

PUBLIC HEARING

SUBJECT: ADOPTION OF CALIFORNIA BUILDING AND FIRE CODES

SOURCES: Public Works Department - Building Division - Fire Department

COMMENT: The various building codes in use by jurisdictions in California are updated periodically to reflect the latest materials and construction techniques available to the construction industry.

The last published building and fire codes, specifically the California Building and Fire Codes, were updated in 2010. The State of California has since adopted the 2013 International Codes as the State Codes for Building, Plumbing, Mechanical, Electrical, Energy, and Fire.

In addition to these Codes, the State of California has also mandated the adoption of the 2013 Green Building Standards Code, the 2013 Residential Code, and the 2013 Referenced Standards Code. The 2013 Codes become State mandated as of January 1, 2014. Failure to approve these codes would result in the City being unable to issue building permits.

Each California Code will be adopted by ordinance, and shall repeal the State Code previously in effect.

RECOMMENDATION: That City Council:

1. Conduct a Public Hearing to receive input regarding the adoption of the 2013 Editions of the California Building, Plumbing, Mechanical, Electrical, Fire, Green Building Standards, Residential, Administrative, Reference Standards, and Energy Codes; and
2. Adopt the attached Ordinances, give First Readings, waive further readings and order the Ordinances to print.

ATTACHMENTS: Draft Ordinance – Building and Energy Code  
Draft Ordinance - Mechanical Code  
Draft Ordinance - Plumbing Code  
Draft Ordinance - Electrical Code  
Draft Ordinance - Fire Code  
Draft Ordinance – Green Building Code

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Dir BW Appropriated/Funded N/A CM J

Item No. 9

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE  
AMENDING SECTIONS 7-1, 7-2, 7-3.4, AND ARTICLE VIII OF THE  
MUNICIPAL CODE OF THE CITY OF PORTERVILLE  
AND ADOPTING BY REFERENCE  
THE 2013 EDITION OF THE CALIFORNIA BUILDING CODE  
ALONG WITH DESIGNATED APPENDICES PUBLISHED BY  
THE CALIFORNIA BUILDING STANDARDS COMMISSION;  
THE 2013 EDITION OF THE CALIFORNIA EXISTING BUILDING CODE  
PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC.;  
THE 2013 CALIFORNIA RESIDENTIAL CODE  
AND THE 2013 CALIFORNIA ENERGY CODE PUBLISHED  
BY THE CALIFORNIA BUILDING STANDARDS COMMISSION

THE CITY COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS  
FOLLOWS:

A. The following sections of the Municipal Code of the City of Porterville are  
hereby amended to read as follows:

SECTION 7-1 Adoption of the 2013 Edition of the California Administrative Code  
Title 24 Part 1; 2013 California Building Code Part 2, Volumes 1 and 2; the 2013  
California Residential Code Title 24 Part 2.5; the 2013 Edition of the California Existing  
Building Code Title 24 Part 10; and the 2013 Energy Code Title 24 Part 6.

That certain code in book form to which more particular reference is herein  
made, regulating the construction, erection, alteration, repair, removal, demolition,  
conversion, equipment, use, height, area and maintenance of buildings in the City of  
Porterville, together with the amendments thereof, herein specifically set forth, together  
with the penalty for violation herein set forth to be known as the Building Code compiled  
by and adopted by the International Code Council, Inc., together with the following  
appendix: Chapters I, J, K; the entire Chapter of the 2013 California Historical Building  
Code Part 8 with Appendix A and the 2013 Reference Standards Code Part 12; the  
2013 California Residential Code Part 2.5 in its entirety; the 2013 California Existing

Building Code Part 10 in its entirety; and the 2013 Energy Code Part 6 in its entirety, thereto is hereby adopted and enacted by the Council of the City of Porterville, to all intents and purposes and to the same effect as if each and every sentence, paragraph, word and clause in said code mentioned are referred to herein or therein were fully and specifically set forth herein, with the exception of the penalty provision thereof.

SECTION 7-2 COPIES OF BUILDING CODE FILED IN BUILDING OFFICIAL'S OFFICE:

Reference is hereby made to one (1) copy of said California Building Code, 2013 Edition, compiled by and adopted by the International Conference of Building Officials, heretofore filed in the office of the Building Official of the City of Porterville and said California Building Code is by reference adopted herein as provided by law.

SECTION 7-3 BUILDING CODE AMENDMENTS

There is hereby adopted by the Council of the City of Porterville for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the California Building Code, published by the International Code Council, Inc., being particularly the 2013 edition thereof together with the following appendices thereto, and the California Building Code Standards are hereby amended and changed as follows:

1. Section 901.5 shall read as follows: When required, the test shall be conducted in the presence of the fire official.
2. Section 901.6.1 Exception shall read as follows: When approved by the fire official, on-site monitoring at a constantly attended location shall be permitted provided that the notifications to the fire department will be equal to those provided by an approved supervising station.
3. Section 903.3.1.2 of Chapter 9, shall read as follows: NFPA 13R Sprinkler Systems. Where allowed in buildings of Group R, up to and including two stories in height, automatic sprinkler systems may be installed throughout, in accordance with NFPA 13R when allowed by the Fire Authority.

SECTION 7-3.4. PENALTY FOR VIOLATION:

It shall be unlawful for any person, firm or corporation to enlarge, alter, repair, move, improve, remove, convert, or equip, use, occupy or maintain any building or structure in the City of Porterville, or cause the same to be done contrary to, or in violation of, the provisions of this article or of the building code above adopted by reference, together with the amendments thereto; and any person, firm or corporation violating any of the provisions of this article or of said building code, as amended, shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violations of the provisions of this article or of the California Building Code, 2013 Edition, is committed or permitted; and upon conviction of any such violation, such person shall be punished by a fine of not more than five hundred dollars (\$500.00) or by imprisonment in the City or County jail for a period of not exceeding six (6) months or both such fine and imprisonment.

ARTICLE VIII. SWIMMING POOLS

Article VIII of the Municipal Code of the City of Porterville to be deleted.

B. That Ordinance No. 1770 and Ordinance No. 765 of the City of Porterville are hereby repealed.

C. This Ordinance shall be in full force and in effect on January 1, 2014.

PASSED, ADOPTED AND APPROVED this 17<sup>th</sup> day of December, 2013.

ATTEST:  
John D. Lollis, City Clerk

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Cameron J. Hamilton, Mayor

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By: Patrice Hildreth, Chief Deputy City Clerk

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE  
AMENDING SECTION 7-4 OF THE MUNICIPAL CODE OF  
THE CITY OF PORTERVILLE ADOPTING BY REFERENCE  
THE 2013 EDITION OF THE CALIFORNIA MECHANICAL CODE  
PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC.

THE CITY COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS  
FOLLOWS:

A. The following section of the Municipal Code of the City of Porterville is  
hereby amended to read as follows:

SECTION 7-4 Adoption of the 2013 Edition of the California Mechanical  
Code, Title 24, Part 4 and Appendix B, and Appendix D.

That certain code in book form to which more particular reference is hereinafter  
made regulating the installation and maintenance of heating, ventilating, cooling, and  
refrigeration systems, to be known and referred to as the California Mechanical Code is  
hereby adopted and enacted by the Council of the City of Porterville as an ordinance of  
the City of Porterville, to all intents and purposes and to the same effect as if each and  
every sentence, comma, paragraph, word, phrase, and clause in said code mentioned  
or referred to therein or herein were and each thereof was fully and specifically set forth  
herein.

Reference is hereby made to one (1) copy of the 2013 Edition of the California  
Mechanical Code published by the California Building Standards Commission filed with  
the Building Official of the City of Porterville and said code is by reference adopted  
herein as provided by law.

B. That Ordinance No.1771 of the Municipal Code of the City of Porterville is  
hereby repealed.

C. This Ordinance shall be in full force and in effect on January 1, 2014.

PASSED, ADOPTED AND APPROVED this 17<sup>th</sup> day of December, 2013.

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Cameron J. Hamilton, Mayor

ATTEST:  
John D. Lollis, City Clerk

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By: Patrice Hildreth, Chief Deputy City Clerk

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE  
AMENDING SECTION 7-6 OF THE MUNICIPAL CODE OF  
THE CITY OF PORTERVILLE ADOPTING BY REFERENCE  
THE 2013 EDITION OF THE CALIFORNIA PLUMBING CODE  
PUBLISHED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION

THE CITY COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS  
FOLLOWS:

A. That Section 7-6 of the Municipal Code of the City of Porterville is amended  
to read as follows:

SECTION 7-6. Adoption of the 2013 Edition of the California Plumbing Code  
Title 24 Part 5.

That certain code in book form to which more particular reference is hereinafter  
made, regulating the business of plumbing, and the installation of plumbing fixtures and  
appliances, to be known and referred to as the California Plumbing Code, is hereby  
adopted and enacted by the Council of the City of Porterville as an ordinance of the City  
of Porterville, to all intents and purposes and to the same effect as if each and every  
sentence, comma, paragraph, word, phrase, and clause in said code mentioned or  
referred to therein or herein were and each thereof was fully and specifically set forth  
herein.

Reference is hereby made to one (1) copy of the 2013 Edition of the California  
Plumbing Code, published by the California Building Standards Commission filed with  
the Building Official of the City of Porterville and said code is by reference adopted  
herein as provided by law.

B. That Ordinance No. 1772 of the Municipal Code of the City of Porterville is

hereby repealed.

C. This Ordinance shall be in full force and in effect on January 1, 2014.

PASSED, ADOPTED AND APPROVED this 17<sup>th</sup> day of December, 2013.

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Cameron J. Hamilton, Mayor

ATTEST:

John D. Lollis, City Clerk

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By: Patrice Hildreth, Chief Deputy City Clerk



ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE  
AMENDING SECTION 7-9 AND DELETING SECTION 7-10 OF THE  
MUNICIPAL CODE OF THE CITY OF PORTERVILLE  
AND ADOPTING BY REFERENCE  
THE 2013 EDITION OF THE CALIFORNIA ELECTRICAL CODE  
PUBLISHED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION

THE CITY COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS  
FOLLOWS:

A. That Section 7-9 of the Municipal Code of the City of Porterville is hereby  
amended to read as follows:

SECTION 7-9 Adoption of the 2013 Edition of the California Electrical Code Title 24  
Part 3.

Reference is hereby made to one (1) copy of the 2013 Edition of the California  
Electrical Code, published by the California Building Standards Commission filed in the office  
of the Building Official of the City of Porterville, and such code, to wit: the 2013 Edition of the  
California Electrical Code published by the California Building Standards Commission, as  
aforesaid now on file with the Building Official of the City of Porterville, is hereby adopted by  
reference as the Electrical Code of the City.

B. That Ordinance No. 1773 of the Municipal Code of the City of Porterville is  
hereby repealed.

C. This Ordinance shall be in full force and in effect on January 1, 2014.

PASSED, ADOPTED AND APPROVED this 17<sup>th</sup> day of December, 2013.

ATTEST:  
John D. Lollis, City Clerk

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Cameron J. Hamilton, Mayor

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By: Patrice Hildreth, Chief Deputy City Clerk

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 12 OF THE CODE OF THE CITY OF PORTERVILLE ADOPTING BY REFERENCE EXCEPT AS OTHERWISE PROVIDED IN THIS ARTICLE, THE 2010 EDITION OF THE CALIFORNIA FIRE CODE ALONG WITH DESIGNATED APPENDICES, AND THE 2013 EDITION OF THE CALIFORNIA FIRE CODE PUBLISHED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION.

THE CITY COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS FOLLOWS:

A. That Chapter 12, Fire Prevention, Section 12.1.1, of the Municipal Code of the City of Porterville is hereby amended to read as follows:

SECTION 12-1.1: CALIFORNIA FIRE CODE ADOPTED; FILING OF COPIES:

There is hereby adopted by the Council of the City of Porterville for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the California Fire Code, published by the California Building Standards Commission being particularly the 2013 Edition thereof together with the following appendices thereto, and the California Fire Code Standards are hereby amended and changed as follows:

Adoption of Appendices; Appendix Chapter 1, Chapter 4, Appendix A, Appendix B, Appendix C, Appendix D as amended by this Code, Appendix F.

1. Sections 307, 307.1, 307.11, 307.2, 307.2.1, 307.3, 307.4, 307.4.1, 307.4.2, 307.4.3, 307.5, of Chapter 3 are hereby deleted.
2. Section 508.1 Exceptions 1, 2, of Chapter 5 are hereby deleted.
3. Section 903.3.1.2 of Chapter 9, shall read as follows: NFPA 13R Sprinkler Systems. Where allowed in buildings of Group R, up to and including two stories in height, automatic sprinkler systems may be installed throughout, in accordance with

NFPA 13R when allowed by the Fire Authority.

4. Sections 105.1.1 of Appendix Chapter 1, is amended to read as follows:  
105.1.1 Permits. Where required by this code, permits may be applied for and obtained from the fire code official.

5. Section D 103.6 of Appendix D, is amended to read as follows: D 103.6 Signs. Where required by the fire code official, fire apparatus access roads shall be marked with permanent FIRE LANE signs complying with California Vehicle Code Section 22500.1.

6. Section D106 of Appendix D is hereby deleted.

7. The exception to Section D104.2 of Appendix D is deleted.

8. Exceptions 1 & 2 of Section D107.1 of Appendix D are deleted.

9. The exception of Section B105.2 of Appendix B shall be amended as follows: Exception: A reduction in required fire-flow of up to 50 percent, as approved, is allowed when the building is provided with an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2.

10. Section 106.6.30 of Appendix 1 is deleted.

One copy has been and now is filed in the office of the fire marshal of the City of Porterville and the same hereby adopted with the amendments herein set forth and incorporated as fully as if at length herein and provisions thereto shall be controlling within the limits of the City of Porterville. (Ord. 715 § 1; Ord. 880 § A, 5-16-1967; Ord. 1083 § A, 11-4-1975; Ord. 1121 § A, 4-18-1978; Ord. 1209 § A, 8-5-1980; Ord. 1302 § A, 3-6-1984; Ord. 1376 § A, 1-6-1987; Ord. 1387 § A, 8-18-1987; Ord. 1426 § A, 11-21-1989; Ord. 1520 § A, 11-21-1995; 1568 § A, 1-19-1999; Ord. 1574 § A, 5-18-1999; Ord.

1620 § A, 10-1-2002)

B. Section 7-9 of the Municipal Code of the City of Porterville is hereby amended as follows:

1. Section 901.5 of Chapter 9 is amended to read as follows: Fire protection systems shall be tested in accordance with the requirements of this code and the California Fire Code. When required, the test shall be conducted in the presence of the fire official.

2. Exception to Section 901.6.3 of Chapter 9 is amended to read as follows: When approved by the fire official, on-site monitoring at a constantly attended location shall be permitted provided that notifications to the fire department will be equal to those provided by an approved supervising station.

3. Section 903.1.1.2 of Chapter 9 shall read as follows: NFPA 13R Sprinkler Systems. Where allowed in buildings of Group R, up to and including two stories in height, automatic sprinkler systems may be installed throughout, in accordance with NFPA 13R when allowed by the Fire Authority.

C. That Ordinance No. 1774 of the Municipal Code of the City of Porterville is hereby repealed.

D. This Ordinance shall be in full force and in effect on January 1, 2014.

PASSED, ADOPTED AND APPROVED this 17<sup>th</sup> day of December, 2013.

ATTEST:  
John D. Lollis, City Clerk

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Cameron J. Hamilton, Mayor

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By: Patrice Hildreth, Chief Deputy City Clerk

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE  
AMENDING SECTION 7-4 OF THE MUNICIPAL CODE OF  
THE CITY OF PORTERVILLE ADOPTING BY REFERENCE  
THE 2013 EDITION OF THE CALIFORNIA GREEN BUILDING STANDARDS CODE  
PUBLISHED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION

THE CITY COUNCIL OF THE CITY OF PORTERVILLE DOES ORDAIN AS  
FOLLOWS:

A. The following section of the Municipal Code of the City of Porterville is  
hereby amended to read as follows:

SECTION 7-4 Adoption of the 2013 Edition of the California Green  
Building Standards Code, Title 24, Part 11 and the mandatory portions of Appendix A4  
and Appendix A5 with the voluntary portions of said Appendices remaining voluntary.

That certain code in book form to which more particular reference is hereinafter  
made encouraging sustainable construction practices, to be known and referred to as  
the California Green Building Standards Code is hereby adopted and enacted by the  
Council of the City of Porterville as an ordinance of the City of Porterville, to all intents  
and purposes and to the same effect as if each and every sentence, comma,  
paragraph, word, phrase, and clause in said code mentioned or referred to therein or  
herein were and each thereof was fully and specifically set forth herein.

Reference is hereby made to one (1) copy of the 2013 Edition of the California  
Green Building Standards Code published by the California Building Standards  
Commission filed with the Building Official of the City of Porterville and said code is by  
reference adopted herein as provided by law.

B. That Ordinance No. 1775 of the Municipal Code of the City of Porterville is hereby  
repealed.

C. This Ordinance shall be in full force and in effect on January 1, 2014.

PASSED, ADOPTED AND APPROVED this 17<sup>th</sup> day of December, 2013.

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Cameron J. Hamilton, Mayor

ATTEST:  
John D. Lollis, City Clerk

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By: Patrice Hildreth, Chief Deputy City Clerk