

BEFORE THE CITY COUNCIL OF THE CITY OF ORINDA

AN ORDINANCE ADOPTING THE)	
2016 CALIFORNIA BUILDING,)	
RESIDENTIAL, GREEN)	
BUILDING STANDARDS, FIRE,)	
PLUMBING, ELECTRICAL, AND)	
MECHANICAL CODES WITH)	
MODIFICATIONS FOR LOCAL)	ORDINANCE NO. 17-01
CONDITIONS)	

The City Council of the City of Orinda DOES ORDAIN as follows:

SECTION 1. The City Council of the City of Orinda finds that:

1. The State of California has adopted the 2016 California Building Code (California Code of Regulations, Title 24, Part 2, Volumes 1 and 2); the 2016 California Residential Code (California Code of Regulations, Title 24, Part 2.5); the 2016 California Green Building Standards Code (California Code of Regulations, Title 24, Part 11); the 2016 California Existing Building Code (California Code of Regulations, Title 24, Part 10); the 2016 California Fire Code (California Code of Regulations, Title 24, Part 9); the 2016 California Plumbing Code (California Code of Regulations, Title 24, Part 5); the 2016 California Mechanical Code (California Code of Regulations, Title 24, Part 4); the 2016 California Electrical Code (California Code of Regulations, Title 24, Part 3). These Codes shall hereinafter be referred to collectively as the "Building Codes."
2. On January 10, 2017, pursuant to California Government Code Section 50022.3, the City Council of Orinda conducted a first reading of this ordinance adopting the Building Codes by title only and scheduled a public hearing on the adoption of the Building Codes to be held on January 24, 2017.
3. At least 15 days prior to public hearing, pursuant to California Government Code Section 50022.6, at least one true copy of the Building Codes was filed with the City Clerk for public inspection.
4. At least 14 days prior to public hearing, pursuant to California Government Code Sections 50022.3 and 6066, a notice was published in a newspaper of general circulation, stating the time and place of the January 24, 2017, public hearing and including a description that the legislative body deemed sufficient to give notice of the purpose and subject matter of this ordinance. The notice informed the public that copies of the Building Codes considered for adoption were on file with the City Clerk and open for public inspection.

5. In the week preceding the public hearing, pursuant to California Government Code Sections 50022.3 and 6066, a second notice identical to the first was filed in a newspaper of general circulation.

6. On January 24, 2017, pursuant to California Government Code Section 50022.4, a public hearing was held. The City Council found adoption of the Building Codes was in the public interest. Except as to the additions, deletions, and amendments hereinafter noted, the Building Codes are hereby adopted and made a part hereof, the same as if fully set forth herein, and shall be the building regulations of the City.

8. The additions, deletions, modifications, and amendments hereinafter noted are deemed reasonably necessary because of local climatic, geological, or topographical conditions pursuant to Government Code Section 17958.5. Express findings that these modifications to the Building Codes are reasonably necessary will be filed with the California Building Standards Commission in accordance with California Health and Safety Code Section 17958.7.

9. While this ordinance is in force, a true copy of the Building Codes shall be kept for public inspection in the office of the City Building Official and a reasonable supply of the Building Codes shall be available for public purchase in the office of the City Clerk in accordance with Government Code Section 50022.6.

SECTION 2. Chapter 8.20 is repealed in its entirety, and a new Chapter 8.20, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 3. Chapter 15.08 is repealed in its entirety, and a new Chapter 15.08, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 4. Chapter 15.09 is repealed in its entirety, and a new Chapter 15.09, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 5. Chapter 15.10 is repealed in its entirety, and a new Chapter 15.10, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 6. A new Chapter 15.11, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 7. Chapter 15.12 is repealed in its entirety and a new Chapter 15.12, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 8. Chapter 15.16 is repealed in its entirety and a new Chapter 15.16, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 9. Chapter 15.20 is repealed in its entirety and a new Chapter 15.20, as shown in Appendix A attached to this ordinance and incorporated by this reference, shall be added to the Orinda Municipal Code.

SECTION 10. This ordinance is consistent with the Orinda General Plan. This ordinance will not have a significant adverse effect on the environment as defined in the California Environmental Quality Act.

SECTION 11. This ordinance becomes effective 30 days after adoption.

SECTION 12. The City Clerk shall either (a) have this ordinance published once within 15 days after adoption in a newspaper of general circulation or (b) have a summary of this ordinance published twice in a newspaper of general circulation, once 5 days before its adoption and again within 15 days after adoption.

The foregoing ordinance was introduced at a regular meeting of the City Council of the City of Orinda held on January 10, 2017, and was adopted and ordered published at a regular meeting held on January 24, 2017, by the following vote:

AYES: COUNCILMEMBERS: GEE, MILLER, ORR, PHILLIPS, WORTH

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

ABSTAIN: COUNCILMEMBERS: NONE

Eve Phillips, Mayor

ATTEST:

Sheri Marie Spediacci, City Clerk

Appendix A: New Chapters 8.20, 15.08, 15.09, 15.10, 15.11, 15.12, 15.16, and 15.20