

ORDINANCE NO. 2877

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

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

SECTION I. That Chapter 15.28 of the Chula Vista Municipal Code is hereby amended to read as follows:

Chapter 15.28

PLUMBING CODE AND REGULATIONS

Sections:

- 15.28.010 California Plumbing Code, 2001 Edition, known as the California Code of Regulations, Title 24, part 5, adopted by reference.
- 15.28.020 Subsection 102.1 amended to designate building official.
- 15.28.030 Subsection 103.4.1 amended to have fees reference city's master fee schedule.
- 15.28.035 Subsection 103.4.2 Plan review fees, is deleted.
- 15.28.040 Subsection 103.4.4 amended to exempt imposition of investigation fees for emergency work.
- 15.28.050 Subsection 103.5.6 amended to reference the city's master fee schedule.
- 15.28.060 Subsection 413.01 added to specify types of facilities mandated by state law to comply with the requirements of section 413.

15.28.010 California Plumbing Code, 2001 Edition, known as the California Code of Regulations, Title 24, part 5, adopted by reference.

There is hereby adopted by reference the California Plumbing Code, 2001 Edition, known as the California Code of Regulations, Title 24, part 5, and Appendices A, B, C, D and H document as copyrighted by the International Association of Plumbing and Mechanical Officials and the California Building Standards Commission. Said document is hereby adopted as the Plumbing Code of the City of Chula Vista for regulating the complete installation, maintenance and repair of plumbing, drainage systems, water systems, gas systems, private sewage disposal systems on all properties and within all buildings and structures in the City. Providing for the issuance of permits and collection of fees therefore and each and all such regulations, provisions, penalties, conditions and terms of the California Plumbing Code, 2001 Edition, and Appendices A, B, C, D and H are hereby referred to, adopted, and made a part thereof as though fully set forth herein, excepting such portions as are hereinafter deleted, modified or amended.

15.28.020 Subsection 102.1 amended to designate building official.

Subsection 102.1 of the California Plumbing Code, as it applies in Chula Vista, shall read as follows:

Administrative Authority.

Subsection 102.1 The Administrative Authority shall be the Assistant Director of the Building Division the Authority duly appointed to enforce this code.

15.28.30 Subsection 103.4.1 amended to have fees reference city's master fee schedule.

Subsection 103.4.1 of Section 103.4, Fees, of the California Plumbing Code as it applies in Chula Vista shall read as follows:

103.4.1 Permit Fees. The fee for each permit shall be set forth in the Master Fee Schedule of the City of Chula Vista.

15.28.035 Subsection 103.4.2 Plan review fees, is deleted.

Subsection 103.4.2 Plan Review Fees, of the California Plumbing Code is deleted.

15.28.040 Subsection 103.4.4 amended to exempt imposition of investigation fees for emergency work.

Subsection 103.4.4 of Section 103.4, Fees, of the California Plumbing Code as it applies in Chula Vista shall read as follows:

Subsection 103.4.4 Investigation Fees.

Subsection 103.4.4.1 Whenever any work for which a permit is required by this code has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

Subsection 103.4.4.2 An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be equal to the amount of the permit fee that would be required by this code if a permit were to be issued. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this code, nor from any penalty prescribed by law.

Subsection 103.4.4.3 This provision shall not apply to emergency work when it shall be proven to the satisfaction of the administrative authority that such work was urgently necessary and that it was not practical to obtain a permit before commencement of the work. In all such cases, a permit must be obtained as soon as it is practical to do so, and if there be an unreasonable delay in obtaining such permit, the investigation fee as herein provided for shall be charged.

15.28.050 Subsection 103.5.6 amended to reference the city's master fee schedule.

Section 103.5.6 of the California Plumbing Code, as it applies in Chula Vista, shall read as follows:

Subsection 103.5.6 Reinspections. A reinspection fee may be assessed for each inspection or reinspection when such portion of work for which inspection is called is not completed or when required corrections have not been made.

This provision is not to be interpreted as requiring reinspection fees the first time a job is rejected for failure to comply with the requirements of this code, but as controlling the practice of calling for inspections before the job is ready for inspection or reinspection.

Reinspection fees may be assessed when the approved plans are not readily available to the inspector, for failure to provide access on the date for which the inspection is required, or for deviating from plans requiring the approval of the administrative authority.

To obtain a re-inspection, the applicant shall file an application in writing upon the form furnished for that purpose and pay the re-inspection fee in accordance with the Master Fee Schedule of the City of Chula Vista.

In instances where reinspection fees have been assessed, no additional inspection of the work will be performed until the required fees have been paid.

15.28.060 Subsection 413.01 added to specify types of facilities mandated by state law to comply with the requirements of section 413.

Subsection 413.01 of the California Plumbing Code, as it applies in Chula Vista, shall read as follows:

Subsection 413.01 The requirements of Section 413 shall apply to the following types of facilities as listed below:

- a. Facilities where the public congregates such as stadiums, convention centers, community and commercial halls, sports and entertainment arenas, specialty event centers, amusement facilities and other similar facilities shall comply only with the requirements of Table 4-1.
- b. Facilities under the authority of the Office of Statewide Health Planning and Development (OSHPD 3), Licensed Clinics, that are regulated by the local authority shall comply with Subsections adopted by OSHPD3.
- c. For all other types of facilities, the requirements of Section 413 do not apply. Such facilities must comply with the requirements of Chapter 29 of the California Building Code and local health codes.

SECTION II. FINDINGS AND DECLARATION

The City Council of the City of Chula Vista specifically and expressly finds and declares that each of the amendments noted above to the 2001 Edition of the California Plumbing Code is necessary due to local climatic, geological and topographical conditions.

SECTION III. 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.

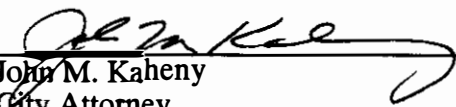
This ordinance will take effect and be in force on November 1, 2002.

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
Shirley Horton, Mayor

ATTEST:

Donna Norris
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. 2877 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
Donna Norris, Assistant City Clerk