

# Capitola City Council

## Agenda Report



**Meeting:** November 22, 2022

**From:** Community Development Department

**Subject:** Second Reading of an Ordinance Amending Chapter 15.04 of the Capitola Municipal Code Pertaining to Building and Fire Code

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**Recommended Action:** Pass an Ordinance amending Municipal Code Chapter 15.04, pertaining to building and fire codes.

**Background:** The State of California has adopted new editions of the California Building Codes, which take effect throughout the state on January 1, 2023. The proposed Ordinance amends Municipal Code Title 15 to adopt the most current version of the California Building Codes as required by California State Health and Safety Code Section 18541.5.

On November 11, 2022, the City Council unanimously approved the first reading of the draft ordinance to amend Municipal Code Chapter 15.04.

**Discussion:** The City of Capitola must amend Title 15 of the Capitola Municipal Code approximately every three years to incorporate the most recent editions of State building codes that have been adopted by the California Building Standards Commission. The California Building Standards Commission adopted new model codes which will go into effect on January 1, 2023.

Unlike previous Building Code cycle amendments, there are no significant differences between the 2019 version and the updated 2022 California Building Code. Minor notable code changes are highlighted below.

- a. The significant amendment to the Building, Residential, Mechanical and Plumbing Codes, includes keeping the existing code language for permit expiration.
- b. Deletion of concrete construction standards which had been carried over from previous code adoptions. These construction standards are replaced by current code language.
- c. Adoption of the 2022 California Fire Code as amended and adopted by the Central Fire Protection District.
- d. Swimming Pool Safety Act - This law is mandatory, not optional for local adoption. To align with the California Building Codes, Chapter 31, Appendix AX section numbers were reformatted to reflect the numbering used in HSC 115920 through 115929.

Staff recommends City Council adopt the State Codes as the governing Code for this cycle as the City is obligated to apply State Building and Fire Codes and because the State's standards are tailored to the geographic, climatic, and topographic conditions found in California.

**Fiscal Impact:** None

**Attachments:**

1. Draft Ordinance
2. State of CA 2022 Title 24 Code Changes

**Report Prepared By:** Robin Woodman, Building Official

**Reviewed By:** Chloé Woodmansee, Assistant to the City Manager; Samantha Zutler, City Attorney

**Approved By:** Jamie Goldstein, City Manager