



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Conduct a Public Hearing and Adopt Ordinance No. 65.147 Relating to Code Administration and Adopting by Reference the 2019 California Building Codes with Amendments
Category:	Public Hearings-Community Development
Meeting Date:	12/3/2019
Staff Contacts:	Sharon Goei, Director of Building Safety and Housing, 408-586-3260 Bill Tott, Building Official, 408-586-3263
Recommendations:	<ol style="list-style-type: none"> 1. Open the public hearing; hear testimony, then move to close the public hearing. 2. Waive the second reading and adopt Ordinance No. 65.147 amending Chapters 1, 3, 3.5, 4, 5, 6, 7, 10, 13, 14, 150, and 170 of Title II of the Milpitas Municipal Code relating to Code Administration; adopting by reference the 2019 California Building Code, 2019 California Residential Code, 2018 International Property Maintenance Code, 2019 California Mechanical Code, 2019 California Electrical Code, 2019 California Plumbing Code, 2018 International Swimming Pool and Spa Code, 2019 California Existing Building Code, and 2019 California Historical Building Code, with amendments; and amending regulations pertaining to grading, excavation, paving, and erosion control, and gas shut-off devices.

Background:

On November 5, 2019, the Council introduced Ordinance No. 65.147 and set a public hearing on December 3, 2019 for adoption of the ordinance pursuant to Government Code Section 50022.3. Notice of the public hearing was published on November 15 and 22, 2019 pursuant to Government Code Section 6066. There were no changes to the Ordinance from the first reading; the Ordinance has been updated and is ready for its second reading and adoption.

Analysis:

Adoption of the new 2019 codes will ensure that buildings and structures in Milpitas will safeguard the health, safety, and general welfare of the public. Staff recommends that the Council adopt Ordinance No. 65.147 adopting the new codes with amendments. Please refer to the November 5 Council meeting agenda report (Attachment B) for a brief description of the amendments.

Fiscal Impact:

There is no cost to the City other than administrative staff time and expense. Staff training on the new codes is needed and has been planned for in the budget. Training has begun and will be ongoing.

Recommendations:

1. Open the public hearing; hear testimony, then move to close the public hearing.
2. Waive the second reading and adopt Ordinance No. 65.147 amending Chapters 1, 3, 3.5, 4, 5, 6, 7, 10, 13, 14, 150, and 170 of Title II of the Milpitas Municipal Code relating to Code Administration; adopting by reference the 2019 California Building Code, 2019 California Residential Code, 2018 International Property Maintenance Code, 2019 California Mechanical Code, 2019 California Electrical Code, 2019 California Plumbing Code, 2018 International Swimming Pool and Spa Code, 2019 California Existing Building Code, and 2019 California Historical Building Code, with amendments; and amending regulations pertaining to grading, excavation, paving, and erosion control, and gas shut-off devices.

Attachments:

A. Ordinance No. 65.147

B. November 5, 2019 City Council Meeting Agenda Report