

**CITY OF MERCER ISLAND  
ORDINANCE NO. 24C-05**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND AMENDING TITLE 17 OF  
THE MERCER ISLAND CITY CODE, CONSTRUCTION CODES, BY ADOPTING  
CERTAIN 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 community and general public as set forth in Title 17 of the Mercer Island City Code (MICC), Construction Codes, and

WHEREAS, the City of Mercer Island adopted the 2009 Washington Cities Electrical Code and wishes to adopt the 2023 Washington Cities Electrical Code, to be effective five days after passage and publication; and

WHEREAS, the City of Mercer Island includes electrical inspection as a component of its comprehensive building inspection program; and

WHEREAS, the Mercer Island Construction Codes establish the adoption of the Mercer Island Electrical Code; and

WHEREAS, chapter 19.28 RCW requires the City to have in place codes and standards that are equal, more protective or better than the State Electrical Code WAC 294-46B; and

WHEREAS, the State has adopted and amended the 2023 National Electrical Code (NEC), and

WHEREAS, the Washington Association of Building Officials and MyBuildingPermit.com created an alternative code called the 2023 Washington Cities Electrical Code, which adopts the 2023 National Electrical Code and better addresses the concerns of cities; and

WHEREAS, adoption of this ordinance will maintain the required equivalency under state law for the City's electrical program; 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 are adopted.

**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 \_\_\_\_ day of \_\_\_\_\_ 2024 and signed in authentication of its passage.

CITY OF MERCER ISLAND

\_\_\_\_\_  
Salim Nice, Mayor

Approved as to Form:

ATTEST:

\_\_\_\_\_  
Bio Park, City Attorney

\_\_\_\_\_  
Andrea Larson, City Clerk

Date of Publication: \_\_\_\_\_

## EXHIBIT A TO ORDINANCE NO. 25C-05

### Chapter 17.13 WASHINGTON CITIES ELECTRICAL CODE

#### 17.13.010 Short title.

This chapter shall be known as the electrical code of the city of Mercer Island, which is hereinafter referred to as the "city of Mercer Island Electrical Code," "electrical code" or as "this chapter."

#### 17.13.020 Adoption.

The ~~2020~~ 2023 Edition of the Washington Cities Electrical Code (WCEC) Part 1 and Part 3, excluding Part 2, Administration, is adopted by reference, together with the following amendments, additions and exceptions. The Construction Administrative Code, as set forth in chapter 17.14 MICCC, shall be used in place of WCEC Part 2, Administration. This includes Annexes A, B and C of the National Electrical Code, and subsequent Errata and Tentative interim Amendments issued by the National Fire Protection Association; Commercial Building Telecommunications Cabling Standard (ANSI/TIA-568-C Series, February 2009); Commercial Building Standard for Telecommunications Pathway and Spaces (TIA-569-B, October 2004); Commercial Building Grounding and Bonding Requirements for Telecommunications (ANSI/TIA-607-B, August 2011); Residential Telecommunications Cable Standard (ANSI/TIA/EIA 570-B-2004); and the National Electrical Safety Code (NESC C2-~~2012~~ 2017 excluding Appendices A and B). The codes, appendices, and standards set forth in this chapter shall be filed with the city clerk and a copy made available for use and examination by the public, pursuant to RCW 35A.12.140.

#### 17.13.030 Conflicts.

- A. The requirements of this chapter will be observed where there is any conflict between this chapter and the National Electrical Code (NFPA 70), centrifugal fire pumps (NFPA 20), the emergency and standby power systems (NFPA 110), ANSI/TIA/EIA 568-B, ANSI/TIA/EIA 569-A, ANSI/TIA/EIA 607, or ANSI/TIA/EIA 570.
- B. The National Electrical Code will be followed where there is any conflict between the standard for installation of stationary pumps for fire protection (NFPA 20), the standard for emergency and standby power systems (NFPA 110), ANSI/TIA/EIA 568-B, ANSI/TIA/EIA 569-A, ANSI/TIA/EIA 607, ANSI/TIA/EIA 570-B, and the National Electrical Code (NFPA 70).
- C. In accordance with RCW 19.28.010(3), where the State of Washington Department of Labor and Industries adopts a more current edition of the National Electrical Code (NFPA 70), the building official may supplement use of this code with newly adopted editions of the National Electrical Code. Provisions in the annex chapters of the National Electrical Code shall not apply unless specifically referenced in the adopting ordinance.

### Chapter 17.14 CONSTRUCTION ADMINISTRATIVE CODE

#### 17.14.010 - Adoption.

The Construction Administrative Code is hereby adopted as follows:

##### SECTION 101 GENERAL

**101.1 Title.** These regulations shall be known as the Construction Administrative Code of the city of Mercer Island, hereinafter referred to as "this code."

**101.2 Purpose.** The purpose of this chapter is to provide for the administration, organization and enforcement of the construction codes adopted by the city.

**101.3 Scope.** The provisions of this Construction Administrative Code shall apply to grading, building, plumbing, and mechanical permits and the following "Construction Codes":

**EXHIBIT A TO ORDINANCE NO. 25C-05**

- 2021 International Building Code — WAC Chapter 51-50
- 2021 International Residential Code — WAC Chapter 51-51R
- 2021 International Mechanical Code — WAC Chapter 51-52
- 2021 National Fuel Gas Code (ANSI Z223.1/NFPA 54) — WAC Chapter 51-52
- 2020 Liquefied Petroleum Gas Code (NFPA 58) — WAC Chapter 51-52
- 2021 International Fuel Gas Code — WAC Chapter 51-52
- 2021 Uniform Plumbing Code — WAC Chapter 51-56 and 51-57
- 2021 Washington State Energy Code, Commercial Provisions and Residential Provisions — WAC Chapters 51-11C and 51-11R
- ~~2020~~ 2023 National Electrical Code as adopted and amended by the 2023 Washington Cities Electrical Code
- 2021 International Existing Building Code — WAC 51-50-480000
- 2021 International Swimming Pool and Spa Code — WAC 51-50-3109 and WAC 51-51-0329
- 2021 International Wildland-Urban Interface Code — WAC 51-55

...