



STAFF REPORT	
<b>SUBJECT:</b> Second Reading for the adoption and Implementation of the 2022 California Building Standard Codes (CBSC) and by reference the 2021 Uniform Swimming Pool, Spa/Hot Tub Codes, the 2021 Uniform Solar, Hydronics & Geothermal Codes, the 2021 International Building Codes (IBC); 2021 International Residential Codes (IRC) and the 2021 International Fire Codes (IFC).	<b>MEETING DATE:</b> January 5 <sup>th</sup> , 2022
<b>SUBMITTED BY:</b> Mark Roberts – Community Development Department	
<b>PURPOSE OF REPORT:</b> <input type="checkbox"/> Information only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

**WHAT IS BEING ASKED OF THE CITY COUNCIL:**

The City Council is being asked to consider the second reading of the acceptance and implementation of the 2022 California Building Standard Codes (CBSC), and adopting by reference the 2021 Uniform Swimming Pool, Spa/Hot Tub Codes, the 2021 Uniform Solar, Hydronics & Geothermal Codes, the 2021 International Building Codes (IBC); the 2021 International Residential Codes (IRC) and the 2021 International Fire Codes (IFC).

**BACKGROUND/DISCUSSION:**

The proposed resolution/ordinance was introduced for the first reading at the City Council Meeting on December 1<sup>st</sup>, 2022. When codes are amended and adopted by reference, Government Code Section 50022.3 requires that the second reading of a proposed adopting resolution/ordinance be done through a public hearing.

The State of California mandates that the building and construction codes are updated every three (3) years in all cities and counties throughout the state, known as the tri-annual update. On June 30, 2022, the California Building Standards Commission (CBSC) adopted a complete set of new building codes based on the latest international and national standards/codes. The 2022 California Building Standard Codes will become effective statewide on January 1, 2023.

In accordance with the California Building Standards Commission Information Bulletin 22- 01 (*dated June 30, 2022*), all applications for building permits submitted on or after January 1, 2023, are subject to compliance with the 2022 California Building Standards Code. The 2019 California Building Standards Code remains in effect and applies to plans, specifications, and construction performed where the application for a building permit is received on or before December 30, 2022.

The CBSC is enforced by local governments through the building permit process. All construction in the State must comply with the CBSC, subject to any local modifications made to the CBSC by the city and/or county in which the construction is to occur. Modifications are allowed only to address local climatic, geological, or topographical conditions, and the local government must make express findings that such conditions justify its modifications.

The attached ordinance/resolution adopts the 2022 CBSC, and by reference the 2021 Uniform Swimming Pool, Spa/Hot Tub Codes, the 2021 Uniform Solar, Hydronics & Geothermal Codes, the 2021 International Building Codes (IBC); 2021 International Residential Codes (IRC) and the 2021 International Fire Codes (IFC). Said amendments will update Chapter IX (Building and Housing) of the Clearlake Municipal Code.

**ENVIRONMENTAL DETERMINATION:**

Pursuant to the California Environmental Quality Act (“CEQA”), this action is exempt from analysis under the California Environmental Quality Act (CEQA) pursuant to 14 California Code of Regulations Section 15378(b)(5), because the proposed amendments to the Clearlake Municipal Code are a government administrative activity that will not result in direct or indirect physical changes to the environment

**OPTIONS:**

1. Move to Adopt Resolution CC 2022-69, A Resolution of the City Council of the City of Clearlake approving the acceptance and implementation as described in Ordinance No. 267-2023.
2. Move to Deny Resolution CC 2022-69 and direct staff to prepare appropriate findings.
3. Move to continue the item and provide alternate direction to staff.

**FISCAL IMPACT:**

**None**  Budgeted Item?  Yes  No

Budget Adjustment Needed?  Yes  No      If yes, amount of appropriation increase: \$

Affected fund(s):  General Fund  Measure P Fund  Measure V Fund  Other:

Comments:

**STRATEGIC PLAN IMPACT:**

**Goal #1: Make Clearlake a Visibly Cleaner City**

**Goal #2: Make Clearlake a Statistically Safer City**

Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities

**Goal #4: Improve the Image of Clearlake**

**Goal #5: Ensure Fiscal Sustainability of City**

**Goal #6: Update Policies and Procedures to Current Government Standards**

**Goal #7: Support Economic Development**

- Attachments:**
- 1) Resolution CC 2022-69
  - 2) Ordinance No. 267-2023