

**CITY OF MERCER ISLAND
ORDINANCE NO. 23C-04**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND AMENDING TITLE 17 OF
THE MERCER ISLAND CITY CODE, CONSTRUCTION CODES, BY ADOPTING
THE 2021 AMENDMENTS TO THE STATE BUILDING CODE, PROVIDING FOR
SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE**

WHEREAS, Washington statutes require all jurisdictions in the state to adopt by reference and enforce the updated versions of the Construction Codes throughout Washington; and

WHEREAS, the City Council of the City of Mercer Island has adopted by reference numerous Construction Codes for the health, safety and welfare of the citizens as set forth in Title 17 of the Mercer Island City Code (MICC), Construction Codes, and

WHEREAS, the Washington State Building Code Council adopted the 2021 editions of the International Codes, and all jurisdictions in the state are required to adopt and enforce the 2021 International Codes effective July 1, 2023; and

WHEREAS, the City of Mercer Island adopted the 2018 International Codes and wishes to adopt the 2021 amendments to the International Codes, to be effective July 1, 2023; and

WHEREAS, RCW 19.27.040 permits a city to amend the International Codes as they apply to that city, so long as the minimum performance standards of the Codes and the objectives enumerated in RCW 19.27.020 are not diminished; and

WHEREAS, Title 17 MICC was previously adopted and amended to be consistent with the regional model code established by jurisdictions participating within MyBuildingPermit.com; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1: **Title 17 MICC “Construction Codes” Amended.** The amendments to Title 17 MICC set forth in Exhibit A to this ordinance shall be adopted and become effective on July 1, 2023, but not sooner than the effective date of this ordinance.

Section 2: **Scrivener’s Errors.** The City Council authorizes the Building Official, Fire Marshal, and the City Clerk to correct any scrivener’s errors in Exhibit A.

Section 3: **Severability.** If any section, sentence, clause or phrase of this ordinance or any municipal code section amended hereby should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause or phrase of this ordinance or the amended code section.

Section 4: **Effective Date.** This ordinance shall take effect and be in force 5 days after its passage and publication.

PASSED by the City Council of the City of Mercer Island, Washington at its meeting on the 2nd day of May 2023 and signed in authentication of its passage.

CITY OF MERCER ISLAND

Salim Nice, Mayor

ATTEST:

Andrea Larson, City Clerk

Approved as to Form:

Bio Park, City Attorney

Date of Publication: _____