

ORDINANCE NO. 1561

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARCATA AMENDING THE ARCATA COUNCIL MUNICIPAL CODE PERTAINING TO THE CALIFORNIA BUILDING CODE AND COMPANION CODES

TITLE VIII: BUILDING REGULATIONS CHAPTER 1: BUILDING CODES ARTICLES: 1-9, 11, 13, and 14

The City Council of the City of Arcata does ordain as follows:

Section 1: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 1 (*Part 2 California Building Code*), Section 8000, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8000. Adoption.

The provisions of the California Building Code, ~~2019 2022~~ Edition, California Code Regulations Title 24, Part 2, Volumes 1 & 2 including, Appendix B (Board of Appeals), Appendix H (Signs), Appendix I (Patio Covers), Appendix J (Grading), Appendix M (Tsunami), Appendix O (Performance-based application), and Appendix P (Emergency Housing) as published by the International Code Council with California amendments, and all other revisions, supplements and amendments hereby and hereafter adopted by the International Code Council with California amendments are hereby adopted and the Code is adopted as a whole.

Section 2: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 2 (*Part 1 California Administrative Code*), Section 8010, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8010. Adoption.

The provisions of the California Administrative Code, Title 24, Part 1, ~~2019 2022~~ Edition, as published by the International Code Council with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council with California amendments are hereby adopted and the Code is adopted as a whole.

Section 3: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 3 (*Part 3 California Electrical Code*), Section 8030, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8030. Adoption.

The provisions of the California Electrical Code, Title 24, Part 3, ~~2019~~ 2022 Edition, based on the ~~2017~~ 2020 Edition National Electrical Code, as published by the National Fire Protection Association with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the National Fire Protection Association with California amendments are hereby adopted and the Code is adopted as a whole.

Section 4: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 4 (*Part 4 California Mechanical Code*), Section 8040, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8040. Adoption.

The provisions of the California Mechanical Code, Title 24, Part 4, ~~2019~~ 2022 Edition, based on the ~~2018~~ 2021 Uniform Mechanical Code, as published by the International Association of Plumbing and Mechanical Officials with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Association of Plumbing and Mechanical Officials with California amendments are hereby adopted and the Code is adopted as a whole.

Section 5: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 5 (*Part 5 California Plumbing Code*), Section 8050, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8050. Adoption.

The provisions of the California Plumbing Code, Title 24, Part 6, ~~2019~~ 2022 Edition, based on the ~~2018~~ 2021 Uniform Plumbing Code, as published by the International Association of Plumbing and Mechanical Officials with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Association of Plumbing and Mechanical Officials with California amendments are hereby adopted and the Code is adopted as a whole.

Section 6: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 6 (*Part 2.5 California Residential Standards Code*), Section 8060, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8060. Adoption.

The provisions of the California Residential Code, Title 24, Part 6, ~~2019~~ 2022 Edition, California Code of Regulations Title 24, Part 2.5, including, ~~Appendix G (Swimming Pools, Spas and Hot Tubs), Appendix H (Patio Covers), Appendix J (Existing Buildings and Structures)~~

Appendix AH (Patio Covers), Appendix AO (Automatic Vehicular Gates), Appendix AQ (Tiny Houses), Appendix AV (Board of Appeals), Appendix AW (3D Printed Buildings), Appendix AX (Swimming Pool Safety Act), and Appendix AZ (Emergency Housing) as published by the International Code Council with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council with California amendments are hereby adopted and the Code is adopted as a whole.

Section 7: The Title to Article 7 Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 7 (*2018 International Property Maintenance Code*) is hereby amended as shown by the following strike through:

ARTICLE 7—2018 INTERNATIONAL PROPERTY MAINTENANCE CODE

Section 8: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 7 (*2018 International Property Maintenance Code*), Section 8090 of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8090. Adoption.

The provisions of the International Property Maintenance, 2018 2021 Edition, as published by the International Code Council, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council are hereby adopted and the Code is adopted as a whole. Where other State Laws, Statutes, or Code Provisions reference the 1997 Uniform Housing Code, equivalent sections from this code (2021 IPMC) may be substituted and understood to meet the intent of said law, statute, or provision.

Section 9: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 8 (*Part 11 California Green Building Standards Code*), Sections 8100 of the Arcata Municipal Code are hereby amended as shown by the following strike through and underscore:

SEC. 8100. Adoption.

The provisions of the California Green Building Standards Code, Title 24, Part 11, 2019 2022 Edition, as published by the International Code Council with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council with California amendments are hereby adopted and the Code is adopted as a whole.

Section 10: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 9 (*Part 12 California Referenced Standards Code*), Section 8110, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8110. Adoption.

The provisions of the California Referenced Standards Code, Title 24, Part 12, ~~2019~~ 2022 Edition, as published by the California Building Standards Commission, are hereby adopted and the Code is adopted as a whole.

Section 11: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 11 (*Part 10 California Existing Building Code*), Section 8130, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8130. Adoption.

The provisions of the California Existing Building Code, Title 24, Part 10, ~~2019~~ 2022 Edition, as published by the International Code Council with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council with California amendments are hereby adopted and the Code is adopted as a whole.

Section 12: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 13 (*Part 8 California Historical Building Code*), Section 8150, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8150. Adoption.

The provisions of the California Historical Building Code, Title 24, Part 8, ~~2019~~ 2022 Edition, as published by the International Code Council with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council with California amendments are hereby adopted and the Code is adopted as a whole.

Section 13: Title VIII (*Building Regulations*), Chapter 1 (*Building Codes*), Article 14 (*Part 6 California Energy Code*), Section 8160, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

SEC. 8160. Adoption.

The provisions of the California Energy Code, Title 24, Part 8, ~~2019~~ 2022 Edition, as published by the International Code Council with California amendments, and other revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council with California amendments are hereby adopted and the Code is adopted as a whole.

Section 14: Severability. If any section, subsection, sentence, clause or phrase of this chapter is for any reason held to invalid or unconstitutional, the decision shall not affect the validity of the remaining portions of the Chapter, the City Council hereby declares that it would have passed this Chapter, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid under law.

Section 15: Limitation of Actions: Any action to challenge the validity of legality of any provision of this ordinance on any grounds shall be brought by court action commenced within ninety (90) days of the date of adoption of this ordinance.

Section 16: CEQA. This ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines.

Section 17: Effective Date: This ordinance will take effect thirty (30) days after the date of its adoption.

DATE: December 21, 2022

ATTEST:

/s/ Bridget Dory
City Clerk, City of Arcata

APPROVED:

/s/ Sarah Schaefer
Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 1561, passed and adopted at a regular meeting of the City Council of the City of Arcata, Humboldt County, California on the 21st day of December, 2022, by the following vote:

AYES: SCHAEFER, MATTHEWS, ATKINS-SALAZAR, STILLMAN, WHITE

NOES: NONE

ABSENT: NONE

ABSTENTIONS: NONE

/s/ Bridget Dory
City Clerk, City of Arcata