

SENATE BILL REPORT

SB 5491

As of February 9, 2023

Title: An act relating to allowing for residential buildings of a certain height to be served by a single exit under certain conditions.

Brief Description: Allowing for residential buildings of a certain height to be served by a single exit under certain conditions.

Sponsors: Senators Salomon, Shewmake, Frame, Lias and Stanford.

Brief History:

Committee Activity: Local Government, Land Use & Tribal Affairs: 2/02/23.

Brief Summary of Bill

- Authorizes governing bodies of cities and counties to adopt building codes for multifamily housing units served by a single exit under certain conditions.
- Requires cities that intend to adopt building codes for multifamily housing units served by a single exit to meet certain criteria prior to adoption.

SENATE COMMITTEE ON LOCAL GOVERNMENT, LAND USE & TRIBAL AFFAIRS

Staff: Maggie Douglas (786-7279)

Background: The State Building Code (SBC) provides a set of statewide standards and requirements related to building construction. The SBC is comprised of various international model codes, including building, residential, fire, and plumbing codes (model codes) adopted by reference by the Legislature. The model codes are promulgated by the International Code Council.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not part of the legislation nor does it constitute a statement of legislative intent.

The State Building Code Council (SBCC) is responsible for adopting, amending, and maintaining the SBC. The SBCC must regularly review updated versions of the model codes and adopt a process for reviewing proposed statewide and local amendments.

Cities and counties may amend the SBC as applied within their jurisdiction, except that amendments may not be below minimum performance standards, and no amendment affecting single or multifamily residential buildings may be effective until approved by the SBCC. Current SBC rules specify there must be a minimum of one stairway for access and exit for buildings and structures three stories or 36 feet. If the building structure is more than three stories or 36 feet, the structure must have two or more stairways.

Local Development Regulations. Cities and counties engaging in comprehensive planning may enact ordinances regulating the use of land and zoning certain development and activities. Such regulations generally include:

- the location;
- construction and size of buildings for residence;
- industry, trade, and other purposes;
- the height, construction, and design of buildings and structures;
- the size of yards, open spaces, lots, and tracts;
- the density of population;
- the set-back of buildings; and
- the subdivision and development of land.

Summary of Bill: The legislative body of a county or city may adopt amendments to the SBC to allow for multifamily residential buildings to be served by a single stair exit under certain conditions, including but not limited to:

- the building is no more than five stories;
- the building does not have more than six stories above grade plane;
- the building does not contain a boarding house;
- the building does not have more than four dwellings on any floor;
- the building is constructed with not less than one-hour fire-resistive construction and is equipped with an automatic sprinkler system in accordance with the International Building Code and residential-type sprinklers must be used in all habitable spaces in each dwelling unit;
- there are no more than two single exit stairway conditions on the same property for buildings four stories tall or higher; and
- an exterior stairway or interior exit stairway is provided;

A city that intends to adopt amendments to allow for single stair exits under certain conditions must meet the following criteria prior to adoption:

- the city is served by a municipal fire department or fire district; and
- the city does not have a current restriction on development due to lack of fire flow capacity.

A city may determine it does not have appropriate fire apparatus or hydrant networks to serve single stairwell buildings.

Appropriation: None.

Fiscal Note: Not requested.

Creates Committee/Commission/Task Force that includes Legislative members: No.

Effective Date: Ninety days after adjournment of session in which bill is passed.