

DOCKETED

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Project Title:	Local Ordinances Exceeding the 2019 Energy Code
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CALIFORNIA ENERGY COMMISSION

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CEC-57 (Revised 1/19)

**Notice of Public Comment Period****Docket No. 19-BSTD-06****Application for Approval of
Locally Adopted Building Energy Standards
in Accordance with Section 10-106 of
the California Code of Regulations, Title 24, Part 1****Local Jurisdiction Name:** City of Cupertino**Date of Local Adoption:** January 21, 2020**Designation of Locally Adopted Standard:** Ordinance # 19-2193**Purpose**

The California Energy Commission (CEC) has posted this locally adopted energy standard for a mandatory public review period, per California Code of Regulations, Title 24, Part 1, Chapter 10, Section 10-106 and Section 10-110. The application has been determined to be complete by CEC staff, including all the supporting information necessary to meet the requirements of Section 10-106. The CEC seeks public comments on whether the locally adopted energy standard will consume less energy than the *2019 California Energy Code*, California Code of Regulations, Title 24, Part 6 (Energy Code).

The full application is available for download on the CEC's website at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=19-BSTD-06>.

The following files are included in this application:

1. City of Cupertino - 2019 Att. 1 - Cover Letter.PDF
2. City of Cupertino - 2019 Att. 2a - Staff Report 2019-12-17.PDF
3. City of Cupertino - 2019 Att. 2b - Staff Report 2020-01-21.PDF
4. City of Cupertino - 2019 Att. 3 - Ordinance No. 19-2193 Cupertino Reach Code.PDF
5. City of Cupertino - 2019 Att. 4a - Residential Cost Effectiveness Study.PDF
6. City of Cupertino - 2019 Att. 4b - Non-Res Cost Effectiveness Study.PDF
7. City of Cupertino - 2019 Att. 5 - Notice of CEQA Exemption.PDF
8. City of Cupertino - 2019 Att. 6 - Cupertino Reach Code.PDF

Background

Statutory provisions in Public Resources Code Section 25402.1(h)(2) and regulatory provisions in Section 10-106 of Title 24, Part 1 (2019 California Administrative Code) establish a process that allows local governmental agencies to adopt and enforce energy standards for newly constructed buildings, additions, alterations, and repairs to existing buildings provided the CEC finds that the local standards will require buildings to be designed to consume no more energy than permitted by the Energy Code.

Local governmental agencies are required to apply to the CEC for approval prior to enforcement of such standards, and their application must include the basis of the local government's determination that its standards are cost effective and the supporting analysis for how the local government has determined their proposed energy standards will consume less energy than the current Energy Code. The CEC must then find, based on the submitted application materials that the standards will result in a reduction in energy consumption compared to the statewide Energy Code.

Public Comments

Written comments should be submitted by: **5:00 p.m. on Monday, March 9, 2020.**

If you wish to submit comments on the proposal, please submit them using the e-commenting feature on the CEC's webpage at <https://efiling.energy.ca.gov/EComment/EComment.aspx?docketnumber=19-BSTD-06>.

A full name, email address, comment title, and either a comment or an attached document (.doc, .docx, or .pdf format) is mandatory. After a challenge response test used by the system to ensure that responses are generated by a human user and not a computer, click on the "Agree & Submit Your Comment" button to submit the comment to the CEC Docket Unit.

You are encouraged to use the electronic filing system described above to submit comments. If you are unable to submit electronically, a paper copy of your comments, including the docket number **19-BSTD-06** and indicating "**City of Cupertino 2019 Ordinance No. 19-2193**" may be sent to:

Docket Unit
California Energy Commission
Docket No. 19-BSTD-06
1516 9th Street, MS-4
Sacramento, CA 95814

Or, email them to: docket@energy.ca.gov.

Please note that your e-comments, emails, written letters, any attachments and associated contact information (for example, address, phone number, and email

address) will become part of the viewable public record. Additionally, this information may become available via internet search engines.

Public Participation

The CEC Public Adviser's Office provides the public assistance in participating in CEC activities. If you want information on how to participate in this forum, please contact Public Adviser Noemí Gallardo at (916) 654-4489 or toll free at (800) 822-6228, or by email at publicadviser@energy.ca.gov.

Please direct all news media inquiries to the Media and Public Communications Office at (916) 654-4989, or by email at mediaoffice@energy.ca.gov.

Please direct requests for reasonable accommodation to Yolanda Rushin at yolanda.rushin@energy.ca.gov or (916) 654-4310 at least five days in advance.

If you have questions on the subject matter of this notice, please contact Peter Strait at (916) 654-2817, or by email at peter.strait@energy.ca.gov.

The proposal and supporting materials can be downloaded at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=19-BSTD-06>.