



**RULE-MAKING ORDER
EMERGENCY RULE ONLY**

**CR-103E (December 2017)
(Implements RCW 34.05.350
and 34.05.360)**

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 21, 2021

TIME: 12:04 PM

WSR 21-22-008

Agency: State Building Code Council

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: To strike amended section WAC 51-54A-8200 International Wildland Urban Interface Code from the International Fire Code and reserve section.

Citation of rules affected by this order:

New: 1
 Repealed:
 Amended:
 Suspended:

Statutory authority for adoption: RCW 19.27.031

Other authority: RCW 19.27.074

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: The State Building Code Council (SBCC) was notified by local jurisdictions that the mapping, RCW's and the WAC did not align to produce an enforceable code. The SBCC agreed to delete the state amendment and to add the Wildland Urban Interface Code to the group 2 rulemaking process. This would assist local jurisdictions to provide more public comment and allow the SBCC to produce a more accurate and enforceable code. The SBCC will be moving into rulemaking to make the Wildland Urban Interface Code a standalone code with state amendments.

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	<u>1</u>	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New 1 Amended _____ Repealed _____

The number of sections adopted on the agency's own initiative:

New _____ Amended _____ Repealed _____

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New _____ Amended _____ Repealed _____

The number of sections adopted using:

Negotiated rule making: New _____ Amended _____ Repealed _____
Pilot rule making: New _____ Amended _____ Repealed _____
Other alternative rule making: New _____ Amended _____ Repealed _____

Date Adopted: October 19, 2021

Name: Andrew S Klein

Title: Chair, State Building Code Council

Signature:



WAC 51-54A-8200 ((International Wildland-Urban Interface Code.))
Reserved.

~~((101.5 Additions or alterations. Additions or alterations may be made to any building or structure without requiring the existing building or structure to comply with all of the requirements of this code, provided the addition or alteration conforms to that required for a new building or structure.~~

EXCEPTION: Provisions of this code that specifically apply to existing conditions are retroactive. See Sections 402.3, 601.1 and Appendix A.

~~Additions or alterations shall not cause the existing building or structure to become unsafe. An unsafe condition shall be deemed to have been created if an addition or alteration will cause the existing building or structure to become structurally unsafe or overloaded; will not provide adequate access in compliance with the provisions of this code or will obstruct existing exits or access; will create a fire hazard; will reduce required fire resistance or will otherwise create conditions dangerous to human life.~~

~~**108.3 Site plan.** In addition to the requirements for plans in the *International Building Code*, the code official may require site plans which include topography, width and percent of grade of access roads, landscape and vegetation details, locations of structures or building envelopes, existing or proposed overhead utilities, occupancy classification of buildings, types of ignition resistant construction of buildings, structures and their appendages, roof classification of buildings, and site water supply systems. The code official is authorized to waive or modify the requirement for a site plan.~~

~~**108.4 Vegetation management plans.** When required by the code official or when utilized by the permit applicant pursuant to Section 502, vegetation management plans shall be prepared and shall be submitted to the code official for review and approval as part of the plans required for a permit. See Appendix B.~~

~~**108.7 Vicinity plan.** When required by the code official, the requirements for site plans shall include details regarding the vicinity within 300 feet (91,440 mm) of property lines, including other structures, slope, vegetation, fuel breaks, water supply systems and access roads.~~

~~**402.1.1 Access.** New subdivisions, as determined by this jurisdiction, shall be provided with fire apparatus access roads in accordance with the *International Fire Code*.~~

~~**402.1.2 Water supply.** New subdivisions, as determined by this jurisdiction, shall be provided with water supply in accordance with the *International Fire Code*.~~

~~**402.2 Individual structures.** Individual structures shall comply with Sections 402.2.1 and 402.2.2.~~

~~**402.2.1 Access.** Individual structures hereafter constructed or relocated into or within wildland-urban interface areas shall be provided with fire apparatus access in accordance with the *International Fire Code*.~~

~~**402.2.2 Water supply.** Individual structures hereafter constructed or relocated into or within wildland-urban interface areas shall be provided with a conforming water supply in accordance with the *International Fire Code*.~~

- EXCEPTIONS:
1. Structures constructed to meet the requirements for the class of ignition-resistant construction specified in Table N503.1 for a nonconforming water supply.
 2. Buildings containing only private garages, carports, sheds and agricultural buildings with a floor area of not more than 600 square feet (56 m²).

~~402.3 Existing conditions. Existing address markers, roads and fire protection equipment shall be in accordance with the International Fire Code.~~

**Table 503.1
Ignition-Resistant Construction^a**

	Fire Hazard-Severity					
	Moderate Hazard		High Hazard		Extreme Hazard	
	Water Supply ^b		Water Supply ^b		Water Supply ^b	
Defensible Space^c	Conforming	Noneconforming	Conforming	Noneconforming	Conforming	Noneconforming
Noneconforming	IR-2	IR-1	IR-1	IR-1 N.C.	IR-1 N.C.	Not Permitted
Conforming	IR-3	IR-2	IR-2	IR-1	IR-1	IR-1 N.C.
1.5 x Conforming	Not Required	IR-3	IR-3	IR-2	IR-2	IR-1

^aAccess shall be in accordance with Section 402.

^bWater supply shall be in accordance with Section 402.1.

IR-1 = Ignition-resistant construction in accordance with Section 504.

IR-2 = Ignition-resistant construction in accordance with Section 505.

IR-3 = Ignition-resistant construction in accordance with Section 506.

N.C. = Exterior walls shall have a fire-resistance rating of not less than 1 hour and the exterior surfaces of such walls shall be noncombustible. Usage of log wall construction is allowed.

^cConformance based on Section 603.

~~403 Access. This section not adopted.~~

~~404 Water supply. This section not adopted.~~

~~APPENDIX B-VEGETATION MANAGEMENT PLAN — THIS APPENDIX IS ADOPTED.~~

~~APPENDIX D-FIRE DANGER RATING SYSTEM — THIS APPENDIX IS ADOPTED.))~~