



Washington State Patrol
Fire Protection Bureau
Phone: (360) 596-3900

Business Name	Merrill Gardens at Kirkland	Provider Number	2135
Address	201 KIRKLAND ,	Approval Status	Approved
City, State, Zip	Kirkland, WA 98033	Facility Type	Residential Care

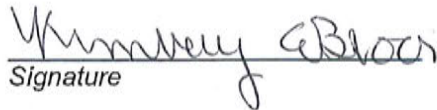
On 09/01/2023 the Office of the State Fire Marshal conducted an inspection at your facility.

All violations noted during previous related inspection(s) have been corrected.


Owner or Owner's Representative
Signature


Reza Bhaamast, GM
Print Name and Title

Deputy State Fire Marshal Kimberly Bloor
PO Box 42600
Olympia WA 985042600
(360) 596-3922


Signature

Right of appeal. Any person may appeal any decision made by the Fire Protection Bureau in accordance with WAC 212-12.



Washington State Patrol
Fire Protection Bureau
Phone: (360) 596-3900

Business Name Merrill Gardens at Kirkland	Provider Number 2135
Address 201 KIRKLAND ,	Approval Status Disapproved
City, State, Zip Kirkland, WA 98033	Facility Type Residential Care

On 06/02/2023 the Office of the State Fire Marshal conducted an inspection at your facility.

Code Requirement

Statement of Violation

1 COVID - 19 Pandemic (ALFs)

Memorandum of record:

Due to the state of emergency declaration of the COVID-19 pandemic event, DSHS revoked the request per RCW 18.20.130, of the Washington State Fire Marshal Office (SFMO) to conduct renewal licensing inspections of licensed Assisted Living Facilities (ALFs) except those specifically requested by DSHS from April 1, 2020 to July 31, 2021. A 2021 renewal inspection request was not received for this facility.

Done

2 Frequency

Required emergency drills shall be held at the intervals specified in Table 405.2 or more frequently where necessary to familiarize all occupants with the drill procedure.

(IFC 405.2 2015, 2018)

Done

3 Working Space and Clearance

A working space of not less than 30 inches (762 mm) in width, 36 inches (914 mm) in depth and 78 inches (1981 mm) in height shall be provided in front of electrical service equipment. Where the electrical service equipment is wider than 30 inches (762 mm), the working space shall be not less than the width of the equipment. Storage of materials shall not be located within the designated working space.

Exceptions:

1. Where other dimensions are required or allowed by NFPA 70.
2. Access openings into attics or under-floor areas that provide a minimum clear opening of 22 inches (559 mm) by 30 inches (762 mm).

(IFC 604.3 2018)

Done



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On 06/02/2023 the Office of the State Fire Marshal conducted an inspection at your facility.

Code Requirement

Statement of Violation

4 Cleaning

Hoods, grease-removal devices, fans, ducts and other appurtenances shall be cleaned at intervals as required by Sections 607.3.3.1 through 607.3.3.3.

(IFC 607.3.3 2018)

Done

5 Owner's Responsibility

The owner shall maintain an inventory of all required fire-resistance-rated construction, construction installed to resist the passage of smoke and the construction included in Sections 703 through 707 and Sections 602.4.1 and 602.4.2 of the International Building Code. Such construction shall be visually inspected by the owner annually and properly repaired, restored or replaced where damaged, altered, breached or penetrated. Records of inspections and repairs shall be maintained. Where concealed, such elements shall not be required to be visually inspected by the owner unless the concealed space is accessible by the removal or movement of a panel, access door, ceiling tile or similar movable entry to the space.

(IFC 701.6 2018 WAC 51-54A)

The facility could not produce an annual fire wall inspection

6/14/23 → done

6 Inspection and Maintenance

Opening protectives in fire-resistance-rated assemblies shall be inspected and maintained in accordance with NFPA 80. Opening protectives in smoke barriers shall be inspected and maintained in accordance with NFPA 80 and NFPA 105. Openings in smoke partitions shall be inspected and maintained in accordance with NFPA 105. Fire doors and smoke and draft control doors shall not be blocked, obstructed, or otherwise made inoperable. Fusible links shall be replaced promptly whenever fused or damaged. Opening protectives and smoke and draft control doors shall not be modified.

(IFC 705.2 2018)

Done



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Phone: (360) 598-3900

Business Name	Merrill Gardens at Kirkland	Provider Number	2135
Address	201 KIRKLAND ,	Approval Status	Disapproved
City, State, Zip	Kirkland, WA 98033	Facility Type	Residential Care

In 06/02/2023 the Office of the State Fire Marshal conducted an inspection at your facility.

Code Requirement

Statement of Violation

7 Hold-Open Devices and Closers

Hold-open devices and automatic door closers, where provided, shall be maintained. During the period that such device is out of service for repairs, the door it operates shall remain in the closed position.

Done

(IFC 705.2.3 2018)

8 Door Operation

Swinging fire doors shall close from the full-open position and latch automatically.

Done

(IFC 705.2.4 2018)

9 Duct and Air Transfer Openings - Maintaining Protection

Dampers protecting ducts and air transfer openings shall be inspected and maintained in accordance with NFPA 80 and NFPA 105. Other products or materials used to protect the openings for ducts and air transfer openings shall be securely attached to or bonded to the construction containing the duct or air transfer opening, without visible openings through or into the cavity of the construction. Any damaged products or materials protecting duct and air transfer openings shall be repaired, restored or replaced.

The facility could not produce a fire and smoke damper report

6/21 and 22/22
done 5-fail
repair done - 7/10/23

(IFC 706.1 2018)

10 Testing and Maintenance

Sprinkler systems shall be tested and maintained in accordance with Section 901.

The facility could not produce a forward flow test.

7/12 waiting for report
The annual sprinkler inspection did not include the entire facility, just the common areas.

(IFC 903.5 2009, 2012, 2015, 2018)

11 Operations and Maintenance

Automatic fire-extinguishing systems protecting commercial cooking systems shall be maintained in accordance with Sections 904.12.5.1 through 904.12.5.3.

The facility could not produce a heat survey.

6/28 ? - done waiting for report

(IFC 904.12.5 2018)



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Provider Number 2135
Approval Status Disapproved
Facility Type Residential Care

On 06/02/2023 the Office of the State Fire Marshal conducted an inspection at your facility.

Code Requirement

Statement of Violation

12 Inspection, Testing and Maintenance

The maintenance and testing schedules and procedures for fire alarm and fire detection systems shall be in accordance with Sections 907.8.1 through 907.8.5 and NFPA 72. Records of inspection, testing and maintenance shall be maintained.

IFC 907.8 2018)

The annual fire alarm inspection did not include the entire building, horns and strobes, initiation devices and other items required in NFPA 72

2/3 done repair scheduled on 7/12

Next inspection scheduled on or after: 07/02/2023

Right of appeal. Any person may appeal any decision made by the Fire Protection Bureau in accordance with WAC 212-12.

Owner or Authorized Representative

Signature

Print Name and Title

Reza Baharmast

Deputy State Fire Marshal Kimberly Bloom
PO Box 42600
Olympia WA 985042600
(360) 596-3922

Signature

Kimberly Bloom



Washington State Patrol
Fire Protection Bureau
Phone: (360) 596-3900

June 7, 2023

Sarah Shackleton
Administrator
Merrill Gardens at Kirkland
201 KIRKLAND
Kirkland WA 98033

The Office of the State Fire Marshal conducted an annual fire and life safety inspection of Merrill Gardens at Kirkland.

Initial Inspection

During the inspection, we identified a number of violations.

We provided a copy of the inspection report to the facility.

The inspection report outlined each violation and items to correct prior to a reinspection, scheduled on or after April 8, 2023.

Required Reinspection

- Today we conducted a reinspection of Merrill Gardens at Kirkland.
- During the reinspection, one or more of the violations identified during the initial inspection remained uncorrected.

These two inspections found this facility failed to gain and maintain compliance as required by state law. These violations place the residents, staff, and visitors at risk.

Required Follow-Up

- The facility administrator shall submit a letter to Deputy State Fire Marshal Kimberly Bloor, 2803, 156, AVE, Bellevue, WA 98007 within 30 days. The letter shall explain, in detail, how the code violations were corrected and indicate the facility is ready for a final reinspection.
- Upon receipt of the letter, the Deputy State Fire Marshal will conduct a final reinspection.
- If the letter is not received by the time specified, we shall notify the Department of Social and Health Services (DSHS) Residential Care Services Division of the failure to correct violations. We will recommend enforcement action against the facility. Enforcement actions available to DSHS under RCW 18.20.190 include civil fines, stop placements, and license suspension or revocation.
- If the option chosen by DSHS is a license revocation, a new fire and life safety inspection will be required prior to recommending relicensure.

If you have any questions regarding this process, please contact Deputy State Fire Marshal Kimberly Bloor at (360) 481-3933.

Letter Received By:

Letter Issued By:
Deputy State Fire Marshal
Kimberly Bloor

cc: Residential Care Services
Enclosures



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Fire Protection Bureau
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Business Name	Merrill Gardens at Kirkland	Provider Number	2135
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On 03/09/2023 the Office of the State Fire Marshal conducted an inspection at your facility.

Code Requirement

Statement of Violation

1 COVID - 19 Pandemic (ALFs)

Memorandum of record:
Due to the state of emergency declaration of the COVID-19 pandemic event, DSHS revoked the request per RCW 18.20.130, of the Washington State Fire Marshal Office (SFMO) to conduct renewal licensing inspections of licensed Assisted Living Facilities (ALFs) except those specifically requested by DSHS from April 1, 2020 to July 31, 2021. A 2021 renewal inspection request was not received for this facility.

2 Frequency

Required emergency drills shall be held at the intervals specified in Table 405.2 or more frequently where necessary to familiarize all occupants with the drill procedure.

(IFC 405.2 2015, 2018)

The facility could not produce records for the 3rd quarter swing shift and the day, swing, and NOC shifts for the 4th quarter.

3 Working Space and Clearance

A working space of not less than 30 inches (762 mm) in width, 36 inches (914 mm) in depth and 78 inches (1981 mm) in height shall be provided in front of electrical service equipment. Where the electrical service equipment is wider than 30 inches (762 mm), the working space shall be not less than the width of the equipment. Storage of materials shall not be located within the designated working space.

Exceptions:

1. Where other dimensions are required or allowed by NFPA 70.
2. Access openings into attics or under-floor areas that provide a minimum clear opening of 22 inches (559 mm) by 30 inches (762 mm).

(IFC 604.3 2018)

The 4th floor electrical room by room 406 has storage within 36 inches of the panels.

The second floor electrical room by the theater has storage within 36 inches of the panels.

This document was prepared by Residential Care Services for the Locator website.



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Code Requirement	Statement of Violation
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4 Cleaning

Hoods, grease-removal devices, fans, ducts and other appurtenances shall be cleaned at intervals as required by Sections 607.3.3.1 through 607.3.3.3.

(IFC 607.3.3 2018)

The facility could not produce a second hood cleaning within 6 months of their May 2022 hood cleaning.

5 Owner's Responsibility

The owner shall maintain an inventory of all required fire-resistance-rated construction, construction installed to resist the passage of smoke and the construction included in Sections 703 through 707 and Sections 602.4.1 and 602.4.2 of the International Building Code. Such construction shall be visually inspected by the owner annually and properly repaired, restored or replaced where damaged, altered, breached or penetrated. Records of inspections and repairs shall be maintained. Where concealed, such elements shall not be required to be visually inspected by the owner unless the concealed space is accessible by the removal or movement of a panel, access door, ceiling tile or similar movable entry to the space.

(IFC 701.6 2018 WAC 51-54A)

The facility could not produce an annual fire wall inspection.

6 Inspection and Maintenance

Opening protectives in fire-resistance-rated assemblies shall be inspected and maintained in accordance with NFPA 80. Opening protectives in smoke barriers shall be inspected and maintained in accordance with NFPA 80 and NFPA 105. Openings in smoke partitions shall be inspected and maintained in accordance with NFPA 105. Fire doors and smoke and draft control doors shall not be blocked, obstructed, or otherwise made inoperable. Fusible links shall be replaced promptly whenever fused or damaged. Opening protectives and smoke and draft control doors shall not be modified.

(IFC 705.2 2018)

The facility could not produce an annual fire door inspection.



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On 03/09/2023 the Office of the State Fire Marshal conducted an inspection at your facility.

Code Requirement	Statement of Violation
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7 Hold-Open Devices and Closers

Hold-open devices and automatic door closers, where provided, shall be maintained. During the period that such device is out of service for repairs, the door it operates shall remain in the closed position. (IFC 705.2.3 2018)	The doors to resident room 410 and 317 are held open with door stops.
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8 Door Operation

Swinging fire doors shall close from the full-open position and latch automatically. (IFC 705.2.4 2018)	The 4th floor cross corridor fire doors did not close and latch from the open position.
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9 Duct and Air Transfer Openings - Maintaining Protection

Dampers protecting ducts and air transfer openings shall be inspected and maintained in accordance with NFPA 80 and NFPA 105. Other products or materials used to protect the openings for ducts and air transfer openings shall be securely attached to or bonded to the construction containing the duct or air transfer opening, without visible openings through or into the cavity of the construction. Any damaged products or materials protecting duct and air transfer openings shall be repaired, restored or replaced. (IFC 706.1 2018)	The facility could not produce a fire and smoke damper report.
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10 Testing and Maintenance

Sprinkler systems shall be tested and maintained in accordance with Section 901. (IFC 903.5 2009, 2012, 2015, 2018)	The facility could not produce a five year internal sprinkler inspection for all of their sprinkler systems. ✓ The facility could not produce a three year full trip of the dry system. ✓ The facility could not produce a forward flow test. The annual sprinkler inspection did not include the entire facility, just the common areas.
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Code Requirement	Statement of Violation
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11 Operations and Maintenance

Automatic fire-extinguishing systems protecting commercial cooking systems shall be maintained in accordance with Sections 904.12.5.1 through 904.12.5.3.

(IFC 904.12.5 2018)

The facility could not produce a heat survey.

12 Inspection, Testing and Maintenance

The maintenance and testing schedules and procedures for fire alarm and fire detection systems shall be in accordance with Sections 907.8.1 through 907.8.5 and NFPA 72. Records of inspection, testing and maintenance shall be maintained.

(IFC 907.8 2018)

The annual fire alarm inspection did not include the entire building, horns and strobes, initiation devices and other items required in NFPA 72.

Next inspection scheduled on or after: 04/08/2023

Right of appeal. Any person may appeal any decision made by the Fire Protection Bureau in accordance with WAC 212-12.

Owner or Authorized Representative


Signature


Print Name and Title

Deputy State Fire Marshal Kimberly Bloor
PO Box 42600
Olympia WA 985042600
(360) 596-3922

Signature