

DOCKETED

Docket Number:	19-BSTD-06
Project Title:	Local Ordinances Exceeding the 2019 Energy Code
TN #:	232370-2
Document Title:	County of Los Angeles Letter to Board of Supervisors
Description:	Plain text of letter to the County of Los Angeles Board of Supervisors
Filer:	Danuta Drozdowicz
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	3/10/2020 12:28:32 PM
Docketed Date:	3/10/2020



MARK PESTRELLA, Director

**COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS**

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone (626) 458-5100
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE
REFER TO FILE

November 05, 2019

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

28 November 5, 2019

CELIA ZAVALA
EXECUTIVE OFFICER

**DEVELOPMENT SERVICES CORE SERVICE AREA
PROPOSED ORDINANCES – 2020 LOS ANGELES COUNTY
BUILDING, ELECTRICAL, PLUMBING, MECHANICAL, RESIDENTIAL,
GREEN BUILDING STANDARDS, AND EXISTING BUILDING CODES
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

Public Works is seeking Board approval of proposed ordinances for adopting, updating, and setting forth provisions and regulations, as required by State law, for the enforcement of: Title 26, Los Angeles County Building Code; Title 27, Los Angeles County Electrical Code; Title 28, Los Angeles County Plumbing Code; Title 29, Los Angeles County Mechanical Code; Title 30, Los Angeles County Residential Code; Title 31, Los Angeles County Green Building Standards Code; and Title 33, Existing Building Code.

IT IS RECOMMENDED THAT THE BOARD:

Introduce, waive reading, and schedule a public hearing on November 26, 2019, regarding ordinances that adopt by reference the 2019 California Building, Electrical, Plumbing, Mechanical, Residential, Green Building Standards, and Existing Building Codes, with amendments.

AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT THE BOARD:

1. Find that the proposed ordinances are exempt from the provisions of the California Environmental Quality Act for the reasons stated in this letter and in the record of the project.

2. Find that the proposed changes and modifications to building standards contained in the 2019 California Building, Electrical, Plumbing, Mechanical, Residential, Green Building Standards, and Existing Building Codes are reasonably necessary due to local climatic, geological, and/or topographical conditions, as detailed in the seven respective ordinances.
3. Approve the ordinances and establish their operative date as January 1, 2020.
4. Instruct the Director of Public Works to file the adopted ordinances containing the Board of Supervisors' findings with the California Building Standards Commission.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of this action is to adopt the enclosed ordinances, as required by State law, which will add, update, and set forth provisions and regulations for the enforcement of the Building, Electrical, Plumbing, Mechanical, Residential, Green Building Standards, and Existing Building Codes within the unincorporated areas of the County of Los Angeles and the contract cities served by the County that elect to adopt the same ordinances by reference.

Implementation of Strategic Plan Goals

The County Strategic Plan directs the provisions of Strategy 111.1, Continually Pursue Development of our Workforce; and Strategy 111.3, Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability, as it provides services to the public that have a wide-reaching positive effect on the entire community. The adoption of the County's building codes provide minimum construction and property maintenance standards that promote the health and welfare of the general public throughout the unincorporated area of the County. By incorporating the most up-to-date building and safety standards, the County will be able to ensure that its Strategic Goals are fully addressed.

FISCAL IMPACT/FINANCING

There will be minimal impact on expenditures for Public Works training of personnel. All associated costs including these training costs and the procurement of the new codes are included in the Public Works General Fund Fiscal Year 2019-20 Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The State recently adopted the 2019 Edition of the California Building Standards Code, which includes the 2019 California Building, Electrical, Plumbing, Mechanical, Residential, Green Building Standards, and Existing Building Codes.

The California Health and Safety Code requires that the County adopt ordinances that impose the same building standards as are contained in the 2019 California Building Standards Code with the exception that the County may make amendments to these building standards that are more restrictive and that are reasonably necessary due to local climatic, geological, and/or topographical conditions.

The enclosed ordinances incorporate, by reference, the building standards contained in the 2019 California Building, Electrical, Plumbing, Mechanical, Residential, Green Building Standards, and

Existing Building Codes together with critical and necessary County amendments. In accordance with Sections 17958.5 and 17958.7 of the Health and Safety Code, the Board must determine and expressly find that the amendments to the State standards are needed due to local climatic, geological, and/or topographical conditions.

The applicable finding(s) for each proposed amendment to the State's building standards are clearly delineated in a chart which is set forth in each of the proposed ordinances. The ordinances also contain various administrative changes that do not require special local findings. The last County update to the State Building Standards Code was approved by the Board on November 22, 2016.

In its continued efforts to provide consistency within the Los Angeles Basin and to provide the public with locally applicable and efficient codes, Public Works has, again, joined efforts with a majority of the cities within the County to undergo thorough examination of previous and proposed amendments to the building standards published by the State. Many of the proposed local amendments to the State Codes are based on the model language generated by the International Code Council Los Angeles Basin Chapter which has the support of many local jurisdictions. These local jurisdiction amendments are structured to be consistent with the 2019 State Code provisions. The goal of these multijurisdictional groups is to minimize differences in Code language and interpretation within the region, thereby assisting the local construction industry by unifying and streamlining the permitting process.

Health and Safety Code Section 17958 and 18941.5 require that all amendments, together with the unamended portions of the California Building, Electrical, Plumbing, Mechanical, Residential, Green Building Standards, and Existing Building Codes, become effective 180 days after the publication of the California Building Standards Code. The State has established that date to be January 1, 2020. Accordingly, it is recommended that the Board establish the operative date of the amendments, together with the unamended portions of the California Building Standards Code, to be January 1, 2020. The proposed amendments will then become operative when the Board's findings are filed with the State of California Building Standards Commission.

In accordance with the requirements of Government Code Section 50022.3, the Board must schedule a public hearing after the first reading of the title of the adopting ordinances. Notice of the hearing is required to be published pursuant to Government Code 6066. A copy of the California Building, Electrical, Plumbing, Mechanical, Residential, Green Building Standards, and Existing Building Codes must be on file with the Executive Office at least 15 days preceding the hearing and made available for public inspection.

A sample notice is submitted herewith.

ENVIRONMENTAL DOCUMENTATION

Adoption of these ordinances is exempt from the California Environmental Quality Act (CEQA) in that it can be seen with certainty that there is no possibility that the ordinance may have a significant effect on the environment pursuant to State CEQA Guidelines Section 15061(b)(3). Adoption of the proposed ordinances is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment. Adoption of the proposed ordinances does not have such potential.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Other departments embarking on construction projects will be required to comply with the provisions of these ordinances if applications for permits to begin construction are submitted on or after the operative date of these ordinances.

Copies of the proposed code changes were circulated to professional associations within the design and construction communities for review and comments. Public Works made changes to the proposed amendments in order to address and resolve comments received.

CONCLUSION

Upon approval of the enclosed ordinances, please return one adopted copy of this letter and one adopted copy of the ordinances to Public Works, Building and Safety Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark Pestrella". The signature is fluid and cursive, with the first name "Mark" written in a larger, more prominent script than the last name "Pestrella".

MARK PESTRELLA

Director

MP:HA:el

Enclosures

c: Chief Executive Office (Chia-Ann Yen)
County Counsel
Executive Office
Fire Department
Department of Regional Planning