

<b>DOCKETED</b>	
<b>Docket Number:</b>	16-BSTD-07
<b>Project Title:</b>	Local Ordinance Applications - 2016 Standards
<b>TN #:</b>	228258
<b>Document Title:</b>	Notice of Public Comment Period for City of Carlsbad Local Ordinance Application
<b>Description:</b>	This Notice informs the public that The City of Carlsbad submitted an application for approval of its locally adopted energy efficiency standards to the California Energy Commission on December 26, 2018. Energy Commission staff will review and evaluate the proposed application as it relates to California Code of Regulations, Title 24, Part 1, Chapter 10, Section 10-106. The review of the application will determine if the application is complete and includes all the supporting information necessary to meet the requirements of Section 10-106. The public has an opportunity to comment on the application prior to consideration by the Energy Commission.
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<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
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**CALIFORNIA ENERGY COMMISSION**

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## **Notice of Public Comment Period Docket No. 16-BSTD-07**

### **Application for Approval of Locally Adopted Energy Standards by the City of Carlsbad in Accordance with Section 10-106 of the California Code of Regulations, Title 24, Part 1**

The City of Carlsbad submitted an application for approval of its locally adopted energy efficiency standards to the California Energy Commission on December 26, 2018. Energy Commission staff will review and evaluate the proposed application as it relates to California Code of Regulations, Title 24, Part 1, Chapter 10, Section 10-106. The review of the application will determine if the application is complete and includes all the supporting information necessary to meet the requirements of Section 10-106.

#### **Purpose**

At its regular meeting on March 12, 2014, the City of Carlsbad's City Council conducted a public hearing and approved a local energy ordinance in accordance with Section 10-106 of the California Code of Regulations, Title 24, Part 1, Chapter 10. The council also determined at this hearing that mandating the ordinance was cost effective.

City of Carlsbad Ordinances CS-347 and CS-348 specify:

- Installation of solar photovoltaic systems as a mandatory requirement for newly constructed nonresidential buildings;
- Installation of 240 volts electrical sockets and condensate drains as a mandatory requirement for domestic hot water systems using gas equipment and serving individual dwelling units; and
- Installation of electric or renewable water heating equipment as a prescriptive requirement for systems serving individual dwelling units and nonresidential occupancies.

The City of Carlsbad submitted its application with:

- A signed copy of Ordinances CS-347 and CS-348, which includes requirements that constitute a local energy ordinance beyond the baseline Energy Standards;
- A cover letter, staff reports, and analyses that conclude the proposed local energy efficiency standards within the ordinance are cost-effective and will require buildings to consume less energy than permitted by the Energy Standards, and that include evidence that the ordinance was approved at a noticed public meeting;

- A cost-effectiveness study, which includes supporting analysis, showing that the energy savings obtained make the proposed local energy efficiency standards cost effective;
- A California Environmental Quality Act (CEQA) determination.

CS-347 and CS-348 also include provisions requiring solar water heating in specific circumstances in amended Sections 140.5(b)2C and 150.1(c)8Biii (respectively) that do not have supporting cost analysis in Carlsbad's application. At the City's request, the Energy Commission will consider and potentially approve enforcement of the ordinances with the exception of these two provisions. Carlsbad is able to submit additional cost analysis in a future application for possible approval of these two provisions.

The full application can be viewed under "Pending Local Energy Standards Applications" at <http://www.energy.ca.gov/title24/2016standards/ordinances/>.

## **Background**

California Code of Regulations, Title 24, Part 1, Chapter 10, Section 10-106, specifies that energy standards for newly constructed buildings, additions, alterations, and repairs to existing buildings may be adopted by local government agencies provided that the Energy Commission finds that the standards will require buildings to be designed to consume no more energy than permitted by Title 24, Part 6.

## **Public Comments**

Written comments should be submitted by **5:00 p.m. on June 28, 2019**. If you wish to submit comments on the proposal, please submit them using the e-commenting feature on the Energy Commission's webpage at:

<https://efiling.energy.ca.gov/EComment/EComment.aspx?docketnumber=16-BSTD-07>.

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 Commission 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 16-BSTD-07 and indicating "City of Carlsbad, Proposed Local Ordinance" may be sent to:

Docket Unit  
California Energy Commission  
Docket No. 16-BSTD-07  
1516 9th Street, MS-4  
Sacramento, CA 95814

Or, email them to: [DOCKET@energy.ca.gov](mailto: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 Energy Commission's Public Adviser's Office provides the public assistance in participating in Energy Commission activities. If you want information on how to participate in this forum, please contact Acting Public Adviser, Jennifer Martin-Gallardo, at (916) 654-4489 or toll free at (800) 822-6228, or by email at [publicadviser@energy.ca.gov](mailto: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](mailto:mediaoffice@energy.ca.gov).

If you have questions on the subject matter of this notice, please contact Peter Strait (916) 654-2817, or by email at [peter.strait@energy.ca.gov](mailto:peter.strait@energy.ca.gov).

The proposal and supporting materials can be downloaded at [www.energy.ca.gov/title24/2016standards/ordinances/](http://www.energy.ca.gov/title24/2016standards/ordinances/).