

CODE

ORDINANCE NO. 4344

AN ORDINANCE RELATING TO THE BUILDING CODE AMENDING BEAVERTON CODE SECTIONS 8.02.015 (E), 8.02.030, 8.02.040, 8.05.020; REPEALING A PORTION OF BEAVERTON CODE SECTIONS 8.02.015 (A) AND (B); REPEALING BEAVERTON CODE SECTIONS 8.02.025 AND 8.02.110; AND DECLARING AN EMERGENCY

- WHEREAS,** The City's Building Code (BC) must be compatible with the State's Specialty Codes, including the State Structural Specialty Code and the Residential Specialty Codes; and
- WHEREAS,** The State Specialty Codes will be amended on April 1, 2005; and
- WHEREAS,** The City's Building Code was last amended in 2001 and now is in need of minor changes to eliminate regulatory redundancies and to better comply with the State Specialty Codes; and
- WHEREAS,** Changes in the recently adopted State Specialty Codes changed the specific Specialty Code for adopting requirements for automatic fire sprinkler systems be installed in newly constructed apartment buildings; and
- WHEREAS,** The City's Building Code has previously adopted requirements for automatic fire sprinkler systems to be installed in all newly constructed apartment buildings; and
- WHEREAS,** The City's Pool Enclosure Ordinance contains references to a superseded edition of the State One and Two Family Dwelling Specialty Code, now, therefore:

THE CITY OF BEAVERTON ORDAINS AS FOLLOWS:

- Section 1.** BC 8.02.025 and 8.02.110 are repealed.
- Section 2.** BC 8.02.015(A), (B) and (E) are amended to read as follows:
- 8.02.015 State Codes. The following State Specialty Codes are adopted as part of the Beaverton Code except as otherwise provided in this ordinance:
- A. State of Oregon Structural Specialty Code, as adopted by ORS 455.010 through 455.895, OAR 918-460-010 through OAR 918-460-015 ("Structural Specialty Code");
 - B. State of Oregon Mechanical Specialty Code, as adopted by ORS 455.020, OAR 918-440-010 through OAR 918-440-040 ("Mechanical Specialty Code");
 - E. State of Oregon Residential Specialty Code, as adopted by ORS 455.610, OAR 918-480-000 through OAR 918-480-010 including Appendix N Section 109.3 - Alternate Fire Sprinkler Requirements ("Residential Specialty Code");
- Section 3.** BC 8.02.030 is amended to read as follows:

8.02.030 Board of Construction Appeals. For application in this City, the sections pertaining to appeals in the State Mechanical Specialty Code, Plumbing Specialty Code, Structural Specialty Code and Residential Specialty Code are replaced with the following:

"The Board of Construction Appeals provided for in BC 2.03.030-042 shall determine the suitability of alternate materials and methods of construction and provide for reasonable interpretations of the provisions and standards applicable to the Building Code and related activities."

The Board of Construction Appeals shall have no authority to interpret the administrative rules authorized by this ordinance nor to waive requirements of the State Specialty Codes or City Building Code. [BC 8.02.030, amended by Ordinance No. 3978, 3/31/97; Ordinance No. 4167, 6-11-01]

Section 4. BC 8.02.040 is amended to read as follows:

8.02.040 Fees. The fees for inspections, plan reviews, and appeals referenced in the State Structural Specialty Code, Residential Specialty Code, Mechanical Specialty Code, Plumbing Specialty Code, and Electrical Specialty Code shall be set by council resolution.

Section 5. BC 8.05.020 is amended to read as follows:

8.05.020 Application. The provisions of this ordinance shall apply to all special pools and swimming pools except swimming facilities regulated under ORS 448.005 to 448.100 and the State Structural Specialty Code and the Residential Specialty Code. [BC 8.05.020, amended by Ordinance No. 3978, 3/31/97; Ordinance No. 4167, 6/11/01]

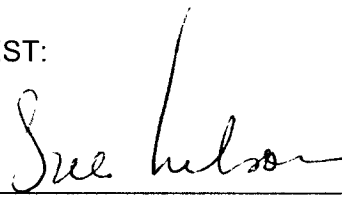
Section 6. Emergency Clause. The Council finds that immediate adoption of building and specialty codes consistent with those in force elsewhere in the state is necessary to the public's safety and welfare. The Council declares an emergency to exist, and this Ordinance shall take effect immediately on its passage.

First reading this 28th day of March, 2005.

Passed by the Council this 28th day of March, 2005.

Approved by the Mayor this 29th day of MARCH, 2005.

ATTEST:



SUE NELSON, City Recorder

APPROVED:



ROB DRAKE, Mayor