

## **ORDINANCE NO. 1438**

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

#### **TITLE VIII—BUILDING REGULATIONS CHAPTER 1—BUILDING CODES ARTICLES 1–6, 8, 9, 11 and 13**

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, ~~2010–2013~~ Edition, California Code of Regulations Title 24, Part 2, Volumes 1 & 2 including, Appendix B (Board of Appeals), Appendix H (Signs), Appendix I (Patio Covers) and Appendix J (Grading), as published by the International Code Council with California amendments, and all 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 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, ~~2010~~ 2013 Edition, as published by the International Code Council with California amendments, and all 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, ~~2010–2013~~ Edition, based on the ~~2008–2011~~ Edition National Electric Code, as published by the National Fire Protection Association with California amendments, and all 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, ~~2010-2013~~ Edition, based on the ~~2009-2012~~ Uniform Mechanical Code, as published by the International Association of Plumbing and Mechanical Officials with California amendments, and all 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 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 5, ~~2010-2013~~ Edition, based on the ~~2009-2012~~ Uniform Plumbing Code, as published by the International Association of Plumbing and Mechanical Officials with California amendments, and all 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 6: Title VIII—Building Regulations, Chapter 1—Building Codes, Article 6—Part 2.5 California Residential Standards Code, Sections 8060–8062, of the Arcata Municipal Code is hereby amended as shown by the following strike through and underscore:

**ARTICLE 6**  
**PART 2.5 CALIFORNIA RESIDENTIAL ~~STANDARDS~~-CODE**

**SEC. 8060. Adoption.**

The provisions of the California Residential Code, ~~2010-2013~~ 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), as published by the International Code Council with California amendments, and all 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: Title VIII—Building Regulations, Chapter 1—Building Codes, Article 8 California Green Building Standards Code, Sections 8100–8102, of the Arcata Municipal Code California Green Building Standards Code is 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, ~~2010-2013~~ Edition, as published by the International Code Council with California

amendments, and all 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 8: 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 follows:

**SEC. 8110. Adoption**

The provisions of the California Referenced Standards Code, ~~2010-2013~~ Edition, as published by the California Building Standards Commission, are hereby adopted and the Code is adopted as a whole.

Section 9: 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, ~~2010-2013~~ Edition, as published by the International Code Council and all revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council are hereby adopted and the Code is adopted as a whole.

Section 10: 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:

**ARTICLE 13—PART 8 CALIFORNIA HISTORICAL BUILDING CODE**

**SEC. 8150. Adoption.**

The provisions of the California Historical Building Code, Title 24, Part 8, ~~2010-2013~~ Edition, as published by the International Code Council with California amendments, and all 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 11: *This section left intentionally blank.*

Section 12: Severability. If any section, subsection, sentence, clause or phrase of this chapter is for any reason held to be 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 13: Limitation of Actions. Any action to challenge the validity or 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 14: CEQA.** This ordinance is exempt from the California Environmental Quality Act (CEQA) Guidelines pursuant to Section 15061(b)(3) of the CEQA Guidelines.

**Section 15: Effective Date:** This ordinance will take effect thirty (30) days after the date of its adoption.

DATE: January 15, 2014

**ATTEST:**

/s/ Randal J. Mendosa  
City Clerk, City of Arcata

**APPROVED:**

/s/ Mark E. Wheetley  
Mayor, City of Arcata

#### **CLERK'S CERTIFICATE**

I hereby certify that the foregoing is a true and correct copy of **Ordinance No. 1438**, passed and adopted at a regular meeting of the City Council of the City of Arcata, County of Humboldt, State of California held on the 14<sup>th</sup> day of January, 2014, by the following vote:

**AYES: WHEETLEY, ORNELAS, STILLMAN, WINKLER**

**NOES: NONE**

**ABSENT: BRINTON**

**ABSTENTIONS: NONE**

/s/ Randal J. Mendosa  
City Clerk, City of Arcata