

## ORDINANCE NO. 1019

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO AMENDMENT OF THE CITY BUILDING CODE TO REMOVE REFERENCES TO A HEALTH OFFICER AND CLARIFY THE AUTHORITY OF THE BUILDING OFFICIAL/FIRE MARSHAL WITH RESPECT TO HOUSING SAFETY.

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WHEREAS, the City of Gig Harbor has adopted the 1997 edition of the Uniform Code for the Abatement of Dangerous Buildings (UCADB) under GHMC 15.20;

AND WHEREAS, The City has amended the UCADB to designate the building official/fire marshal as the authority responsible for the interpretation and enforcement of the UCADB;

AND WHEREAS, the UCADB and Title 15.20.020 of the Gig Harbor Municipal Code make reference to a "health officer" having authority to enforce the code;

AND WHEREAS, the City of Gig Harbor does not have a health officer position.

Now, therefore:

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON,  
ORDAINS AS FOLLOWS:

Section 1. Section 15.20.020 of the Gig Harbor Municipal Code is hereby amended to read as follows:

**15.20.020 Amendment to UCADB Section 201.** Section 201 of the Uniform Code for the Abatement of Dangerous Buildings is amended as follows:

201.2 Inspections. The ~~health officer and the building official/fire marshal are~~ is hereby authorized to make such inspections and take such actions as may be required to enforce the provisions of this code

\* \* \*

**15.20.041 Amendment to UCADB Section 302 (15).** Section 302 (15) of the UCADB is amended as follows:

302 (15) Whenever a building or structure, used or intended to be used for dwelling purposes, because of inadequate maintenance, dilapidation, decay, damage, faulty construction or arrangement, inadequate light, air or sanitation facilities, or otherwise is determined by the ~~health officer building official / fire marshal~~ to be unsanitary, unfit for human habitation or in such condition that is likely to cause sickness or disease.

Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, clause or phrase of this Ordinance.

Section 3. Effective Date. This Ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor, this 24<sup>th</sup> day of October, 2005.

CITY OF GIG HARBOR

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GRETCHEN WILBERT, MAYOR

ATTEST/AUTHENTICATED:

By \_\_\_\_\_  
Molly Towslee, City Clerk

APPROVED AS TO FORM;  
OFFICE OF THE CITY ATTORNEY

By \_\_\_\_\_  
Carol A. Morris

FILED WITH THE CITY CLERK: 10/10/05  
PASSED BY THE CITY COUNCIL: 10/24/05  
PUBLISHED: 11/2/05  
EFFECTIVE DATE: 11/7/05  
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