

ORDINANCE NO. 2019-11

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, AMENDING TITLE 110 OF THE EASTVALE MUNICIPAL CODE TO ADOPT THE 2019 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE (CALIFORNIA CODE OF REGULATIONS, TITLE 24, PARTS 2 THROUGH 12, INCLUSIVE), WITH SPECIFIED APPENDICES, AND INCLUDING ALL AMENDMENTS THERETO.

WHEREAS, the 2019 California Building Code was published by the California Building Standards Commission on July 1, 2019 and will be implemented on January 1, 2020;

WHEREAS, all requested permits or applications received by the City after January 1, 2020 will need to comply with these updated measures; and

WHEREAS, the 2019 California Building Code includes updated codes for the following: the CA Administrative Code, CA Building Code, CA Residential Code, CA Electrical Code, CA Mechanical Code, CA Plumbing Code, CA Energy Code, CA State Historical Building Code, CA Fire Code, CA Existing Building Code, CA Green Building Code, and CA Reference Standards Code.

THE CITY COUNCIL OF THE CITY OF EASTVALE DOES ORDAIN AS FOLLOWS:

SECTION 1: COMPLIANCE WITH CEQA.

The City Council hereby finds that the action to adopt this Ordinance is exempt from the provisions of the California Environmental Quality Act (Public Resources Code Section 21000, et seq.) (CEQA) because the action is exempt from environmental review under CEQA Guidelines Section 15061(b)(3). The activity is covered by the general rule which exempts activities that can be seen with certainty to have no possibility for causing a significant effect on the environment. The Ordinance introduces standards to regulate certain behavior to protect the health, safety, and public welfare, and does not authorize activities or development that could potentially have a physical impact on the environment. Buildings and development projects that are subject to CEQA are reviewed individually prior to issuance of building permit. Moreover, State law provides that the 2019 Building Codes will take effect in the City even if the City does not adopt this ordinance, as is required by law. Accordingly, the City Council hereby finds that it can be seen with certainty that there is no possibility the adoption and implementation of this Ordinance may have a significant effect on the environment.

SECTION 2: AMENDMENT OF CHAPTER 110.04. Section 110.04.010 of the Eastvale Municipal Code is amended as follows:

“110.04.010 Adoption by Reference-Building Code. The 2019 California Building Code (California Code of Regulations, Title 24, Part 2), along with Appendices, as published by the California Building Standards Commission, is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of the 2019 California Building code, including the above-designated appendices, shall be on file in the office of the City Clerk.”

SECTION 3: AMENDMENT OF CHAPTER 110.05. Section 110.05.010 of the Eastvale Municipal Code is amended as follows:

“110.05.010 Adoption of the California Residential Code. The 2019 California Residential Code (California Code of Regulations, Title 24, Part 2.5) along with Appendices, published by the California Building Standards Commission is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Residential Building Code shall be on file in the office of the City Clerk.”

SECTION 4: AMENDMENT OF CHAPTER 110.06. Chapter 110.06 of the Eastvale Municipal Code is amended to read as follows:

A. Section 110.06.010 is amended to read as follows:

“110.06.010 Adoption of the Green Building Standards Code. Except as hereinafter modified or changed, the 2019 California Green Building Standards Code (California Code of Regulations, Title 24, Part 11) published by the California Building Standards Commission is hereby adopted by

reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Green Building Standards shall be on file in the office of the City Clerk.”

SECTION 5: AMENDMENT OF CHAPTER 110.07. A new Chapter 110.07 (HISTORICAL BUILDING CODE) is added and shall read as follows:

“110.07.010 Adoption of the Historical Building Code. The 2019 California Historical Building Code (California Code of Regulations, Title 24, Part 8) published by the California Building Standards Commission is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Historical Building Code shall be on file in the office of the City Clerk.”

SECTION 6: AMENDMENT OF CHAPTER 110.08. Section 110.08.010 is amended as follows:

“110.08.010 Adoption of Electrical Code. The 2019 California Electrical Code (California Code of Regulations, Title 24, Part 3), published by the California Building Standards Commission, is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Electrical Code shall be on file in the office of the City Clerk.”

SECTION 7: ADDITION OF CHAPTER 110.09 (ENERGY CODE). A new Chapter 110.09 is added to the Eastvale Municipal Code to read as follows:

“110.09.010 Adoption of the Energy Code. The 2019 California Energy Code (California Code of Regulations, Title 24, Part 6), published by the California Building Standards Commission is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Energy Code shall be on file in the office of the City Clerk.”

SECTION 8: AMENDMENT OF CHAPTER 110.12. Section 110.12.010 of the Eastvale Municipal Code is amended to read as follows:

“110.12.010 Adoption of Mechanical Code. Except as hereinafter changed or modified, the 2019

California Mechanical Code (California Code of Regulations, Title 24, Part 4), along with Appendices B, C, and D of that certain mechanical code, published by the California Building Standards Commission, is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Mechanical Code, including the above-designated appendix, shall be on file in the office of the City Clerk.”

SECTION 9: AMENDMENT OF CHAPTER 110.16. Section 110.16.010 of the Eastvale Municipal Code is amended to read as follows:

“110.16.010 Adoption of Plumbing Code. The 2019 California Plumbing Code (California Code of Regulations, Title 24, Part 5), along with Appendices, as published by the California Building Standards Commission, is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Plumbing Code shall be on file in the office of the City Clerk.”

SECTION 10: ADDITION OF CHAPTER 110.17. A new Chapter 110.17 (REFERENCED STANDARDS) is hereby added to the Eastvale Municipal Code to read as follows:

“110.17.010 Adoption of Referenced Standards Code. Except as hereinafter modified or changed, the 2019 California Referenced Standards Code (California Code of Regulations, Title 24, Part 12) published by the California Building Standards Commission is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Referenced Standards Code shall be on file in the office of the City Clerk.”

SECTION 11: ADDITION OF CHAPTER 110.19. A new Chapter 110.19 (EXISTING BUILDINGS) is hereby added to the Eastvale Municipal Code to read as follows:

“110.19.010 Adoption of Existing Building Code. The 2019 California Existing Building Code (California Code of Regulations, Title 24, Part 10), as published by the California Building Standards Commission, is hereby adopted by reference and incorporated into this Title 110 of the Eastvale Municipal Code. A copy of said California Existing Building Code shall be on file in the office of the City Clerk.”

SECTION 12: SEVERABILITY.

If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 13: PUBLICATION.

The City Clerk shall certify to the adoption of this Ordinance and cause same to be posted in the three designated posting places within the City of Eastvale within 15 days after its passage.

SECTION 14: EFFECTIVE DATE.

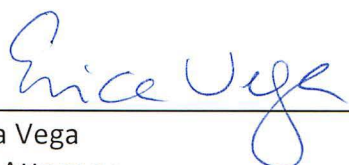
This Ordinance shall become effective 30 days after its passage.

PASSED, APPROVED AND ORDAINED this 11th day of December 2019.



Mayor

APPROVED AS TO FORM:



Erica Vega
City Attorney

ATTEST:



Marc A. Donohue, MMC
City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF EASTVALE)

I, Marc A. Donohue, City Clerk of the City of Eastvale, do hereby certify that the foregoing Ordinance Number 19-11 was introduced at a regular meeting of the City Council of the City of Eastvale held on the 13th day of November, 2019 and was finally passed by the City Council of the City of Eastvale at a regular meeting held the 11th day of December, 2019, by the following vote:

AYES: Councilmembers Lorimore, Rigby, Tessari, Mayor Pro Tem Yow, and Mayor Plott

NOES:

ABSENT:

ABSTAIN:



Marc A. Donohue, MMC
City Clerk