

DOCKETED

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Project Title:	Local Ordinance Applications Exceeding the 2022 Energy Code
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CITY OF BRISBANE
Community Development Department
50 Park Place, Brisbane, CA 94005
(415) 508-2120

August 23, 2024

Attn: Mr. Drew Bohan
California Energy Commission
1516 Ninth Street, MS-37
Sacramento, CA 95814-5512

Re: Filing of Local Amendment to the California Building Standards Code
City of Brisbane Ordinance No. 691

Dear Mr. Bohan,

Please be advised that the Brisbane City Council has adopted amendments to the 2022 Edition of the California Building Energy Efficiency Standards Code via Ordinance No. 691, enclosed.

In accordance with Public Resources Code Section 25402.1 (h)2 and Section 10-106 of the Building Energy Efficiency Standards, this package of materials includes the City of Brisbane proposed local ordinance requiring:

- a) The standards are cost effective and;
- b) The standards have more stringent energy requirements than those set by California's 2022 Building Energy Efficiency Standards Title 24, Part 6.

The ordinance and cost-effectiveness studies were presented to and adopted by the Brisbane City Council on July 18, 2024. The ordinance will become effective following approval by the California Energy Commission. **This application to the California Energy Commission is based on the collective reach code adoption preparation performed by Peninsula Clean Energy and Silicon Valley Clean Energy.**

Please find the following materials enclosed:

- Att. 1: This cover letter
- Att. 2: Staff report to the Brisbane City Council, outlining the goals of the updated building standards
- Att. 3: Signed Ordinance No. 691, which adopts updates to the City's Building Ordinance, including requirements for energy reach standards beyond Title 24, Part 6 baseline for residential and nonresidential new construction, additions, and alterations. This provides clear requirements that buildings be designed to consume no more energy than permitted by Part 6.

- The City acknowledges that no part of this ordinance will allow the compliance margin to be reduced to a value lower than zero for single family buildings, or below zero percent for multifamily and nonresidential buildings, as is required by the CEC in the 2022 Energy Code.
- Att. 4: Cost effectiveness studies were provided to demonstrate the expected energy savings and the cost effectiveness of the ordinance in the City of Brisbane (Climate Zone 3). This provides clear requirements that the standards are cost effective.
- Att. 5: Evidence of CEQA compliance through the attached Notice of Exemption.
- Att. 6: A letter from the Chief Building Official to the Executive Director of the CEC about the changes to building standards.

The City of Brisbane will continue to enforce Title 24, Part 6, as well as the proposed ordinance. The proposed ordinance will require buildings to consume no more energy than is permitted by Title 24, Part 6. The proposed standards are more protective of the environment than the State standards, and there are no reasonably foreseeable adverse impacts, and so there is no possibility that the activity in question may have a significant effect on the environment. As the lead agency, the City has also determined that this activity is exempt from CEQA under section 15308 and 15061(b)(3).

If you have any questions, please contact Jeremiah Robbins Associate Planner at 415-505-2122 or jrobbins@brisbaneca.org.

Sincerely,



John Swiecki
Community Development Director