

ORDINANCE NO. 2874

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA ADOPTING THE CALIFORNIA
MECHANICAL CODE, 2001 EDITION, WITH AMENDMENTS

THE CITY COUNCIL OF THE CITY OF CHULA VISTA DOES ORDAIN AS
FOLLOWS:

SECTION I. That Chapter 15.16 of the Chula Vista Municipal Code is hereby amended to read
as follows:

Chapter 15.16

MECHANICAL CODE

Sections:

- 15.16.010 California Mechanical Code 2001 Edition adopted by reference.
- 15.16.020 Subsection 108.1 amended to designate building official.
- 15.16.030 Subsection 110.1 amended to confer suitability of alternate materials jurisdiction
on board of appeals.
- 15.16.040 Subsection 115.1 amended to specify local fee structure.
- 15.16.050 Subsection 115.3 Plan review fees, is deleted.

15.16.010 California Mechanical Code 2001 Edition adopted by reference.

There is hereby adopted by reference, that certain document known and designated as the California Mechanical Code, 2001 Edition, known as the California Code of Regulations, Title 24 part 4, and Appendix A, Chapter 13, Part I, of Appendix B, And Appendix C thereof as copyrighted by the International Association of Plumbing and Mechanical Officials and the California Building Standards Commission. Said document is hereby adopted as the Mechanical Code of the City, providing for and regulating the complete installation and maintenance of heating, ventilation, cooling and refrigeration systems, and providing for the issuance of permits therefore, and each and all such regulations, provisions, penalties, conditions and terms of the California Mechanical Code, 2001 Edition, and Appendix A, Chapter 13, Part I, of Appendix B and Appendix C thereto are hereby referred to, adopted and made a part hereof as though fully set forth herein, excepting such portions as are hereinafter deleted, modified or amended.

15.16.020 Subsection 108.1 amended to designate building official.

Subsection 108.1 of the California Mechanical Code, as it applies in Chula Vista, shall read as follows:

Subsection 108.1 - General. The Building Official is hereby authorized and directed to enforce all the provisions of this code. For such purposes the Building Official shall have the powers of a law enforcement officer.

The Building Official shall have the power to render interpretations of this code and to adopt and enforce rules and regulations supplemental to this code as may be deemed necessary in

order to clarify the application of the provisions of this code. Such interpretations, rules and regulations shall be in conformity with the intent and purpose of this code. The Building Official, herein referenced, shall be the Assistant Director of the Building Division.

15.16.030 Subsection 110.1 amended to confer suitability of alternate materials jurisdiction on board of appeals.

Subsection 110.1 of the California Mechanical Code, as it applies in Chula Vista, shall read as follows:

Subsection 110.1 - Board of Appeals and Advisors. To determine the suitability of alternate materials, methods of construction and to provide for reasonable interpretation of the provisions of this code, there shall be and is hereby created a Board of Appeals and Advisors consisting of seven members who are qualified by experience and training to pass upon matters pertaining to mechanical design, construction and maintenance and the public health aspects of mechanical systems and who are not employees of the jurisdiction. The Building Official shall be an ex-officio member who shall not be entitled to vote and who shall act as secretary to the Board. The Board shall be appointed by the Mayor and confirmed by the City Council. The board shall render all decisions and findings in writing to the Building Official a duplicate copy to the appellant. The decision of the Board is final.

15.16.040 Subsection 115.1 amended to specify local fee structure.

Subsection 115.1 of Section 115 of the California Mechanical Code, as it applies in Chula Vista, shall read as follows:

Fees.

Subsection 115.1 - General. Fees shall be assessed in accordance with the Master Fee Schedule of the City of Chula Vista.

15.16.050 Subsection 115.3 Plan review fees, is deleted.

Subsection 115.3 of the California Mechanical Code, is deleted.

SECTION II. ENVIRONMENTAL IMPACT.

The Environmental Review Coordinator has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that the activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines the activity is not subject to CEQA. Thus, no environmental review is necessary.

SECTION IV. EFFECTIVE DATE.

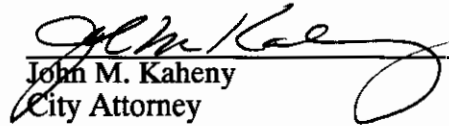
This ordinance will take effect and be in force on November 1, 2002.

Presented by

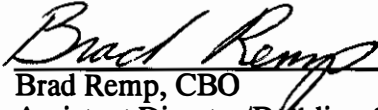
Approved as to form by



Robert Leiter
Planning and Building Director



John M. Kaheny
City Attorney



Brad Remp, CBO
Assistant Director/Building Official

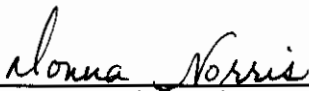
PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 17th day of September, 2002, by the following vote:

AYES:	Councilmembers:	Davis, Padilla, Rindone, Salas and Horton
NAYS:	Councilmembers:	None
ABSENT:	Councilmembers:	None



Shirley Horton, Mayor

ATTEST:



Donna Norris, Assistant City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)
CITY OF CHULA VISTA)

I, Donna Norris, Assistant City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 2874 had its first reading at a regular meeting held on the 10th day of September, 2002 and its second reading and adoption at a regular meeting of said City Council held on the 17th day of September, 2002.

Executed this 17th day of September, 2002.



Donna Norris, Assistant City Clerk