

ORDINANCE NO. 215-2018

AN ORDINANCE REPEALING SECTIONS 9-1.5 THROUGH 9-1.16 OF CHAPTER 9 OF THE CLEARLAKE MUNICIPAL CODE AND AMENDING SECTION 9-1.4 OF CHAPTER 9 OF THE CLEARLAKE MUNICIPAL CODE ADOPTING THE 2016 CALIFORNIA BUILDING STANDARDS CODE, 2018 UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE, 2018 INTERNATIONAL EXISTING BUILDING CODE, 2018 INTERNATIONAL FIRE CODE, 2018 UNIFORM SOLAR, HYDRONICS & GEOTHERMAL CODE, 2018 INTERNATIONAL FIRE CODE, 2018 UNIFORM SOLAR, HYDRONICS & GEOTHERMAL CODE, 1997 UNIFORM HOUSING CODE, AND THE 1997 UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS BY REFERENCE

WHEREAS, California Government Code section 50022.2 authorizes the City Council to adopt any code by reference, provided that the City follows all of the procedures set forth in Government Code section 50022.2 through 50022.10; and

WHEREAS, the City has complied with all of the required procedures for adoption of codes by reference including the holding of a public hearing after the first reading of the ordinance and copies of the codes adopted by reference were filed in the City Clerk's Office at least fifteen (15) days before the public hearing and were made available for public inspection; and

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

The City Council of the City of Clearlake, State of California does hereby ordain as follows:

SECTION 1. FINDINGS

- A. The purpose of this Ordinance is to protect the health, safety, and welfare of the residents of the City by ensuring proper building and related codes are adopted and enforced by the City.

- B. **CEQA COMPLIANCE:** The proposed amendments in this Ordinance are exempt from analysis under the California Environmental Quality Act (CEQA) pursuant to 14 California Code of Regulations Section 15378(b)(5), because the purposed amendments to the Clearlake Municipal Code are a government administrative activity that will not result in direct or indirect physical changes to the environment.

SECTION 2.

Sections 9-1.5 through 9-1.16 of Chapter 9 of the Clearlake Municipal Code are hereby repealed.

SECTION 3.

Revised Section 9-1.4 is to Chapter 9 of the Clearlake Municipal is hereby amended to read as follows:

“9-1.4 California Building Standards Code—Adopted.

- A. The 2016 California Building Standards Code is hereby adopted by the City of Clearlake and incorporated by reference into the City of Clearlake Municipal Code, as amended by this chapter. The 2016 California Building Standards Code includes, but is not limited to, the following:
 - 1. 2016 California Building Code—Volumes 1 and 2 of the California Code of Regulations Title 24 Part 2.
 - 2. 2016 California Electrical Code of the California Code of Regulations Title 24 Part 3.
 - 3. 2016 California Mechanical Code of the California Code of Regulations Title 24 Part 4.
 - 4. 2016 California Plumbing Code of the California Code of Regulations Title 24 Part 5.
 - 5. 2016 California Energy Code of the California Code of Regulations Title 24 Part 6.
 - 6. 2016 California Fire Code of the California Code of Regulations Title 24 Part 9.
 - 7. 2016 California Existing Building Code of the California Code of Regulations Title 24 Part 10.
- B. The City hereby adopts and enforces Chapter I Division II and Section 3412.2 of the 2016 California Building Code. There is at least one copy of said code on file in the office of the building official for use and examination by the public.
- C. The City hereby adopts and enforces the 2018 Uniform Swimming Pool, Spa and Hot Tub Code as published by the International Association of Plumbing and Mechanical Officials incorporated by reference into the City of Clearlake Municipal Code.
- D. The City hereby adopts and enforces the 2018 International Existing Building Code as published by the International Code Council incorporated by reference into the City of Clearlake Municipal Code.
- E. The City hereby adopts and enforces the 2018 International Fire Code as published by the International Code Council incorporated by reference into the City of Clearlake Municipal Code.
- F. The City hereby adopts and enforces the 2018 Uniform Solar, Hydronics & Geothermal Code published by the International Association of Plumbing and Mechanical Officials incorporated by reference into the City of Clearlake Municipal Code.

- G. The City hereby adopt and enforces the 1997 Uniform Housing Code as published by the International Code Council incorporated by reference into the City of Clearlake Municipal Code.
- H. The City hereby adopt and enforces the 1997 Uniform Code for the Abatement of Dangerous Buildings as published by the International Code Council hereby incorporated by reference into the City of Clearlake Municipal Code.

SECTION 4. SEVERABILITY.

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

SECTION 5. EXECUTION.

The Mayor shall sign and the City Clerk shall attest to the passage of this Ordinance. The City Clerk shall cause the same to be published once in the official newspaper within 15 days after its adoption. This Ordinance shall become effective 30 days from its adoption.

Passed and Adopted this 8th day of November, 2018 by the following vote:

AYES: Mayor Sabatier, Vice Mayor Harris, Councilmembers Overton, Bennett and Cremer

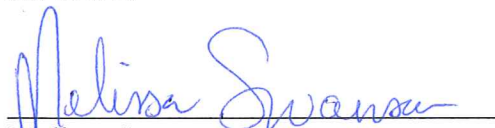
NOES: None

ABSENT OR NOT VOTING: None



Bruno Sabatier
Mayor, City of Clearlake

ATTEST:



Melissa Swanson
City Clerk, City of Clearlake

