

ORDINANCE NO. 1369
AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF ARCATA
AMENDING THE ARCATA MUNICIPAL CODE
RELATING TO UNIFORM BUILDING REGULATION

TITLE VIII: BUILDING REGULATIONS
CHAPTER 1: BUILDING CODES
ARTICLE 1 – PART 2 CALIFORNIA BUILDING CODE

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

Section 1: Title VIII (Building Regulations), Chapter 1, (Building Codes), Articles 1 – 9, 11, 15 and 16 Sections 8000 – 8152 are hereby amended as follows:

SEC. 8000. Adoption.

The provisions of the California Building Code, 2007 Edition, California Code of Regulations Title 24, Part 2, Volumes 1 & 2 including Appendix Chapter 1 (Administrative), 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.

SEC. 8001. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8002. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

SEC. 8006. Building Damage to Group R, Division 1 and 3 Occupancy by Earthquake.

All structures of group R, Division 1 and 3 occupancies damaged by an earthquake, and subsequent events, shall be repaired in accordance with the following criteria:

- a. When the damaged area of the foundation is equal to or greater than, fifty percent (50%) of the structure footprint area, a new continuous concrete footing with reinforced concrete or reinforced masonry stem wall; or a new continuous concrete footing with plywood sheathed cripple wall shall be installed around the full perimeter of the structure in accordance with the requirements of Sections 1806, 2306.4 and any other relevant sections of the Uniform Building Code.

An alternative foundation system may be used when designed and detailed by a civil or structural engineer registered in the State of California.

- b. When the damaged area of the foundation is less than fifty percent (50%) of the structure footprint area, the damaged elements shall be repaired in accordance with Building Code Standards or as designed and detailed by a California registered civil or structural engineer.
- c. All damaged porches, porch covers, and exit stairways shall be repaired so as to comply with the current code.
- d. All damaged structures currently considered as historic places or qualifying structures within historic districts shall be repaired in accordance with these standards with due consideration given to the historical ratings. Additional standards and criteria, as noted in the - California Historical Building Code Title 24, Part 8, shall apply. When conflicts occur between these standards and the State of California Historic Building Code, the Historic Building Code shall take precedence.

SEC. 8007. Building Damage to all Other Occupancies by Earthquake.

Damaged structures of all other occupancies, which are regulated by local government, shall be repaired in accordance with the following criteria:

- a. When the estimated cost of repair does not exceed ten percent (10%) of the replacement cost of the structures, the damaged portions shall be restored to their pre-earthquake conditions.
- b. When the estimated cost of repair is greater than ten percent (10%), but less than fifty percent (50%) of the replacement cost of the structure, the damaged elements, as well as all critical structural ties associated with those elements, shall be repaired and/or brought into conformance with the current code.
- c. Additions, Alterations or Repairs may be made to any building or structure without requiring the existing building or structure to comply with all the requirements of this code, provided the addition, alteration or repair conforms to that required for a new building or structure. Additions or alterations shall not be made to an existing building or structure which will cause the existing building or structure to be in violation of any of the provisions of this code nor shall such additions or alterations cause the existing building or structure to become unsafe.

All damaged masonry chimneys without a foundation and/or damaged masonry chimneys of single width construction shall be removed to grade.

New masonry chimneys or reconstructed portions of damaged masonry chimneys having a foundation shall be constructed in accordance with Chapters 21 and 21A of the California Building Code.

ARTICLE 2 – PART 1 CALIFORNIA ADMINISTRATIVE CODE

SEC. 8010. Adoption.

The provisions of the California Administrative Code, Title 24, Part 1, 2007 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.

SEC. 8011. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8012. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 3 – PART 3 CALIFORNIA ELECTRICAL CODE

SEC. 8030. Adoption.

The provisions of the California Electrical Code, Title 24, Part 3, 2007 Edition, based on the 2005 Edition National Electric Code, as published 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.

SEC. 8031. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8032. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

SEC. 8033. Amendment.

The Electrical Code is amended by the addition of the following:

Electric Fences. Fences charged to any voltage shall not be allowed in any City areas except those zoned for agricultural use, and shall comply with all requirements of this Code.

ARTICLE 4 – PART 4 CALIFORNIA MECHANICAL CODE

SEC. 8040. Adoption.

The provisions of the California Mechanical Code, Title 24, Part 4, 2007 Edition, based on the 2006 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.

SEC. 8041. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the

Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8042. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 5 – PART 5 CALIFORNIA PLUMBING CODE

SEC. 8050. Adoption.

The provisions of the California Plumbing Code, Title 24, Part 5, 2007 Edition, based on the 2006 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.

SEC. 8051. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8052. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 6 - UNIFORM SOLAR ENERGY CODE

SEC. 8060. Adoption.

The provisions of the Uniform Solar Energy Code, 2006 Edition, as published by the International Association of Plumbing and Mechanical Officials and all revisions, supplements and amendments heretofore and hereafter adopted by the Association of Plumbing and Mechanical Officials are hereby adopted and the Code is adopted as a whole.

SEC. 8061. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8062. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 7 - INTERNATIONAL PROPERTY MAINTENANCE CODE

SEC. 8090. Adoption.

The provisions of the International Property Maintenance Code, 2006 Edition, as published by the International Code Council and all revisions, supplements and amendments heretofore and hereafter adopted by the International Code Council, as a stand alone document limited to Residential use, are hereby adopted and the Code is adopted as a whole.

SEC. 8091. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8092. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 8 - INTERNATIONAL EXISTING BUILDING CODE

SEC. 8100. Adoption.

The provisions of the International Existing Building Code, Chapter 9, 2006 Edition, as published by the International Code Council are hereby adopted and the Code is adopted as a whole. -

SEC. 8101. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8102. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 9 - PART 12 CALIFORNIA REFERENCED STANDARDS CODE

SEC. 8110. Adoption.

The provisions of the California Referenced Standards Code, 2007 Edition, as published by California Building Standards Commission, including Appendix are hereby adopted and the Code is adopted as a whole.

SEC. 8111. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8112. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 11 - PART 10 CALIFORNIA EXISTING BUILDING CODE

SEC. 8130. Adoption.

The provisions of the California Existing Building Code, 2006 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.

SEC. 8131. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8132. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 12 - UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE

SEC. 8140. Adoption.

The provisions of the Uniform Swimming Pool, Spa and Hot Tub Code, 2006 Edition, as published by the International Association of Plumbing and Mechanical Officials and all revisions, supplements and amendments heretofore and hereafter adopted by the International Association of Plumbing and Mechanical Officials are hereby adopted and the code is adopted as a whole.

SEC. 8141. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8142. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code for violations of the Arcata Municipal Code.

ARTICLE 13 – PART 8 CALIFORNIA HISTORICAL BUILDING CODE

SEC. 8150. Adoption.

The provisions of the California Historical Building Code, Title 24, Part 1, 2007 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.

SEC. 8151. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8152. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code.

Section 2: Title VIII (Building Regulations), Article 10 (California Fire Code) Sections 8160 – 8162 is hereby repealed and this Article is reserved.

Section 3: Title VIII (Building Regulations), Chapter 1 (Building Codes), Article 17 (California Elevator Safety Construction Code).

ARTICLE 14 – PART 6 CALIFORNIA ENERGY CODE

Section 4: Title VIII (Building Regulation), Chapter 1 (Building Codes), Article 14 (Part 6 California Energy Code) is hereby adopted as follows:

SEC. 8160. Adoption.

The provisions of the California Energy Code, 2006 edition, 2007 Edition, as published 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.

SEC. 8161. Deposit of Copies.

One copy of said code shall be filed for use and examination by the public in the office of the Building Official. The same or identical copy thereof shall at all times be kept on file for similar use.

SEC. 8162. Violations.

Violation of any provision of said code is declared to be an infraction punishable by all sanctions prescribed in Title I of the Arcata Municipal Code.

Section 4: This Ordinance will take effect thirty (30) days after the date of its adoption.

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DATE: December 19, 2007

ATTEST:

APPROVED:

/s/ Michael M. Hackett
City Clerk, City of Arcata

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

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of **Ordinance No. 1369**, passed and adopted at a regular meeting of the City Council of the City of Arcata, Humboldt County, California on the 19th day of December, 2007, by the following vote:

AYES: **WHEETLEY, GROVES, MACHI, PITINO, STILLMAN**

NOES: **NONE**

ABSENT: **NONE**

ABSTENTIONS: **NONE**

/s/ Michael M. Hackett
City Clerk, City of Arcata