

Possible Motion

I MOVE TO approve Ordinance 2012-12 on second and final reading.

MEMO

To: Theresa Hillhouse, Michael Harmon
From: William Stortz, Building Official
Date: 2/13/12
Subject: Electric & Plumbing Codes Housekeeping

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Background – Sitka General Code 19.02, Electrical Code, SGC 19.03, Plumbing Code, SGC 19.09, Electrical Code for Islands, and SGC 19.10, Plumbing Code for Islands are in need of updating to bring them into conformity with Alaska Statute 18.60.580 and Alaska Statute 18.60.735.

Analysis – The State of Alaska adopts the National Electric Code (NEC), 8 AAC 70.025 and the Uniform Plumbing Code (UPC), 8 AAC 63.010 as the minimum electrical and plumbing safety standards for use throughout the state. The State has adopted the 2008 edition of the NEC and the 2009 edition of the UPC.

The Sitka General Code Title 19 currently references NEC 2005 and UPC 2006. The State of Alaska recognizes the authority of local governments to adopt their own codes but those codes may be no less stringent than the codes adopted by the State. (See AS 18.60.580 and AS 18.60.735)

Impact to the Community – Electrical and plumbing contractors licensed by the State of Alaska are operating under their respective codes as adopted by the State. The Building Department needs to interpret and enforce the same codes as those adopted the State and utilized by the professional building community.

Fiscal Note – None.

Recommendation – Adopt by reference through an ordinance amending SGC 19.02 and SGC 19.09, regarding the National Electrical Code, 2008 edition, and SGC 19.03 and SGC 19.10 regarding the Uniform Plumbing Code, 2009 edition.

cc: Jim Dinley

**CITY AND BOROUGH OF SITKA
ORDINANCE NO. 2012-12**

**AN ORDINANCE OF THE CITY AND BOROUGH OF SITKA AMENDING SECTIONS
OF SITKA GENERAL CODE CHAPTERS 19.02, 19.03, 19.09 AND 19.10, TO UPDATE
THE REFERENCE TO THE UNIFORM PLUMBING CODES AND NATIONAL
ELECTRIC CODE**

1. **CLASSIFICATION.** This Ordinance is of a permanent nature and is intended to become part of the Sitka General Code (“SGC”).

2. **SEVERABILITY.** If any provision of this Ordinance or any application to any person or circumstance is held invalid, the remainder of this Ordinance and application to any person or circumstances shall not be affected.

3. **PURPOSE.** The purpose of this ordinance is to update SGC Sections 19.02.010, 19.03.010, 19.09.010 and 19.10.010, all entitled “Adoption by reference” and SGC Section 19.03.026 entitled “2006 Uniform Plumbing Code amended,” to be consistent with State of Alaska’s adoption of the 2008 edition of the National Electric Code (“NEC”) and the 2009 edition of the Uniform Plumbing Code (“UPC”). Electrical and plumbing contractors licensed by the State of Alaska are operating under their respective codes as adopted by the State. The City and Borough of Sitka needs to interpret and enforce the same codes as those adopted by the State and utilized by the professional building community.

4. **ENACTMENT.** NOW, THEREFORE, BE IT ENACTED by the Assembly of the City and Borough of Sitka that SGC 19.02.010, 19.03.010, 19.09.010 and 19.10.010, all entitled “Adoption by Reference” and SGC 19.03.026 Entitled “2006 Uniform Plumbing Code amended” are amended to read as follows (new language underlined; deleted language stricken):

**Chapter 19.02
ELECTRICAL CODE
* * ***

19.02.010 Adoption by reference.

The ~~2008~~ 2005 Edition of the National Electrical Code copyrighted by the National Fire Protection Association, is adopted and incorporated ~~herein~~ by reference.

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**Chapter 19.03
PLUMBING CODE**

Sections:

- 19.03.010 Adoption by reference.
- 19.03.020 Application for permit.
- 19.03.025 Minimum fixture requirements.
- 19.03.026 2009 ~~2006~~ Uniform Plumbing Code amended.
- 19.03.027 Roof drainage.

19.03.010 Adoption by reference.

The 2009 ~~2006~~ Edition of the Uniform Plumbing Code, promulgated by the International Conference of Building Officials, is adopted and incorporated ~~herein~~ by reference, including the following appendices:

* * *

19.03.026 2009 ~~2006~~ Uniform Plumbing Code amended.

2009 ~~2006~~ Uniform Plumbing Code Section 603.3.3, requiring annual testing and certification of backflow prevention devices, is deleted.

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**Chapter 19.09
ELECTRICAL CODE FOR ISLANDS**

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19.09.010 Adoption by reference.

The 2008 ~~2005~~ Edition of the National Electrical Code copyrighted by the National Fire Protection Association, is adopted and incorporated ~~herein~~-by reference.

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**Chapter 19.10
PLUMBING CODE FOR ISLANDS**

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19.10.010 Adoption by reference.

Certain portions of the 2009 ~~2006~~ Uniform Plumbing Code are adopted and included ~~herein~~ by reference. Adopted portions are: Chapters 1 (Administration), 2 (Definitions), 3

1 (General Regulations (as modified)), Chapter 12 (Fuel Piping), Appendix K (Private
2 Sewage Disposal Systems).

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6 5. **EFFECTIVE DATE.** This Ordinance shall become effective 60 days after the
7 date of its passage.

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9 PASSED, APPROVED, AND ADOPTED by the Assembly of the City and Borough of
10 Sitka, Alaska this 13 day of March, 2012.

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Pete Esquiro, Deputy Mayor

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16 ATTEST:

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Colleen Ingman, MMC
20 Municipal Clerk
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