory-built fireplace or chimney and which extend into the shaft shall have fire-resistive protection equivalent to that required for the shaft walls. All shaft walls shall extend at least to the underside of the roof sheathing. Fire stops shall not be installed in chimney shafts constructed in accordance to this section.

SECTION 36. Snohomish County Code Title 17, section 17.04.280, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.280 Section ~~((7003))~~ 3306 deleted - New section added.

Section ~~((7003))~~ 3306 is deleted in its entirety and a new section ~~((7003))~~ 3306 is added, as follows:

No person shall do any grading without first having obtained a grading permit from the director.

I. The following are excluded from this requirement:

(A) The depositing or covering of any garbage, rubbish or other material at any landfill operated by Snohomish county.

(B) Cemetery graves.

(C) Any grading in remote areas by an owner or holder of a possessory interest in the land for the primary purpose of construction or maintenance of access to or on such landowner property.

(D) Any grading within a publicly owned right of way with department of public works' approval.

(E) Any grading for roads within a preliminarily or finally approved residential plat which has a construction plan approved by Snohomish county, or as regulated by the requirements of the decision of the hearing examiner for the preliminary plat.

(F) Normal and necessary agricultural practices as defined in Title 32 SCC.

(G) Fill less than 50 cubic yards not located within a critical area or its buffer and which does not obstruct a drainage course.

II. The following are exempt from this requirement if, after plan review, in the opinion of the building official, drainage may be changed, diverted or provide for flow increase at any point of exit from the property so as not to adversely affect an adjoining or nearby property or public right of way.

The following are exempt:

~~((F))~~H) An excavation or fill for basements and footings of a building, retaining wall, parking lot or other structure authorized by a valid building permit. This shall not exempt any fill made with the material from such excavation nor exempt any excavation having an unsupported height greater than five feet after the completion of such structure.

~~((G))~~I) Excavation less than five feet in vertical depth not involving more than 500 cubic yards of earth or other material on a single site, which does not create a cut slope steeper than one and one-half to one.

~~((H))~~J) Fill less than three feet in vertical depth not involving more than 500 cubic yards of earth or other material on a single site, not intended to support structures.

SECTION 37. Snohomish County Code Title 17, section 17.04.290, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.290 Section ~~((7005))~~ 3308 deleted - New section ~~((7005))~~ 3308 added.

Section ~~((7005))~~ 3308 is deleted in its entirety and a new section ~~((7005))~~ 3308 is added, as follows:

For purposes of this chapter, the definitions listed hereunder shall be construed as specified in this section.

(A) "Bench" is a relatively level step excavated or constructed on the face of a graded slope surface for drainage and maintenance purposes.

(B) "Berm" is a mound or raised area used for the purpose of screening a site or operation.

(C) "Civil engineer" means a professional engineer registered in the state of Washington to practice in the field of civil works.

(D) "Compaction" is the densification of a fill by mechanical means.

(E) "Earth material" is any rock, natural soil or any combination thereof.

(F) "Erosion" is the wearing away of the ground surface as the result of the movement of wind, water and/or ice.

(G) "Excavation" is the mechanical removal of earth material.

(H) "Fill" is a deposit of earth material placed by mechanical means.

(I) "Grade" means the elevation of the ground surface.

(1) "Existing grade" is the grade prior to grading.

(2) "Rough grade" is the stage at which the grade approximately conforms to the approved plan as required in section ((7006)) 3309.

(3) "Finish grade" is the final grade of the site which conforms to the approved plan as required in section ((7006)) 3309.

(J) "Grading" is any excavating or filling or combination thereof.

(K) "Grading permit" means a permit required by ordinance, including temporary permits.

(L) "Reclamation" means the final grading and land restoration of a site.

(M) "Remote area" means a rural area on which a grading site (used primarily as the source of materials for the construction or maintenance of access) is not visible from any state highway, county road or any public street or highway, or, if visible, it is more than one mile away from the point on such road from which it is visible.

(N) "Shorelines" means those lands defined as shorelines in the state shorelines management act of 1971.

(O) "Site" is any lot or parcel of land or contiguous combination thereof where projects covered by this chapter are performed or permitted where a public street or way may intervene.

(P) "Slope" is an inclined ground surface, the inclination of which is expressed as a ratio of horizontal distance to vertical distance.

(Q) "Soil engineer" means a civil engineer experienced and knowledgeable in the practice of soil engineering.

(R) "Terrace" is a relatively level step excavated or constructed on the face of a graded slope surface for drainage and maintenance purposes.

(S) "Tidelands" means that portion of the land which is covered and uncovered by the ebb and flood tide.

SECTION 38. Snohomish County Code Title 17, section 17.04.300, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.300 Section ~~((7007))~~ 3310, grading fees amended.

Section ~~((7007))~~ 3310 is amended to delete any reference to ~~((†))~~Table ~~((70A))~~ A-33-A and ~~((70B))~~ A-33-B and substitute therefore a reference to chapter 17.02 SCC.

SECTION 39. Snohomish County Code Title 17, section 17.04.310, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.310 Section ~~((7010))~~ 3313 deleted - New section added, fills, operating conditions.

Section ~~((7010))~~ 3313 is deleted in its entirety and a new section ~~((7010))~~ 3313 is added, as follows:

OPERATING CONDITIONS AND STANDARDS OF PERFORMANCE. Cuts and fills shall conform to the provisions of this section unless otherwise approved by the director.

(A) Slope - No slope of cut or fill surfaces shall be steeper than is safe for the intended use and shall not exceed two horizontal to one vertical, unless otherwise approved by the director.

(B) Erosion Control - All disturbed areas including faces of cuts and fill slopes shall be prepared and maintained to control erosion. This control may consist of effective

planting. The protection for these areas shall be installed as soon as practical and prior to bond release. Where areas are not subject to erosion, as determined by the director, such protection may be omitted.

(C) Preparation of Ground - The ground surface shall be prepared to receive fill by removing unsuitable material such as concrete slabs, tree stumps, brush and car bodies.

(D) Fill Material - Except in an approved sanitary landfill, only earth materials which have no rock or similar irreducible material with a maximum dimension greater than 18 inches shall be used.

(E) Drainage - Provisions shall be made to:

(1) Prevent any surface water or seepage from damaging the cut face of any excavations or the sloping face of a fill;

(2) Carry any surface waters that are or might be concentrated as a result of a fill or excavation to a natural watercourse, or by other means approved by the department of public works;

(3) Prevent any sediment from leaving the site.

(F) Bench/Terrace - Benches, if required, at least 10 feet in width shall be back-sloped and shall be established at not more than 25 feet vertical intervals to control surface drainage and debris. Swales or ditches on benches shall have a maximum gradient of five percent.

(G) Access Roads-Maintenance - Access roads to grading sites shall be located, constructed and maintained to the satisfaction of Snohomish county to minimize problems of dust, mud, traffic circulation and environmental concerns.

(H) Access Roads-Gate - Access roads to grading sites shall be controlled by a gate when required by the director.

(I) Warning Signs - Signs warning of hazardous conditions, if such exist, shall be affixed at locations as required by the director.

(J) Fencing - Fencing, where required by the director, to protect life, limb and property, shall be installed with lockable gates which must be closed and locked when not working the site. The fence must be no less than five feet in height and the fence material shall have no horizontal opening larger than two inches.

SECTION 40. Snohomish County Code Title 17, section 17.04.320, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.320 New section ~~((7016))~~ 3319 added.

A new section ~~((7016))~~ 3319, land restoration, is added to Appendix chapter ~~((70))~~ 33, Uniform Building Code, as follows:

(A) Upon the exhaustion of minerals or materials or upon the permanent abandonment of the quarrying or mining operation, all nonconforming buildings, structures, apparatus or appurtenances accessory to the quarrying and mining operation shall be removed or otherwise dismantled to the satisfaction of the director. This requirement shall not require land restoration on projects completed prior to January 1, 1971, except those covered under previously existing zoning requirements.

(B) Final grades shall be such so as to encourage the uses permitted within the underlying zone classification.

(C) Grading or backfilling shall be made with nonnoxious, nonflammable, noncombustible and nonputrescible solids.

(D) Such graded or backfilled areas, except for roads, shall be sodded or surfaced with soil of a quality at least equal to the topsoil of the land areas immediately surrounding, and to a depth of at least four inches or a depth of that of the topsoil of land areas immediately surrounding if less than four inches.

(E) Such topsoil as required by paragraph (D) shall be planted with trees, shrubs, legumes or grasses, and said flora shall be so selected as to be indigenous to the surrounding area.

(F) Graded or backfilled areas shall be reclaimed in a manner which will not allow water to collect and permit stagnant water to remain. Suitable drainage systems approved by the department of public works shall be constructed or installed if natural drainage is not possible.

(G) Waste or soil piles shall be leveled and the area treated as to sodding or surfacing and planning as required in sub~~((divisions))~~sections ~~((4))~~ (D) and ~~((5))~~ (E) of this section.

SECTION 41. Snohomish County Code Title 17, section 17.04.330, last amended by Ordinance No. 85-020, on May 1, 1985, is **AMENDED** to read:

17.04.330 New section ~~((7017))~~ 3320 added.

A new section ~~((7017))~~ 3320 is added to Appendix chapter ~~((70))~~ 33, Uniform Building Code, as follows:

(A) Any fill placed upon land adjacent to or beneath any stream or water body shall be contained and placed so as to prevent adverse effect upon other lands.

(B) No permit required by this chapter shall be issued for grading upon the shorelines until approved by the appropriate federal, state and local authority.

(C) For grading which requires a shoreline management substantial development permit, the conditions of the shoreline management substantial development permit shall be incorporated into the conditions of any permit issued pursuant to this chapter.

SECTION 42. Snohomish County Code Title 17, Chapter 17.06, Chapter Heading, is **AMENDED** to read:

Chapter 17.06

UNIFORM ~~((BUILDING CODE, VOLUME IV))~~ CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS

SECTION 43. Snohomish County Code Title 17, section 17.06.010, adopted by Resolution on August 21, 1972, is **AMENDED** to read:

17.06.010 The Uniform ((Building)) Code for the Abatement of Dangerous Buildings (((1970)) 1994 edition adopted((-Copies on file)).

~~((A certain document, three copies of which are on file in the office of the county auditor, one copy on file with the city clerk of the following cities within Snohomish county: Arlington, Brier, Darrington, Edmonds, Everett, Gold Bar, Granite Falls, Index, Lake Stevens, Lynnwood, Marysville, Monroe, Woodway, Mountlake Terrace, Mukilteo, Snohomish, Stanwood, Sultan, being marked and designated as "Uniform Building Code, Vol. IV, 1970 edition, published by international conference of building officials, is hereby adopted as the code of the county of Snohomish for regulating the repair, vacation and demolition of dangerous buildings in the county outside any incorporated cities or towns, and providing penalties for violating such regulations; and each and all of the regulations, provisions, penalties, conditions, and terms of such "Uniform~~

~~Building Code, Vol. IV, 1970 edition, published by the international conference of building officials" on file in the office of the county auditor are hereby referred to, adopted, and made a part hereof, as if fully set out in this chapter))~~ The Uniform Code for the Abatement of Dangerous Buildings, 1994 edition, published by the International Conference of Building Officials, as expressly adopted, and amended by the county, is hereby incorporated and made a part of this chapter by reference, and is adopted as the Uniform Code for the Abatement of Dangerous Buildings of Snohomish County. One copy shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library System.

SECTION 44. Snohomish County Code Title 17, section 17.06.050, adopted by Resolution on August 21, 1972, is **AMENDED** to read:

17.06.050 Section 203 ~~((amended--Penalties--))~~ Paragraphs added - Violations and penalties.
~~((The final sentence of section 203 is amended to read:))~~ New paragraphs are added to section 203 as follows:

Any person, firm, or corporation violating any of the provisions of this code shall be deemed guilty of a misdemeanor ~~((and))~~ that shall be deemed a separate offense for each day or portion thereof for which said violation is committed, continued, or permitted, and upon conviction of any such violation said person, firm, or corporation shall be punished as provided in SCC 1.01.100. In addition, or in the alternative, any such person, firm or corporation shall be subject to the assessment of the cumulative civil penalty as provided for in chapter 17.60, SCC.

IMMEDIATE HAZARD VIOLATION--EXCEPTION For any violation of Title 17.06 SCC that is determined to be an immediate hazard, a NOTICE OF VIOLATION AND ORDER TO ABATE IMMEDIATE HAZARD shall issue as an exception to the provisions of chapter 17.60 SCC for which no right of appeal provided thereunder shall stay the order to abate and correct said immediate hazard violation.

SECTION 45. Snohomish County Code Title 17, section 17.06.060, adopted by Resolution on August 21, 1972, is **AMENDED** to read:

17.06.060 Section 205.1 amended, - Board of appeals.
~~((Section 205 is amended to read))~~ A new subsection 205.1 is added to read as follows:

~~((In order to provide for final interpretation of the provisions of this code and to hear appeals provided for hereunder, there is hereby established a board of appeals consisting of seven members who are not employees of the county.~~

~~The building official shall be an ex-official member of and shall act as secretary to said board. The board shall be appointed by the board of county commissioners and shall serve at its pleasure. The board may adopt reasonable rules and regulations for conducting its business and shall render all decisions and findings in writing to the appellant with a copy to the building official. Appeals to the board shall be processed in accordance with the provisions contained in Section 501 of this Code. Copies of all rules or regulations adopted by the board shall be delivered to the building official who shall make them freely accessible to the public.)~~

The Board of appeals shall operate under the provisions of chapter 17.50 SCC.

SECTION 46. Snohomish County Code Title 17, section 17.06.065, adopted by Resolution on August 21, 1972, is **AMENDED** to read:

17.06.065 Section 401(~~(b)~~),2 amended - Notice and order.

The introductory paragraph of Section 401(~~(b)~~),2 is amended to read:

The building official shall issue a notice and order directed to the record owner of the building, which notice and order shall also constitute a notice of violation as provided for in SCC 17.~~((40.020))~~60.040. Nothing in this section shall limit the authority of the county to pursue any other legal or equitable remedy or proceeding appropriate. In addition to the contents required by SCC 17.~~((40.020))~~60.040 (a), ~~((the))~~ a notice and order shall contain(~~(-)~~) :

SECTION 47. Snohomish County Code Title 17, section 17.06.070, last amended by Resolution on December 27, 1976, is **AMENDED** to read:

17.06.070 Section 701(~~((a))~~) 1 amended - Compliance.

The final sentence of section 701(~~((a))~~) 1 is amended to read:

Any such person who fails to comply with any such order is guilty of a misdemeanor and shall be punished as provided in SCC 1.01.100, and, in addition or in the alternative shall be subject to assessment of the cumulative civil penalty provided for in chapter 17.~~((40))~~60 SCC.

SECTION 48. Snohomish County Code Title 17, section 17.06.080, last amended by Resolution on December 27, 1976, is **AMENDED** to read:

17.06.080 Section 701~~((b))~~.2 amended - Failure to obey order.

Section 701~~((b))~~.2 is amended to read:

If, after any order of the building official or board of appeals made pursuant to this code has become final, the person to whom such order is directed shall fail, neglect or refuse to obey such order, the building official may (i) submit the case to the Prosecuting Attorney for Snohomish county for prosecution or collection of the cumulative civil penalty or (ii) submit the case to the ~~((board of county commissioners))~~ County Council and the prosecuting attorney for Snohomish county for institution of appropriate legal action to abate such building as a public nuisance.

SECTION 49. Snohomish County Code Title 17, section 17.06.090, adopted by Resolution on August 21, 1972, is **AMENDED** to read:

17.06.090 Section 701~~((e))~~.3.3 and chapter 8 and chapter 9 ~~((stricken))~~ deleted - Repair or demolition by county.

Section 701 ~~((e))~~.3.3 and chapter 8 and chapter 9 are ~~((stricken))~~ deleted.

SECTION 50. Snohomish County Code Title 17, section 17.06.100, adopted by Resolution on August 21, 1972, is **AMENDED** to read:

17.06.100 Section 704 added - Notice to assessor.

A new section is added which shall read:

Section 704 Notice to assessor. The building official shall notify the county assessor in writing of any building which has been posted as specified in section 701~~((e))~~.3.1, upon such building being in fact vacated. The building official shall keep the county assessor informed as to the status of such a building.

SECTION 51. NEW CHAPTER. A NEW CHAPTER is added to Snohomish County Code Title 17 as follows:

Chapter 17.12

VENTILATION AND INDOOR AIR QUALITY

SECTION 52. NEW SECTION. A NEW SECTION is added to chapter 17.12 of Snohomish County Code to read:

17.12.010 Code Adopted.

The Washington State Ventilation and Indoor Air Quality Code, Second Edition, Chapter 51-13 WAC, is hereby incorporated and made a part of this chapter by reference and is adopted as the Ventilation and Indoor Air Quality Code of Snohomish County. One copy shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library System

SECTION 53. NEW SECTION. A NEW SECTION is added to chapter 17.12 of Snohomish County Code to read:

17.12.090 Appeals.

The Board of appeals shall operate under the provisions of chapter 17.50 SCC.

SECTION 54. Snohomish County Code Title 17, section 17.16.010, last amended by Ordinance No. 85-021, on May 1, 1985, is **AMENDED** to read:

17.16.010 Uniform Plumbing Code adopted(~~(—Copies on file)~~).

The Uniform Plumbing Code, ~~((1982))~~ 1991 edition, published by the international association of plumbing and mechanical officials, as adopted and amended by the Washington State Building Code Council and included in Chapter 19.27 of the Revised Code of Washington (RCW), except as expressly amended by ~~((this chapter))~~ the county, is hereby incorporated herein and made a part of this chapter by reference and is adopted as the Uniform Plumbing Code of Snohomish county. ~~((Three copies of the Uniform Plumbing Code of Snohomish county are on file in the office of the county auditor and one copy is on file with the city clerk of each of the following cities within Snohomish county: Arlington, Brier, Darrington, Edmonds, Everett, Gold Bar, Granite Falls, Index, Lake Stevens, Lynnwood, Marysville, Mill Creek, Monroe, Woodway, Mountlake Terrace, Mukilteo, Snohomish, Stanwood and Sultan))~~ The appendices to the Uniform

Plumbing Code are hereby adopted and incorporated into this chapter, except Appendix Chapter I is deleted in its entirety. One copy of the Uniform Plumbing Code of Snohomish County shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library system.

SECTION 55. Snohomish County Code Title 17, section 17.16.040, last amended by Ordinance No. 85-021, on May 1, 1985, is **AMENDED** to read:

17.16.040 Section 20.3 deleted - New section 20.3 added

Section 20.3 is deleted in its entirety and a new section 20.3 is added as follows:

(a) Any person, firm or corporation violating any provision of this code shall be guilty of a misdemeanor, that shall be deemed a separate offense for each day or portion thereof for which said violation is committed, continued, or permitted, and upon conviction of any such violation said person, firm or corporation shall be punished as provided in SCC 1.01.100. In addition, or in the alternative, any such person, firm or corporation shall be subject to the assessment of the cumulative civil penalty as provided for in chapter 17.~~((40))~~60 SCC.

IMMEDIATE HAZARD VIOLATION - EXCEPTION For any violation of title 17, Uniform Plumbing Code that is determined to be an immediate hazard, a **NOTICE OF VIOLATION AND ORDER TO ABATE IMMEDIATE HAZARD** shall issue as an exception to the provisions of chapter 17.~~((40))~~60 SCC for which no right of appeal provided thereunder shall stay the order to abate and correct said immediate hazard violation.

(b) The issuance or granting of a permit or approval of plans shall not prevent the administrative authority from thereafter requiring the correction of errors in said plans and specifications or from preventing construction operations being carried on thereunder when in violation of this code or of any other ordinance or from revoking any certificate of approval when issued in error.

(c) Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void at the expiration of ~~((18))~~ 24 months from the date of issuance of the permit. Before such work authorized by the permit can be recommenced a renewed permit shall be first obtained to do so, and the fee therefor shall be one-half of the amount required for the original permit, **PROVIDED** no changes have been made or will be made in the original plans and specification for such work; and **PROVIDED FURTHER** That such a renewed permit shall be issued no later than 30 days after the date of expiration of the original permit. No permit shall be renewed more than once. A renewed permit shall expire by limitation at the expiration of 24 months from the date of issuance.

No work governed by the provisions of this code shall be recommenced on any building or structure for which the permit had expired and not renewed within the time limitation as prescribed by code; or for work for which a renewed permit has expired except by obtaining a new permit from the building official subject to the procedures and provisions of this code and the governing jurisdiction for such permit issuance.

SECTION 56. Snohomish County Code Title 17, section 17.16.050, last amended by Ordinance No. 85-021, May 1, 1985, is **AMENDED** to read:

17.16.050 Section ~~((20.7 deleted—New section 20.7 added))~~ 30.4 - Cost of permit.

~~Section 20.7, cost of permit is deleted in its entirety and is replaced by a new section 20.7 which reads as follows:--)~~ Section 30.4 -New paragraph added.

The cost of any permit issued under this ~~((code))~~ chapter shall be assessed in accordance with chapter 17.02, SCC.

SECTION 57. Snohomish County Code Title 17, section 17.16.070, last amended by Ordinance No. 85-021, on May 1, 1985, is **AMENDED** to read:

17.16.070 ~~((Section 20.14 deleted—New section 20.14 added—))~~ Board of appeals.

~~Sections ((20.14 is deleted in its entirety and replaced by a new section 20.14))~~ 201 (e through (j)) are deleted and a new Section 201 (e) is added as follows:

~~((In order to make a correction determination of any appeal arising from actions of the administrative authority, the codes advisory and appeals board created by chapter 17.50, SCC, shall have jurisdiction to do so hereunder in accordance with chapter 17.50 SCC, and rules and regulations promulgated thereunder, consistent with the remainder of this chapter))~~ The Board of Appeals shall operate under the provisions of Chapter 17.50 Snohomish County Code.

SECTION 58. Snohomish County Code Title 17, section 17.16.080, last amended by Ordinance No. 85-021, on May 1, 1985, is **AMENDED** to read:

17.16.080 Permits.

No permit shall issue to any person to do or cause to be done any work regulated by this chapter, except to the following:

- (1) A State of Washington licensed general contractor; or

(2) A person holding a valid unexpired and unrevoked plumbing contractor's certificate of registration (~~(, or other certificate of registration authorizing the holder to do plumbing work,)~~) issued by the state department of labor and industries; or

(3) Any person for work on ~~((his))~~ their own property, whether occupied by ~~((him))~~ the owner or not~~((, and any person for work on his residence, whether owned by him or not, PROVIDED That such work is not undertaken with the intention and for the purpose of selling the improved property))~~.

SECTION 59. Snohomish County Code Title 17, section 17.18.010, last amended by Ordinance No. 85-022, on May 1, 1985, is **AMENDED** to read:

17.18.010 Uniform Mechanical Code adopted~~((--Copies on file))~~.

The Uniform Mechanical Code, ~~((1982))~~ 1994 edition, published by the international conference of building officials ~~((and the international association of plumbing and mechanical officials))~~, as adopted and amended by the Washington State Building Code Council and included in Chapter 19.27 of the Revised Code of Washington (RCW), except as expressly amended by ~~((this chapter))~~ the county, is hereby incorporated herein and made a part of this chapter by reference and is adopted as the Uniform Mechanical Code of Snohomish county. ~~((Three copies of the Uniform Mechanical Code of Snohomish county are on file in the office of the county auditor and one copy is on file with the city clerk of each of the following cities within Snohomish county: Arlington, Brier, Darrington, Edmonds, Everett, Gold Bar, Granite Falls, Index, Lake Stevens, Lynnwood, Marysville, Mill Creek, Monroe, Mountlake Terrace, Mukilteo, Snohomish, Stanwood, Sultan and Woodway))~~ All appendices of the Uniform Mechanical Code are incorporated by reference and made a part of this chapter. One copy of the Uniform Mechanical Code shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library system.

SECTION 60. Snohomish County Code Title 17, section 17.18.040, last amended by Ordinance No. 85-022, on May 1, 1985, is **AMENDED** to read:

17.18.040 Section ~~((203))~~ 110 amended.

Section ~~((203))~~ 110 of the Uniform Mechanical Code, ~~((1982 edition,))~~ is amended to read as follows:

~~((The codes advisory and appeals board created and governed by chapter 17.50 SCC, shall determine the suitability of alternate materials and methods of construction and provide for reasonable interpretation of the provisions of this code.))~~ All appeals under this chapter shall be governed by chapter 17.50 SCC.

SECTION 61. Snohomish County Code Title 17, section 17.18.050, last amended by Ordinance No. 85-022, on May 1, 1985, is **AMENDED** to read:

17.18.050 Section ~~((204))~~ 111 amended - Violation and penalties.

A new paragraph is added to section ~~((204))~~ 111 as follows:

Any person, firm, or corporation violating any provision of this code shall be guilty of a misdemeanor, that shall be deemed a separate offense for each day or portion thereof for which said violation is committed, continued, or permitted, and upon conviction of any such violation said person, firm, or corporation shall be punished as provided in SCC 1.01.100. In addition, or in the alternative, any such person, firm or corporation shall be subject to the assessment of the cumulative civil penalty as provided for in chapter 17.~~((40))~~60 SCC.

IMMEDIATE HAZARD VIOLATION - EXCEPTION For any violation of this chapter that is determined to be an immediate hazard, a **NOTICE OF VIOLATION AND**

ORDER TO ABATE IMMEDIATE HAZARD shall issue as an exception to the provisions of chapter 17.~~((40))~~60 SCC for which no right of appeal provided thereunder shall stay the order to abate and correct said immediate hazard violation.

SECTION 62. Snohomish County Code Title 17, section 17.18.055, last amended by Ordinance No. 85-022, on May 1, 1985, is **AMENDED** to read:

17.18.055 Section ~~((303-(d)))~~ 114.4.1 amended - Expiration.

Section ~~((303-(d)))~~ 114.4.1 is deleted in its entirety and replaced with a new section ~~((303-(d)))~~ 114.4.1 as follows:

Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void at the expiration of ~~((18))~~ 24 months from the date of issuance of the permit. Before such work authorized by the permit can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one-half of the amount required for the original permit, **PROVIDED** no changes have been made or will be made in the original plans and specification for such work; and **PROVIDED FURTHER** That such a renewed permit shall be issue no later than 30 days after the date of expiration of the original permit. No permit shall be renewed more than once. A renewed permit shall expire 24 months from the date of issuance.

No work governed by the provisions of this code shall be recommenced on any building or structure for which the permit had expired and not renewed within the time limitation

as prescribed by code; or for work for which a renewed permit has expired except by obtaining a new permit from the building official subject to the procedures and provisions of this code and the county for such permit issuance.

SECTION 63. Snohomish County Code Title 17, section 17.18.060, last amended by Ordinance No. 85-022, on May 1, 1985, is **AMENDED** to read:

17.18.060 Sections ~~((304))~~ 115 & ~~((305))~~ 116, permit fees, fee refunds & inspections amended. Sections ~~((304))~~ 115 & ~~((305))~~ 116 are each amended as follows:

(1) Delete all reference to ~~((t))~~Table ~~((No. 3))~~ 1-A and substitute therefor reference to chapter 17.02 SCC.

(2) Delete ~~((subparagraph (3) of))~~ section ~~((304))~~ 115.6.3 and substitute reference to chapter 17.02 SCC.

SECTION 64. Snohomish County Code Title 17, section 17.20.010, adopted by Resolution on December 19, 1966, is **AMENDED** to read:

17.20.010 Code adopted ~~((--Amendments))~~.

The Uniform Sign Code ~~((is adopted and supplemented as follows:))~~

~~((1) Wherever sign code refers to "city", it is interpreted to mean "county".~~

~~(2) In section S 303 delete #3. "Signs less than six feet above grade."~~

~~(3) Amend section S 304 to read as follows:~~

~~1. A building permit shall be required if a sign is more than two square feet in area, and has a valuation of \$200.00.~~

~~2. Any sign with a valuation of \$200.00 or more shall require a permit.~~

~~3. Fee schedules:~~

~~(a) Signs over two feet in area, and less than \$200.00 valuation - \$2.00~~

~~(b) Signs of \$200.00 valuation or more: Shall be based on the building permit fee schedule as adopted in the 1961 edition of the Uniform Building Code.))~~ 1994 edition, published by the International Conference of Building Officials, except as expressly amended by the county, is hereby incorporated and made a part of this chapter by reference and is adopted as the Uniform Sign Code of Snohomish County. One copy shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library System.

SECTION 65. NEW SECTION. A NEW SECTION is added to chapter 17.20 of Snohomish County Code to read:

17.20.050 Permit fees.

A permit shall be required if a sign is more than four square feet in area. A sign permit fee and a plan review fee shall be paid in accordance with chapter 17.02 SCC.

SECTION 66. NEW SECTION. A NEW SECTION is added to chapter 17.20 of Snohomish County Code to read:

17.20.070 Section 303 amended..

Section 303 is amended as follows:

In section 303 delete #3. "Signs less than six feet above grade."

SECTION 67. NEW SECTION. A NEW SECTION is added to chapter 17.20 of Snohomish County Code to read:

17.20.090 Appeals.

The Board of appeals shall operate under the provisions of chapter 17.50 SCC.

SECTION 68. Snohomish County Code Title 17, section 17.20.120, adopted by Resolution on December 27, 1976, is **AMENDED** to read:

17.20.120 Cumulative civil penalty.

In addition to or as an alternative to any other penalty provided herein or by law, any person, firm or corporation violating any provision of this code shall be subject to the assessment of the cumulative civil penalty provided for in chapter 17.~~((40))~~60 SCC.

SECTION 69. Snohomish County Code Title 17, Chapter 17.22, Chapter Heading is **AMENDED** to read:

Chapter 17.22

ENERGY CODE((S))

SECTION 70. Snohomish County Code Title 17, section 17.22.010, last amended by Ordinance No. 89-152, on December 11, 1989, is **AMENDED** to read:

17.22.010 (~~Northwest Energy~~) Code adopted(~~(--Copies on file)~~).

~~((The Northwest Energy Code, 1987 edition as promulgated by the Bonneville Power Administration is hereby adopted and incorporated into and made a part of this chapter by reference. This code shall apply to all new residential construction using electrical space heating and all new nonresidential construction using electrical space conditioning and electrical lighting; PROVIDED, That the ventilation requirements contained in section 305 of the 1986 Washington state energy code (second edition) shall apply to commercial buildings. Three copies of the Northwest Energy Code are on file in the office of the county auditor and one copy is on file in the office of the city clerk of the following cities within Snohomish county: Arlington, Brier, Darrington, Edmonds, Everett, Gold Bar, Granite Falls, Index, Lake Stevens, Lynnwood, Marysville, Mill Creek, Monroe, Woodway, Mountlake Terrace, Mukilteo, Snohomish, Stanwood and Sultan))~~ The Washington State Energy Code, Chapter 51-11 WAC, is hereby incorporated and made a part of this chapter by reference and is adopted as the Energy Code of Snohomish County. One copy shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library System.

SECTION 71. NEW SECTION. A NEW SECTION is added to chapter 17.22 of Snohomish County Code to read:

17.22.090 Appeals.

The Board of appeals shall operate under the provisions of chapter 17.50 SCC.

SECTION 72. Snohomish County Code Title 17, Chapter 17.28, Chapter Heading, is **AMENDED** to read:

Chapter 17.28

MOBILE HOME AND COMMERCIAL COACH PERMITS

SECTION 73. Snohomish County Code Title 17, section 17.28.010, last amended by Ordinance No. 81-014, on March 9, 1981, is **AMENDED** to read:

17.28.010 ((Purpose)) Code Adopted.

~~((The purpose of this chapter is to protect the public health and safety, and to provide for inspections on the site to assure that mobile homes have been properly inspected under state standards))~~ Only those portions of the State of Washington Administrative Code (WAC) 296-150B that pertain to the installation and set-up of mobile homes and commercial coaches are hereby incorporated and made a part of this chapter by reference.

SECTION 74. Snohomish County Code Title 17, section 17.28.045, last amended by Ordinance No. 81-014, on March 9, 1981, is **AMENDED** to read:

17.28.045 Flood hazard zone.

An application for a permit to locate a mobile home within a flood hazard zone shall be processed in accordance with the provisions of chapter ~~((18-68))~~ 27.12 SCC.

SECTION 75. NEW SECTION. A **NEW SECTION** is added to chapter 17.28 of Snohomish County Code to read:

17.28.050 Permit Fees.

Permit fees shall be in accordance with Snohomish County Code 17.02.

SECTION 76. Snohomish County Code Title 17, section 17.28.060, last amended by Ordinance No 81-076, on March 9, 1981, is **AMENDED** to read:

17.28.060 Inspection approval.

(1) Upon location of a mobile home upon the site, the permit holder shall notify the department of planning and development services, who shall make such inspection as is appropriate to the purpose, and shall approve the mobile home for occupancy at the site and so note upon the records of the department of planning and development services, and may attach an insignia to the mobile home which, when attached, shall not be removed so long as the mobile home remains on the identical site when ~~((he finds))~~ it has been determined:

(a) That the home bears such insignia of approval as delineated in SCC 17.28.030;
and

(b) That it is located in an area zoned therefor and is so positioned upon the site as to meet applicable yard or building setback requirements for the zone in which located; and

(c) That it complies with any applicable condition imposed by the provisions of the county zoning code, including a conditional use permit or variance if applicable; and

(d) That the mobile home will comply with pertinent laws and regulations relating to sewage disposal; and

(e) That the mobile home is placed upon a permanent foundation in the manner as provided by applicable building codes; or

(i) ~~((Where applicable, meets the provisions of SCC 18.18.020(14); or (ii)))~~
Where applicable, is placed upon a temporary foundation and has completely enclosed the area under the mobile home by a skirt enclosure.

(2) In the case of mobile homes to be temporarily occupied either:

(a) During construction of a building for which a valid building permit has been issued and maintained, or

(b) As a temporary office caretaker quarters at a construction site; or

(c) In compliance with express permission of a variance, conditional use permit, or other zoning control; then the occupancy period permitted upon temporary approval may be increased to the time requested by the applicant but not more than either:

(i) One year, or

(ii) That period permitted by applicable variance, conditional use permit or other zoning control; PROVIDED, That the permit holder at the time of application submitted a bond to Snohomish county with two or more sureties or with a surety company as surety and the penal sum of \$500.00, conditioned that the applicant shall promptly remove the mobile home at the expiration of said time period or upon the earlier lapse of the qualifying permit.

SECTION 77. Snohomish County Code Title 17, section 17.28.070, last amended by Ordinance No 81-014, on March 9, 1981, is **AMENDED** to read:

17.28.070 Penalties.

Any person, firm or corporation who shall violate or fail to comply with any provision of this chapter or who shall, having obtained a permit hereunder, willfully fail to continue to comply with the terms and conditions hereunder, or who shall knowingly counsel, aid or abet such violation or failure to comply, shall be deemed guilty of a misdemeanor and punished as provided in SCC 1.01.100. In addition or as an alternative thereto, any such person, firm or corporation shall be subject to the assessment of the cumulative civil penalty provided for in chapter 17.~~((40))~~60 SCC.

SECTION 78. NEW SECTION. A NEW SECTION is added to chapter 17.28 of Snohomish County Code to read:

17.28.090 Appeals.

The Board of appeals shall operate under the provisions of chapter 17.50 SCC.

SECTION 79. Snohomish County Code Title 17, Chapter 17.40, Chapter Heading, is **AMENDED** and **RECODIFIED** to read:

Chapter 17.~~((40))~~ 60

ENFORCEMENT

SECTION 80. Snohomish County Code Title 17, section 17.40.010, last amended by Ordinance No 85-024, on May 1, 1985, is **AMENDED** and **RECODIFIED** to read:

17.~~((40))~~ 60.010 Director's authority.

Whenever the director determines that a condition exists in violation of this title, or any code or standard required to be adhered to by this title, ~~((he))~~ the director is authorized to enforce the provisions of this title, or codes or standards, pertaining to such condition existing in violation thereof.

SECTION 81. Snohomish County Code Title 17, section 17.40.020, last amended by Ordinance No 85-024, on May 1, 1985, is **RECODIFIED**:

17.~~((40))~~ 60.020 Title 28 SCC - Applicable.

All violations of this title, and codes and standards required thereby, are made subject to the provisions of Title 28 SCC.

SECTION 82. Snohomish County Code Title 17, section 17.40.030, last amended by Ordinance No 85-024, on May 1, 1985, is **AMENDED** and **RECODIFIED** to read:

17.~~((40))~~ 60.030 Order to cease violation.

Whenever any condition is found to be in violation of this title, or codes or standards required to be adhered to thereunder, and pending commencement and completion of the notice and order procedure of SCC 17.~~((40))~~60.040, the director may order the cessation of activity causing the violation condition by notice in writing served on the person(s) engaged in or causing such condition. The effect of such order shall be to require immediate cessation of activity causing the violative condition. Said order shall not be affected by any right of appeal afforded by this or any other title of this code.

SECTION 83. Snohomish County Code Title 17, section 17.40.040, last amended by Ordinance No 85-024, on May 1, 1985, is **RECODIFIED**:

17.~~(40)~~ 60.040 Notice of violation - Penalty - Abatement.

The director is authorized to order correction and discontinuance of any violative condition of the provisions of this title under the procedures of Title 28 SCC, as now or hereafter amended, which provide for notice of violation and assessment of penalty and order to abate.

SECTION 84. Snohomish County Code Title 17, section 17.40.050, last amended by Ordinance No 85-024, on May 1, 1985, is **RECODIFIED**:

17.~~(40)~~ 60.050 Public nuisance.

All violations of this title, and codes and standards required thereby, are determined to be detrimental to the public health, safety, and welfare and are public nuisances. All conditions which are determined by the director to be in violation of this title, or codes and standards required thereby, shall be subject to the provisions of this title and shall be corrected by any reasonable and lawful means, as provided in this title.

SECTION 85 Snohomish County Code Title 17, section 17.40.060, last amended by Ordinance No 85-024, on May 1, 1985, is **RECODIFIED**:

17.~~(40)~~ 60.060 Alternative remedies.

As an alternative to any other judicial or administrative remedy provided in this title or by law or other ordinances, any person who wilfully or knowingly violates any provision of this title or any order issued pursuant to this title, or by each act of commission or omission procures, aids or abets such violation, is guilty of a misdemeanor and upon conviction shall be punished as provided in SCC 1.01.100. Each day such violation continues shall be considered an additional misdemeanor offense.

SECTION 86 Snohomish County Code Title 17, section 17.40.070, last amended by Ordinance No 85-024, on May 1, 1985, is **AMENDED** and **RECODIFIED** to read:

17.~~(40)~~ 60.070 Administrative jurisdiction - Nonexclusive.

The authority of the director to enforce the provisions of this title is not in derogation of the authority of any other officer charged with the enforcement of law but is concurrent therewith. The authority of the director to enforce the provisions of this title includes without limitation the

requirement that ((he)) the director request the assistance of the prosecuting attorney's office for judicial enforcement as may be deemed appropriate by the prosecuting attorney.

SECTION 87 Snohomish County Code Title 17, section 17.44.010, last amended by Ordinance No. 83-014, on March 25, 1983, is **AMENDED** to read:

17.44.010 Uniform Housing Code (((1976))1994 edition) adopted ((-Copies on file)).

~~((A certain document, three copies of which are on file in the office of the county auditor, one copy on file in the office of the city clerk of the following cities within Snohomish county: Arlington, Brier, Darrington, Edmonds, Everett, Gold Bar, Granite Falls, Index, Lake Stevens, Lynnwood, Marysville, Monroe, Woodway, Mountlake Terrace, Mukilteo, Snohomish, Stanwood, and Sultan, being marked and designated as "Uniform Housing Code, 1976 Edition, published by the International Conference of Building Officials is hereby adopted as the housing code of the county of Snohomish, providing for the enforcement of such code and each and all regulations and terms of such uniform housing code, 1976 edition on file in the office of the county auditor as hereby referred to, adopted and made a part hereof, as if fully set out in this chapter except as amended herein. The uniform housing code is adopted in total except as the same is amended herein or is hereinafter amended and is to known as the official housing code of the county of Snohomish))~~ The Uniform Housing Code, 1994 Edition, published by the International Conference of Building Officials, except as expressly amended by the county, is hereby incorporated and made a part of this chapter by reference and is adopted as the Uniform Housing Code of Snohomish County. One copy shall be placed on file with the Snohomish County Auditor and one copy shall be placed on file with the Sno-Isle Regional Library System.

SECTION 88. Snohomish County Code Title 17, section 17.44.020, adopted by Resolution No. 79-231, on August 15, 1979, is **AMENDED** to read:

17.44.020 Words and phrases changed.

Whenever the following words appear in the Uniform Housing Code, ~~((1976 edition,))~~ they are changed and shall mean as follows:

- (1) "Apartment" whenever used in the code shall include condominium apartment.
- (2) ~~((("Building official" means the director of the Snohomish county building department.))~~
- ~~((3))~~ "Chief of the fire department" means the fire marshal of Snohomish county.
- ~~((4))~~ "City" means Snohomish county.
- ~~((5))~~ "City assessor" means the Snohomish county assessor.
- ~~((6))~~ "City clerk" means the clerk of the board of commissioners of Snohomish county.
- ~~((7))~~ "City council" means the board of commissioners of Snohomish county.
- ~~((8))~~ "City tax collector" means the Snohomish county auditor.
- ~~((9))~~ "County recorder" means the Snohomish county auditor.
- ~~((10))~~ (3) "Health officer" means the director of the Snohomish ~~((county))~~ health district

SECTION 89. Snohomish County Code Title 17, section 17.44.040, adopted by Resolution No. 79-231, on August 15, 1979, is **AMENDED** to read:

17.44.040 Section 203, ((first)) New sentence((, -amended)) added.

((The first sentence of section 203 is amended to read:

~~"In order to provide for final interpretation of the provisions of this code and to hear appeals provided for hereunder, there is hereby established a housing advisory and appeals board consisting of seven members who are not employees of the county, and further this board shall be the same board appointed to act as the board of appeals to the "Uniform Building Code," as adopted by Snohomish county, SCC 17.04.080)) The Board of Appeals shall operate under the provisions of Chapter 17.50 Snohomish County Code.~~

SECTION 90. Snohomish County Code Title 17, section 17.44.050, adopted by Resolution No. 79-231, on August 15, 1979, is **AMENDED** to read:

17.44.050 Section 204, last sentence, amended.

The last sentence of section 204 is amended to read:

Any person, firm or corporation violation any provisions of this code or any order issued by the building official hereunder shall be guilty of a misdemeanor, and each such person, firm or corporation shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this code is committed, continued, or permitted, and upon conviction of any such violation such person, firm or corporation shall be punished as provided in the SCC 1.01.100. In addition, or in the alternative, any such person, firm or corporation shall be subject to the assessment of the cumulative civil penalty as provided for in chapter 17.((40))60 SCC.

SECTION 91. Snohomish County Code Title 17, Chapter 17.50, Chapter Heading, is **AMENDED** to read:

Chapter 17.50

~~((CODES ADVISORY))~~ BOARD OF APPEALS

SECTION 92. Snohomish County Code Title 17, section 17.50.010, last amended by Ordinance No. 85-070, on August 7, 1985, is **AMENDED** to read:

17.50.010 Purpose.

The purpose of this chapter is to create a ~~((codes advisory board))~~ **Board of Appeals** for the efficient administration of Snohomish county codes in determining the suitability of alternate materials and methods of construction ~~((relating to the provisions of chapter 16.04 (Fire), 17.04 (Building), 17.16 (Plumbing), 17.18 (Mechanical), and 17.28 (Mobile Home) SCC))~~ and hearing and deciding appeals of orders, decisions, or determinations by the Building Official relative to the application and interpretation of the Uniform Building Code as adopted and amended in 17.04 SCC, the Uniform Code for the Abatement of Dangerous Buildings as adopted and amended in 17.06 SCC, the Indoor Ventilation and Indoor Air Quality Code as adopted and amended in 17.12 SCC, the Uniform Plumbing Code as adopted and amended in 17.16 SCC, the Uniform Mechanical Code as adopted and amended in 17.18 SCC, the Uniform Sign Code as adopted and amended in 17.20 SCC, the Energy Code as adopted and amended in 17.22 SCC, the Standards for Mobile Homes and Commercial Coaches as adopted and amended in 17.28 SCC, and the Uniform Housing Code as adopted and amended in 17.44 SCC, and by the Fire Marshal relative to the application and interpretation of the Uniform Fire Code as adopted and amended in 16.04 SCC and 16.36 SCC - Hydrants and Fire Flows.

SECTION 93. Snohomish County Code Title 17, section 17.50.020, last amended by Ordinance No. 85-070, on August 7, 1985, is **AMENDED** to read:

17.50.020 Appointments, terms and number of positions.

The ~~((codes advisory))~~ board shall consist of nine members, appointed for three years, uncompensated terms, by the Snohomish county council upon the recommendation of the county executive. The first terms shall be as follows: three appointments shall be for one year, three appointments shall be for two years and three appointments shall be for three years. The board shall consist of, as nearly as practical, a spectrum of the development industry, such as one architect, one building official, two builders, two fire service representatives, one engineer ~~((and two))~~ one plumber((s)) and one mechanical installer. The members shall be persons who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The Building Official of the governing jurisdiction shall be an ex-officio member of, and shall act as secretary to said board, but shall have no vote upon any matter before the board. The Fire Marshal shall be an ex-officio member for matters before the board relating to Title 16 SCC, but shall have no vote upon any matters before the board.

SECTION 94. Snohomish County Code Title 17, section 17.50.030, last amended by Ordinance No. 85-070, on August 7, 1985, is **AMENDED** to read:

17.50.030 Adopt rules.

The board shall adopt reasonable rules and regulations to conduct its investigations and shall render all decisions and findings in writing to the building official and to the appellant and may recommend to the county council such new legislation as it believes appropriate.

SECTION 95. Snohomish County Code Title 17, section 17.50.040, last amended by Ordinance No. 85-070, on August 7, 1985, is **AMENDED** to read:

17.50.040 ~~((Advisory capacity))~~ Decisions final.

~~((The codes advisory board is advisory only to the building official in his administration of the affected codes))~~

1. Appeals to the Board of Appeals shall be made in writing to the Department of Planning and Development Services. The appellant may appear in person before the board, or be represented by an attorney and may introduce supporting evidence. The appellant shall cause to be made at the appellants own expense, any tests or research required by the board to substantiate his claim.

2. Any final order by the appeals board shall be final and conclusive.

3. The board of appeals shall have no authority relative to interpretation of the administrative provisions of the uniform codes enumerated in section 17.50.010, nor shall the board be empowered to waive requirements of these codes.

4. The board shall have no authority relative to enforcement under chapter 16.40 SCC or chapter 17.60 SCC.

SECTION 96. NEW SECTION. A **NEW SECTION** is added to chapter 17.50 of Snohomish County Code to read:

17.50.060 Building Official.

The Building Official is that person designated by the director of Planning and Development Services and is charged with the application and interpretation of the Uniform Building Code as adopted and amended in 17.04 SCC, the Uniform Code for the Abatement of Dangerous Buildings as adopted and amended in 17.06 SCC, the Indoor Ventilation and Indoor Air Quality Code as adopted and amended in 17.12 SCC, the Uniform Plumbing Code as adopted and amended in 17.16 SCC, the Uniform Mechanical Code as adopted and amended in 17.18 SCC, the Uniform Sign Code as adopted and amended in 17.20 SCC, the Energy Code as adopted and amended in 17.22 SCC, the Standards for Mobile Homes and Commercial Coaches

as adopted and amended in 17.28 SCC, and the Uniform Housing Code as adopted and amended in 17.44 SCC.

SECTION 97. NEW CHAPTER. A NEW CHAPTER is added to Snohomish County Code Title 17 as follows:

Chapter 17.90

Construction

SECTION 98. NEW SECTION. A NEW SECTION is added to chapter 17.90 of Snohomish County Code to read:

17.90.010 Severability.

Should any section, subsection, paragraph, sentence, clause or phrase of this title or its application to any person or circumstance be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this title and application to other persons or circumstances shall not be affected.

SECTION 99. NEW SECTION. A NEW SECTION is added to chapter 17.90 of Snohomish County Code to read:

17.90.020 Responsibility of Applicant and Disclaimer of County Liability.

It is the responsibility of the applicant to provide accurate and complete information and plans and for compliance with applicable laws and regulations. Snohomish County is not responsible for the accuracy of information provided or plans submitted to the Department of Planning and Development Services for approval. The Department of Planning and Development Services, under the provisions of this title, does not guarantee that plan reviews and/or inspections will detect all hazards, design defects or code violations.

SECTION 100. NEW SECTION. A NEW SECTION is added to chapter 17.90 of Snohomish County Code to read:

17.90.030 No additional county duty.

The administration of this Title is for the benefit of the public generally. Nothing in this Title shall be construed as being any adoption by the county of any duty not otherwise imposed by law to protect individuals from personal injuries or property damage.

SECTION 101. Snohomish County Code Title 16, section 16.20.010, last amended by Ordinance No. 81-104, on November 17, 1981, is **AMENDED** to read:

16.20.010 Cumulative civil penalty.

In addition to or as an alternative to any other penalty provided herein or by law, any person, firm or corporation which violates the provisions of the title, or violates the provisions of the uniform codes as adopted by reference by said title, shall incur a cumulative civil penalty in the amount of \$50.00 per day from the date set for correction pursuant to SCC 17.~~((40))~~60.020 until the violation is corrected.

SECTION 102. Snohomish County Code Title 24, section 24.16.120, last amended by Ordinance No. 95-063, on August 9, 1995, is **AMENDED** to read:

24.16.120 Detailed drainage plans - When required.

(1) Unless waived pursuant to SCC 24.12.200, a detailed drainage plan shall be submitted and approved:

(a) Prior to issuance of any building permit, except a permit for single family or duplex residential structures and their accessory structures (including fences and storage sheds), or for agricultural structures less than 5,000 square feet in area, or for those agricultural structures complying with a farm waste management plan (best management practices) approved by the Snohomish conservation district, and except for a permit involving no increase in development coverage; **PROVIDED** Such exempt permits shall be subject to the provisions of any applicable detailed drainage plan;

(b) Prior to issuance of any permit by the director for road construction pursuant to chapter 13.32 SCC (unopened right-of-way access permits);

(c) As a preliminary plat approval condition to be fulfilled prior to initiation of site work and prior to recording; **PROVIDED**, That this subsection shall not apply to any large lot subdivision;

(d) As a requirement of any conditional use or special use permit involving site alteration, affecting drainage, which condition shall be met before any site work begins;

(e) Prior to issuance of a grading permit pursuant to Appendix chapter ((70)) 33 of the uniform building code.

(2) The director may require submittal and approval of a detailed drainage plan:

(a) As a condition of short plat approval for short subdivision applications which as a result of inspection appear to present extraordinary risks of adverse drainage impacts; PROVIDED, That this subsection shall not apply to any large lot subdivision;

(b) Before issuance of the first building or grading permit for any project being developed as an integrated development under the county's planned residential development, planned neighborhood business, planned community business, business park or industrial park zones, or pursuant to a concomitant rezone contract, which detailed drainage plan shall cover the entirety of the project or such lesser portion as will adequately allow the director to evaluate the adequacy of the drainage control measures being proposed;

(c) As a part of the preparation of a draft EIS for any project to determine mitigative measures when storm drainage has been identified as a significant environmental issue;

(d) Prior to issuance of any other permit or approval involving site alteration affecting drainage in a critical area as identified in chapter 24.24 SCC, including building permits otherwise exempted by subsection (1) (a) above.

SECTION 103. Snohomish County Code Title 32, section 32.15.020, last amended by Ordinance No. 93-040, on August 4, 1993, is **AMENDED** to read:

32.15.020 Definitions.

(1) "Acceptable agriculture practices" means agricultural activities undertaken in conformity with all applicable laws and rules, including farm water quality management plans developed in accordance with standards and specification of the U.S. department of agriculture/soil conservation service authorized in the compliance agreement among the Washington state department of ecology, the Snohomish conservation district, and the Washington state conservation commission relative to agricultural water quality management and approved by the Snohomish conservation district.

(2) "Agricultural activities" means a condition or activity which occurs on a farm in connection with the commercial production of farm products and includes, but is not limited to, marketed produce at roadside stands or farm markets, noise, odors, fumes, operation of machinery and irrigation pumps, movement of water, including, but not limited to, use of current county ditches, streams, rivers, canals, and drains, and use of water for agricultural activities; ground and aerial application of seed, fertilizers, conditioners, and plant protection products; employment and use of labor; roadway movement of equipment and livestock; protection from damage by wildlife; prevention of trespass; construction and maintenance of buildings, fences, roads, bridges, ponds, drains, waterways, and similar features and maintenance of streambanks and watercourses; and conversion from one agricultural activity to another.

(3) "Agricultural land" means land primarily devoted to the commercial production of horticultural, viticultural, floricultural, dairy, apiary, vegetable, or animal products or of berries, grain, hay, straw, turf, seed, Christmas trees not subject to the excise tax imposed by RCW 84.33.100 through 84.33.140, or livestock, and that has long-term commercial significance for agricultural production.

(4) "Building permit" means a permit issued under Title 17 SCC, except permits for group ~~(M)~~ U occupancies, plumbing and mechanical.

(5) "Designated farmland" means any land designated as agricultural land pursuant to RCW 36.70A.070(1) by Snohomish county council Motion 93-145, land zoned agricultural 10-acre in the zoning code, and land designated agricultural land of primary importance in the agricultural preservation plan.

(6) "Development permit" means a permit requiring discretionary review, including but not limited to subdivision approval, short plat approval, planned residential development approval, special use permit, shoreline substantial development permit, and a conditional use permit.

(7) "Farm" means the land, building, freshwater ponds, freshwater culturing and growing facilities, and machinery used in the commercial production of farm products.

(8) "Farm product" means those plants and animals useful to humans and includes, but is not limited to, forages and sod crops, dairy and dairy products, poultry and poultry products, livestock, including breeding, grazing, and recreational equine use, fruits, vegetables, flowers, seeds, grasses, trees, freshwater fish and fish products, apiaries, equine and other similar products, or any other products which incorporates the use of food, feed, fiber, or fur.

(9) "Person" means an individual, corporation, partnership, association, or other legal entity.

SECTION 104. Snohomish County Code Section 17.02.015 added by Ordinance No. 91-173 on November 26, 1991 is hereby amended to read:

17.02.015 Commercial and residential occupancies defined.

As used in this title, "commercial" shall refer to A, I, R-1, E, H, F, LC, M, S and B occupancies and "residential" shall refer to R-3 and ~~(M)~~ U occupancies.

SECTION 105. Snohomish County Code Section 17.02.040, last amended by Ordinance No. 93-125 on November 23, 1993 is hereby amended to read:

17.02.040 Plan review fee.

Whenever a plan, drawing or such other document is required to be reviewed under provisions of the Snohomish county code, a plan review fee equaling the permit fee for which the plan, drawing or such other document is required, shall be paid except as follows:

1. The plan review fee shall be reduced to 70 percent of permit fees for R-3 and ~~(M)~~ U occupancies.

2. A plan review fee for successive construction, as that term is used in SCC 17.04.150, shall be 20 percent of the building permit fee specified in SCC 17.02.100.

3. The plan review fee shall be supplemented for A, I, R-1, E, H, F, LC, M, S and B occupancies as follows:

- a. Commercial building permit project application for one or more buildings or additions requiring site plan review: \$640.00.
- b. Commercial building permit application for one or more buildings or additions with a previously approved binding site plan: \$500.00.
- c. Tenant improvement not requiring site plan review: \$100.00.

SECTION 106. Snohomish County Code Section 17.02.080, last amended by Ordinance No. 93-125 on November 23, 1993 is hereby amended to read:

17.02.080 Special inspection and investigation fees.

1. A minimum investigation fee equal to the required permit fee shall be charged pursuant to the Uniform Building Code, section ((304-e)) 107.5 and Title 28 SCC.

2. All FHA/VA and all building/structural/mobile home pre-move inspections require payment of a fee as follows:

- a. All FHA/VA inspections \$60.00 per hour with a two-hour minimum;
- b. Inspection within Snohomish county \$60.00 per hour with a two-hour minimum;
- c. Inspections outside of Snohomish county for move to Snohomish county \$120.00 plus \$0.28 per mile.

3. A reinspection fee of \$60.00 shall be charged under provisions of the Uniform Building Code, section ((305-g)) 108.8.

4. Pursuant to the Uniform Building Code, Table ((3))1-A, fees shall be charged as follows:

- a. Inspections outside normal county business hours - \$60.00 per hour with a two-hour minimum.
- b. Inspections for which no fee otherwise indicated under this chapter - \$60.00 per hour with a two-hour minimum.

SECTION 107. Effective date. This ordinance shall take effect as provided in Snohomish County Charter Section 2.110, provided that sections 33, 34, and 35 must also be approved by the State Building Code Council as provided in RCW 19.27.074.

PASSED this 10th day of January, 1996.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Richard C Johnson
Chairperson

ATTEST:

Shirley McCallister
Clerk of Council, asst.

- APPROVED
- VETOED
- EMERGENCY

DATE: 1/18/96

Robert J. Drewel
COUNTY EXECUTIVE

ATTEST:

Linda M. Cres

ROBERT J. DREWEL
County Executive