

DOCKETED

Docket Number:	19-BSTD-06
Project Title:	Local Ordinances Exceeding the 2019 Energy Code
TN #:	236754-17
Document Title:	San Jose - 2019 2 Notice of Public Comment Period
Description:	Notice of Public Comment Period for San Jose Application to the CEC
Filer:	Danuta Drozdowicz
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	2/12/2021 11:21:30 AM
Docketed Date:	2/12/2021

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street
Sacramento, California 95814

Main website: www.energy.ca.gov
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 San Jose**Date of Local Adoption:** December 15, 2020**Designation of Locally Adopted Standard:** Ordinance # 30502**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 San Jose - 2019 2 2019 NR NC Cost Effectiveness Study.pdf
2. City of San Jose - 2019 2 2019 Res NC Reach Codes Cost Effectiveness Study.pdf
3. City of San Jose - 2019 2 CBO to CEC Support Letter_020121_SIGNED.pdf
4. City of San Jose - 2019 2 CEC Cover Letter_SIGNED_020221.pdf
5. City of San Jose - 2019 2 CEQANOE_120220.pdf
6. City of San Jose - 2019 2 Cost Effectiveness Study_100920.pdf
7. City of San Jose - 2019 2 ER20-202_Gas Ban Exemption_15308_212864_clean-signed.pdf
8. City of San Jose - 2019 2 Letters from the Public 1 of 7.pdf

9. City of San Jose - 2019 2 Letters from the Public 2 of 7.pdf
10. City of San Jose - 2019 2 Letters from the Public 3 of 7.pdf
11. City of San Jose - 2019 2 Letters from the Public 4 of 7.pdf
12. City of San Jose - 2019 2 Letters from the Public 5 of 7.pdf
13. City of San Jose - 2019 2 Letters from the Public 6 of 7.pdf
14. City of San Jose - 2019 2 Letters from the Public 7 of 7.pdf
15. City of San Jose - 2019 2 Mid-rise NC Cost-Effectiveness Report_062220.pdf
16. City of San Jose - 2019 2 SIGNED_ORD30502.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 its 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 its 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 1, 2021.**

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 San Jose - 2019 Ordinance No. 30502**" 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 Advisor's Office provides the public assistance in participating in CEC proceedings. For information on how to participate in this forum, or to request language services or other reasonable accommodations, please contact the Public Advisor, Noemí O. Gallardo at publicadvisor@energy.ca.gov, or by phone at (916) 654-4489 or toll free at (800) 822-6228. Requests for language services and reasonable accommodations should be made at least five days in advance. The CEC will work diligently to accommodate late requests.

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 Danuta Drozdowicz at (916) 805-7436, or by email at danuta.drozdowicz@energy.ca.gov.

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