

DOCKETED

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**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 Berkeley

Date of Local Adoption: December 3, 2019

Designation of Locally Adopted Standard: Ordinance No. 7,678-N.S.

Purpose

The California Energy Commission (CEC) has posted this locally adopted energy standard for a mandatory 60-day public review, 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 save more 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 four files are included in this application:

1. Berkeley 2019 - Cover Letter for CEC.PDF
2. Berkeley 2019 - Item 06 Adoption of Berkeley Building Codes 2019-11-12.PDF
3. Berkeley 2019 - Ordinance No 7,678-N.S. Building Code.PDF
4. Berkeley 2019 - Resolution of Findings No 69,170-N.S..PDF

Background

Public Resources Code Section 25402.1(h)(2) and Section 10-106 of Title 24, Part 1 (2016) (California Administrative Code) establish a process that allows local adoption of energy standards that are more stringent than the Energy Code. This process 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 jurisdictions are required to apply to CEC for approval, documenting the supporting analysis for how the local government has determined their proposed energy standards will save more energy than the current Energy Code and the basis of the local government's determination that its standards are cost effective.

Public Comments

Written comments should be submitted by: **5:00 p.m. on Tuesday, February 18, 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 "**Berkeley 2019 Ordinance 7,678-N.S.**" 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) 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.

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>