

SAUK-SUIATTLE INDIAN TRIBE
BUILDING AND CONSTRUCTION ORDINANCE

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Section 1.010 Title.

This Ordinance shall be known as the "SSIT Building Code".

Section 1.020 Purpose.

The purpose of this Ordinance is to establish the Sauk-Suiattle Building and Construction Ordinance. The Sauk-Suiattle Indian Tribe has the authority to establish this Ordinance pursuant to the Sauk-Suiattle Tribal Constitution. Nothing in this Ordinance shall waive the sovereign immunity of the Sauk-Suiattle Indian Tribe. The SSIT Building shall be interpreted and followed to give effect to these purposes:

- (1) Regulate the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area, and maintenance of all buildings and/or structures on the Reservation;
- (2) Provide for the issuance of permits and collection of fees therefore; and
- (3) Provide penalties for violations of the SSIT Building Code.

Section 1.030 Authority.

Pursuant to the provisions of Article VII, Section 1(N) of the Tribe's Constitution and Bylaws, the Tribal Council affirming the legislative authority to enact ordinances to protect Article VII, Section 1(P) to promulgate laws and ordinances.

Section 1.040 Jurisdiction.

Jurisdiction to interpret this Ordinance shall be the courts of the Sauk-Suiattle Indian Tribe. It is the intent of the Sauk-Suiattle Indian Tribe to assert its jurisdiction over the activities subject to this Ordinance shall extend to all lands and waters within the jurisdiction of the Sauk-Suiattle Indian Tribe to the maximum extent permitted by law.

Section 1.050 Construction.

In the event of a conflict between the provisions of this Ordinance and the provisions of any other Title, Chapter, or Section of this Code, the provisions of this Ordinance shall prevail.

Section 1.060 Definitions.

The following terms, whenever used or referred to in this Ordinance, shall have the following respective meanings, unless a different meaning clearly appears from the context:

- (1) "Code" means the Sauk-Suiattle Indian Tribe Building and Construction Code
- (2) "Council" or "Tribal Council" means the Sauk-Suiattle Tribal Council
- (3) "Homebuyer" means a person who has executed a lease-purchase agreement with the Tribal Housing Department, and who has not achieved home-ownership
- (4) "Housing Department" means the Sauk-Suiattle Tribal Housing Department
- (5) "IBC" means the International Building Code
- (6) "IRC" means the International Residential Code
- (7) "SSIT" means the Sauk-Suiattle Indian Tribe

Section 1.070 Adoption of International Building and Residential Codes.

Except as otherwise provided in this Ordinance, the Council hereby adopts and incorporates as tribal law as if fully set out herein the following:

- (1) The International Building Code, 2012 Edition, published by the International Code Conference, together with the following appendices thereto:
 - (a) Appendix B;
 - (b) Appendix C;
 - (c) Appendix E (sections 101-107 only);
 - (d) Appendix J; and
 - (e) Any applicable Washington State amendments to the IBC, codified at Chapter 51-50 WAC; and

(2) The International Residential Code, 2012 Edition, except Chapters 11 and 25 through 40, published by the International Code Council, together with the following appendices thereto:

(a) Appendix E (sections 101 through 106 only);

(b) Appendix G;

(c) Appendix J; and

(d) Applicable Washington State amendments to the IRC, codified at Chapter 51-51 WAC

The IBC and the IRC together shall constitute the "SSIT Building Code"

Section 1.080 Exemptions

(1) IBC Section 105.2, Work Exempt from Permit is amended as follows:

(a) One story detached accessory building used as a tool or storage shed, play house or similar use, provided, that

- i. the building is not used for sleeping purposes;
- ii. only one such building is allowed on any parcel;
- iii. the building's floor area does not exceed two hundred (200) square feet; and
- iv. the building
 1. is separated from all other structures by not less than eight feet; and
 2. meets the requirements of Chapter 20-3-Zoning of the Sauk-Suiattle Tribal Code

Section 1.090 Severability.

If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 1.100 Effective Date.

This Ordinance shall be effective immediately upon approval by the Tribal Council.