

DOCKETED

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December 17, 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 Cupertino Ordinance No. 24-2265**

Dear Mr. Bohan:

Please be advised that the City of Cupertino City Council has adopted amendments to the 2022 Edition of the California Building Energy Efficiency Standards Code via Ordinance No. 24-2265, 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 Cupertino proposed local ordinance requiring:

The standards are cost effective and;

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 the City of Cupertino City Council on September 17, 2024. The ordinance and cost-effectiveness studies were adopted by the City of Cupertino City Council on September 17, 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 City of Cupertino City Council, outlining the goals of the updated building standards

Att. 3: Signed Ordinance No. 24-2265, 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.

Att. 4: Cost effectiveness studies were provided to demonstrate the expected energy savings and the cost effectiveness of the ordinance in the City of Cupertino (Climate Zone 4). 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 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 15061(b)(3).

If you have any questions, please contact Chris Jensen, City Attorney, at 408-777-3105.

Sincerely,

A handwritten signature in blue ink, appearing to read "C. Jensen", with a horizontal line extending from the end.

Christopher D. Jensen
City Attorney