

ORDINANCE NO. 970 N.S.

**AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES AMENDING
CHAPTER 17.04, SECTION 17.04.10 OF THE MUNICIPAL CODE, THEREBY ADOPTING
BY REFERENCE THE 2010 EDITIONS OF THE CALIFORNIA BUILDING CODE,
CALIFORNIA RESIDENTIAL CODE, CALIFORNIA GREEN BUILDING STANDARDS
CODE - MANDATORY MEASURES ONLY, CALIFORNIA FIRE CODE, CALIFORNIA
ELECTRICAL CODE, CALIFORNIA PLUMBING CODE, CALIFORNIA MECHANICAL
CODE, AND SPECIFIED SUPPORT CODES.**

WHEREAS, the State of California, Division of Building Standards adopts the model codes pertaining to the construction, alteration, and maintenance of buildings on a three year cycle; and

WHEREAS, the State adopted the 2010 Edition of the California Building Code, 2010 Edition of the California Residential Code, 2010 Edition of the California Green Building Standards Code - mandatory measures only, 2010 Edition of the California Fire Code, 2010 Edition of the California Plumbing Code, 2010 Edition of the California Mechanical Code and the 2010 Edition of the California Electrical Code, effective July 1, 2010; and

WHEREAS, the California State Health and Safety Code Section 17922 mandates the application of those codes within 180 days of adoption by the State.

NOW THEREFORE, the City Council of the City of El Paso de Robles does ordain as follows:

SECTION 1. Section 17.04.010 of Chapter 17.04 "Uniform Codes", of the City of El Paso de Robles Municipal Code is hereby amended in its entirety to read as follows:

Section 17.04.010, Technical building codes adopted - Copies on file.

The thirteen (13) documents and their respective appendices as outlined herein, one (1) copy of each of which are on file in the Office of the City Clerk in the City of El Paso de Robles, being marked and designated as the:

- A. California Building Code, 2010 Edition, California Residential Code, 2010 Edition, published by the International Code Council, including the generic fire - resistive assemblies listed in the Fire Resistance Design Manual, GA-600, published by the Gypsum Association as referenced in Table No. 720.1. Specific appendix of the California Building Code included for adoption by this ordinance is Appendix I.
- B. California Mechanical Code and appendices, 2010 Edition, published by the International Association of Plumbing and Mechanical Officials.
- C. California Plumbing Code and appendices, 2010 Edition, published by the International Association of Plumbing and Mechanical Officials.
- D. California Fire Code, 2010 Edition, published by the International Code Council. Specific appendices of the California Fire Code are Appendix Chapter 1 and A, respectively.
- E. California Electric Code, 2010 Edition, as published by the National Fire Prevention Association.
- F. California Green Building Standards Code - mandatory measures only, 2010 Edition as published by California Building Standards Commission
- G. Appendix Chapter A-1 of the International Existing Building Code, 2009 Edition, as published by International Code Council.
- H. International Building Code Handbook, 2009 Edition as published by International Code Council.
- I. Building Codes Illustrated, 2010 Edition as published by John Wiley & Sons, Inc.
- J. Uniform Housing Code, 1997 Edition as published by International Conference of Building Officials.
- K. Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition as published by International Conference of Building Officials.
- L. Uniform Solar Energy Code, 2009 code adopted by Edition as published by International Association of Plumbing and Mechanical Officials.

are hereby adopted by reference as the standards of the City of El Paso de Robles for regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, area, and maintenance of all buildings or structures in City of El Paso de Robles providing for issuance of permits thereof; and each and all of the regulations, provisions, conditions, and terms of such 2010 Editions of the California Building Code, Fire Code, Plumbing Code, Mechanical Code, Electrical Code, and secondary publications referenced above, all of which are on file in the office of the City Clerk, are with the exception of those changes or additions hereinafter appearing, hereby referred to, adopted and made a part here of as it is fully set out in this ordinance.

SECTION 2. Effective Date. This ordinance shall go into effect and be in full force and effect at 12:01 a.m. in the 31st day after its passage.

SECTION 3. Inconsistency. To the extent that the terms or provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance(s), motion, resolution, rule, or regulation governing the same subject matter thereof, such inconsistent and conflicting provisions or prior ordinance, motions, resolutions, rules, and regulations are hereby repealed.

SECTION 4. Severability. If any section, subsection, sentence, clause, or phrase of the Ordinance is, for any reason, found to be invalid or unconstitutional, such finding shall not affect the remaining portions of this Ordinance.

SECTION 5. Interpretation. Reference to the California Code of Regulations. In administering and interpreting the substantive provisions of this Code, the City shall be guided by and comply with the regulations issued by the California Department of Housing and Community Development n Title 25 of the California Code of Regulations, as well as applicable provisions of other uniform codes adopted by the State. In the event of any inconsistency between the substantive provisions of this code and of Title 25, the provisions of Title 25 shall prevail.

SECTION 6. Reference to other Uniform Codes. All references in this code to sections, chapters or appendices in other uniform codes are to be interpreted as references to the equivalent provisions in the most current version of that uniform code.

The City Council hereby declares that it would have passed this Ordinance by section, subsection, sentence, clause or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases are declared invalid or unconstitutional.

Introduced at a regular meeting of the City Council of the City of El Paso de Robles held on the 7th day of December, 2010, and passed and adopted on the 21st day of December, 2010, by the following roll call vote:

AYES: Strong, Hamon, Gilman, Steinbeck, Picanco

NOES:

ABSTAIN:

ABSENT:

Duane Picanco, Mayor

ATTEST:

Caryn Jackson, Deputy City Clerk

SECTION 2. Effective Date. This ordinance shall go into effect and be in full force and effect at 12:01 a.m. in the 31st day after its passage.

SECTION 3. Inconsistency. To the extent that the terms or provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance(s), motion, resolution, rule, or regulation governing the same subject matter thereof, such inconsistent and conflicting provisions or prior ordinance, motions, resolutions, rules, and regulations are hereby repealed.

SECTION 4. Severability. If any section, subsection, sentence, clause, or phrase of the Ordinance is, for any reason, found to be invalid or unconstitutional, such finding shall not affect the remaining portions of this Ordinance.

SECTION 5. Interpretation. Reference to the California Code of Regulations. In administering and interpreting the substantive provisions of this Code, the City shall be guided by and comply with the regulations issued by the California Department of Housing and Community Development in Title 25 of the California Code of Regulations, as well as applicable provisions of other uniform codes adopted by the State. In the event of any inconsistency between the substantive provisions of this code and of Title 25, the provisions of Title 25 shall prevail.

SECTION 6. Reference to other Uniform Codes. All references in this code to sections, chapters or appendices in other uniform codes are to be interpreted as references to the equivalent provisions in the most current version of that uniform code.

The City Council hereby declares that it would have passed this Ordinance by section, subsection, sentence, clause or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases are declared invalid or unconstitutional.

Introduced at a regular meeting of the City Council of the City of El Paso de Robles held on the 7th day of December, 2010, and passed and adopted on the 21st day of December, 2010, by the following roll call vote:

AYES: Strong, Hamon, Gilman, Steinbeck, Picanco
NOES:
ABSTAIN:
ABSENT:



Duane Picanco, Mayor

ATTEST:


Caryn Jackson, Deputy City Clerk