

ORDINANCE C35699

An ordinance relating to elevator standards and permit fees amending SMC 17F.060.010, SMC 17F.060.020, SMC 17F.060.030, SMC 17F.060.040, SMC 17F.060.050, SMC 17F.060.090, SMC 17F.080.120, 08.02.033, and SMC 1.05.150.

The City of Spokane does ordain:

Section 1. That SMC 17F.060.010 is amended to read as follows:

Section 17F.060.010 Adoption of Standard Code

- A. Chapter 70.87 RCW, Chapter 30 of the International Building Code, and the most current Washington State adopted version of chapter 296-96 WAC and their amendments, as applicable, are the elevator code of the City.
- B. Exceptions:
 - 1. All fees shall be determined by the City of Spokane and referenced in SMC 8.02.033.
 - 2. 296-96-01000 WAC – Permit Process.
 - 3. 296-96-01070 WAC – Violation Penalty Fees.

Section 2. That SMC 17F.060.020 is amended to read as follows:

Section 17F.060.020 Installation Permit

- A. No person may construct, erect, place, install, or alter any elevator, dumb waiter, escalator, ~~((man))~~ temporary personnel hoist, platform lift, stair climber, material lift or moving walk or related equipment without first securing a permit from the building services department.
- B. The applicant for a permit must file with the inspector a copy of the plans and specifications showing details of the new installation or addition to an existing installation. Submitted plans are also reviewed by City of Spokane Plans Reviewers for compliance with other adopted codes.

Section 3. That SMC 17F.060.030 is amended to read as follows:

Section 17F.060.030 Inspection

The elevator inspector inspects and, as necessary, tests:

- A. each installation before the operating permit is issued for initial use; and
- B. each temporary personnel hoist semiannually. All other conveyances annually, except those in private residences.
- C. On a random basis, witness testing of conveyances to ensure that testing is being completed according to current codes adopted.
- D. Witness all Category 5 hydraulic elevator testing and apply a City of Spokane Seal to all overspeed valves and pressure relief valves.
- E. Witness all Category 1 testing and cleaning of all escalators.
- F. Failure to arrange to have City Inspector witness the tests shall result in a Class I Civil Infraction.

Section 4. That SMC 17F.060.040 is amended to read as follows:

Section 17F.060.040 Requirements

- A. All new and existing elevators, dumb waiters, escalators, stair climbers, platform lifts, ~~((man))temporary personnel~~ hoists, material lifts and moving walks and alterations must conform to this code.
- B. A sidewalk elevator, or hoist, or a freight elevator, which does not rise above the ground floor must have doors and gates so constructed that the car cannot move until they are closed. A sidewalk hoist must be equipped with safety rods so that it cannot be started until the sidewalk doors are open.
- C. Lock boxes for machine room access may be required by conditions.
- D. Conveyances with uncorrected deficiencies are subject to additional inspections and fees. An elevator inspector may revoke an operating permit and red-tag the conveyance if deficiencies remain uncorrected for one hundred fifty days.
- E. Elevators no longer used or deemed to be unsafe may be ordered to be decommissioned by the City Inspector.

F. Conveyances to be decommissioned must occur by permit and inspections according to the requirements of ASME 17.1. Failure to decommission a conveyance as directed by the elevator inspector shall result in a class I civil infraction.

Section 5. That SMC 17F.060.050 is amended to read as follows:

Section 17F.060.050 Operating Permit

- A. No person may maintain or operate any elevator, dumb waiter, escalator, ~~((man))temporary personnel~~ hoist, stair climber, platform lift, material lift, or moving walk in the City unless there be in effect an operating permit.
- B. The owner of the conveyance ~~((may))~~shall display the current operating permit in the cab of the elevator or the elevator machine room. Operating permits for material and stair lifts shall be posted in-sight and near the conveyance.
- C. Fees for conveyance operating permits are to be paid annually except for temporary personnel hoists. Temporary personnel hoists are addressed in 17F.060.050(D). The annual inspection may or may not occur at the time of billing for the operating permit.
- D. Operating permit fees for temporary personnel hoist are paid semiannually. Semiannual operating permits will be issued if six-month inspections are current.

Section 6. That SMC 17F.060.090 is amended to read as follows:

Section 17F.060.090 Functions of Elevator Inspector

The elevator inspector is responsible to:

- A. ensure all conveyances are maintained, inspected, and safety tested at least once a year (except temporary personnel hoists which are safety inspected semiannually), according to the guidelines of this chapter and the standards adopted by the state per chapter 70.87 RCW and WAC 296-96;
- B. review and approve plans for construction, installation, and alteration of ~~((elevators))~~ conveyances except stair climbers;
- C. conduct inspections and tests of ~~((elevators))~~ conveyances;
- D. issue, suspend, and revoke operating permits;
- E. make and promulgate rules, regulations, and interpretations of the elevator code;
- F. initiate proceedings, including prosecutions, to enforce the elevator code;
- G. maintain records of all permits issued and of all inspections made.

Section 7. That SMC 17F.080.120 is amended to read as follows:

Section 17F.080.120 Elevator Shafts, Equipment Rooms, Machine Spaces, and Lobbies

- A. Elevator shafts and elevator equipment rooms are not required to be provided with automatic sprinklers only if:
 - 1. they are of non-combustible construction; and
 - 2. they meet the fire resistance ratings required by the International Building Code.
- B. Elevator shafts, lobbies, machine space, and elevator equipment rooms shall be provided with smoke detection that will:
 - 1. notify the building's fire alarm system; and
 - 2. activate the recall operation of the elevator(s). ~~((Existing elevators having a travel distance of more than twenty-five feet and with recall capabilities in buildings with a fire alarm system will be connected to the building fire alarm system to activate the recall function. At a minimum, Phase 1 recall is required to be provided with primary and alternate recall floors.))~~
- C. Existing elevators having a travel distance of less than twenty-five feet and with recall capabilities in buildings with a fire alarm system will be connected to the building fire alarm system to activate the recall function. At a minimum, Phase 1 recall is required to be provided with primary and alternate recall floors.
- D. Fire Service Access elevators will be activated by any fire alarm activation device that is activated in the building.

Section 8. That SMC 08.02.033 is amended to read as follows:

Section 08.02.033 Elevator Code

- A. New Installation Permit Fees – ~~((All Conveyances))~~ permit fee includes one new installation inspection.
 - 1. Elevators, Escalators, and Moving Walks.
 - ~~((1-))~~ a. Valuation of one dollar to five thousand dollars: Two hundred fifty dollars.
 - ~~((2-))~~ b. Valuation over five thousand dollars: Two hundred fifty dollars plus four dollars for each one thousand dollars in valuation over five thousand dollars.
 - 2. Stair climbers, platform lifts: Eighty eight-dollars (Plan Review Fees not required.)

3. Dumbwaiters, material lifts: One hundred seventy-seven dollars.

4. Temporary Personnel Hoist (construction lift): Two hundred fifty dollars (includes initial semiannual operating permit).

B. Annual Operating Permit Fees.

1. Hydraulic elevators: One hundred seventy-seven dollars plus twenty-two dollars each additional stop over two.
2. Cable elevators: Three hundred fifty-three dollars plus twenty-two dollars each additional stop over two.
3. Escalators and ~~((material lifts))~~ Moving Walks: ~~((One hundred seventy-seven dollars.))~~ Three hundred fifty-three dollars.
4. Dumbwaiters~~((/)),~~ platform lifts~~((/limited use/)),~~ stair climbers~~((/wheelchair lifts/)),~~ material lifts: Eighty-eight dollars.

C. Alterations /Repairs/Modernizations/Permit Fees – All Conveyances.

1. Valuation of one dollar to five thousand dollars: Two hundred fifty dollars.
2. Valuation over five thousand dollars: Permit fee is two hundred fifty dollars plus four dollars for each one thousand dollars in valuation over five thousand dollars.

D. In addition to the above fees, the processing fee for each permit is twenty-five dollars.

E. Reinspections.

The fee for reinspections for work that was not ready, or corrections previously identified, or site not accessible is:

1. Hydraulic elevators: Eighty-eight dollars plus twenty-two dollars per stop over two.
2. Electric elevators: One hundred seventy-seven dollars plus twenty-two dollars per stop over two.
3. All others: Seventy-five dollars.

F. Inspections Outside Normal Inspector Working Hours.

The fee for inspections outside normal inspector working hours is three hundred fifty-three dollars and is payable at the time the request is made and before an inspection can be scheduled.

G. Work Done Without Permit Fees.

Where work has commenced without first obtaining the required permit(s), a “work-without-permit penalty fee” equal to the required permit fee will be added to the permit application and must be paid prior to the issuance of the permit(s).

H. Uncorrected Deficiencies.

The fee for operating a conveyance~~((permit))~~ with uncorrected deficiencies is one hundred seventy-seven dollars. Fees will be assessed at the following intervals from the date of inspection:

1. Ninety days,
2. One hundred twenty days, and
3. One hundred fifty days.

I. Document replacement fee: Twenty-five dollars.

J. Temporary Personnel Hoist (construction lift) semiannual inspection and operator’s permit renewal.

Following a successful semi-annual inspection, temporary personnel hoists are eligible for a renewal of a semi-annual operator’s permit.

1. Semiannual inspections or jump inspection: One hundred seventy-seven dollars.
2. Semiannual Operating Permit: One hundred seventy-seven dollars.

~~((J))~~K. Temporary operating permit fee: One hundred dollars plus fifteen dollars per stop over two.

~~((K))~~L. Plans review fees for new installations, ~~((major))~~ alterations~~((, and repairs))~~: Eighty-eight dollars.

~~((L))~~M. Variance request fees with site visit: One hundred seventy-seven dollars plus eighty-eight dollars per hour after two hours.

~~((M))~~N. Variance request fees via desk evaluation only and not requiring a site visit: Eighty-eight dollars.

((N))Q. Technical advice site visit fee: One hundred seventy-seven dollars plus eighty-eight dollars per hour after two hours.

((Θ))P. Decommissioning of conveyance fee: One hundred seventy-seven dollars.

((P))Q. Re-commissioning fee of conveyance fee: One hundred seventy-seven dollars plus eighty-eight dollars per hour after two hours.

((Q))R. Operating a Conveyance without an Operator's Permit.

1. Failure to renew an operator's permit within thirty days of due date: A penalty fee of one hundred sixty-four dollars will be added to the operating permit fee and paid prior to issuing an operator's permit.
2. If an operator's permit has lapsed one hundred twenty days or more, a conveyance may be removed from service by the inspector.

((R))S. Annual Fee Adjustment.

Effective January 1, 2012, and the first of January of each year thereafter, the various elevator code fees set forth above shall be adjusted by the City of Spokane building official for an amount equal to the consumer price index adjustment of the previous July - July U.S. All City Average (CPI-U and CPI-W). The newly determined amount shall be rounded up to the nearest dollar. In addition, the adjusted fees shall be presented to the city council for approval and a copy of the approved fees filed with the city clerk and city building official before becoming effective.

Section 9. That the Penalty Schedule – Building Construction found in SMC 01.05.150 is amended as follows:

SMC 1.05.150 Penalty Schedule – Building Construction		
Infraction		Violation Class
Chapter 14 IFC	Failure to Provide Fire Safety During Building Construction, Demolition, or Alteration	3
IFC 105 SMC 17F.080.050 SMC 17G.010.140 SMC 17G.010.150	Failure to Provide Plans/Specifications for Department Review	2
IFC 105 SMC 17F.080.060	Failure to Obtain Required Permit	2
IFC 111 SMC 17G.010.080	Working in Disregard of Stop-work Order	1
IFC 605.9	Use of Temporary Wiring in an Unapproved Manner	1
IFC 3801.2	Installation of LPG Equipment Without Permit	2
IMC 106.2 SMC 17F.090.030	Lack of Permit Required by IMC 106.1	1
SMC 10.26.010(A)	Relocate Building Without Permit	2
SMC 10.29.010(B)	Blasting Without Permit	1
SMC 10.29.032	Excess Heating Apprentices on Job	3
SMC 10.29.040	Unsupervised Plumbing Apprentice	2
SMC 11.08.030 SMC 17F.090.030	Install, Alter, Replace System Actively Using Solar Energy Without Building, Mechanical, or Combination Permit	3

SMC 1.05.150 Penalty Schedule – Building Construction		
Infraction		Violation Class
SMC 11.17.050 - SMC 11.17.330	Violation of Sign Code	2
SMC 13.03.0330	Connection to Sewer Without Permit	1
SMC 17F.030.040	Install Boiler, Pressure Vessel Without Installation Permit	1
SMC 17F.030.100	Repair, Alter Boiler, Pressure Vessel Without Repair Permit	1
SMC 17F.040.020	Grading Without Permit (Adopted Appendix of the International Building Code: SMC 8.02.031)	1
IBC 105 IRC 105 IEBC 105	Construction Without Building Permit	2
SMC 17F.040.075	Must Use City Solid Waste Collection/Disposal as Condition of Building/Demolition Permit	1
SMC 17F.040.190 SMC 17F.050.140 SMC 17F.090.070 SMC 17F.100.040	Failure to Take Corrective Action	2
SMC 17F.050.020	Work Without Electrical Permit	1
SMC 17F.050.040	Improper or Unapproved Electrical Material or Equipment	1
SMC 17F.060.020	Work Without Elevator Installation Permit	1
SMC 17F.060.030	<u>Failure to have City Inspector witness required conveyance tests</u>	<u>1</u>
SMC 17F.060.040 SMC 08.02.033	<u>Failure to De-Commission a Conveyance</u>	<u>1</u>
SMC 17F.080.050 SMC 17F.080.140	Install, Alter, Repair Fire Protection/Extinguishing Equipment Without Permit	1
SMC 17F.100.020	Plumbing Without Permit	2

SMC 1.05.150 Penalty Schedule – Building Construction		
Infraction		Violation Class
SMC 17G.010.100(C)(2)	Installation/Repair of Gas- or Oil-fueled HVAC Equipment Without Permit	1

PASSED BY THE CITY COUNCIL ON _____, 2018.

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date