

PUBLIC PARTICIPATION COMMENTS
Written comments should be sent to the above address or emailed at
least seven (7) days in advance of the Code Advisory Committee meeting.

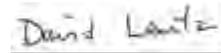
WRITTEN COMMENT DUE DATE: September 2, 2015

PEME COMMITTEE.....SEPTEMBER 9-10, 2015

Date: 9/1/15

From:

David Lentz, P.E.
Name (Print or type)



(Signature)

-- Infiltrator Water Technologies, LLC

Agency, jurisdiction, chapter, company, association, individual, etc.

4 Business Park Road, P.O. Box 768
Street

Old Saybrook
City

CT
State

06475
Zip

I/We do agree with:

The Agency proposed modifications as submitted on Section No. 16 (BSC) and 31 (DHCD); no section referenced on page 16 of DSA's Initial Express Terms document

and request that this section (or reference provision) be recommended:

Approve Disapprove Further Study Required Approve as Amended

by the reviewing Code Advisory Committee.

Suggested Revisions to the Text of the Regulations:

The Building Standards Commission (BSC), Division of the State Architect (DSA), and Department of Housing and Community Development (DHCD) propose to repeal Appendix H (Private Sewage Disposal Systems) of the 2012 edition of the Uniform Plumbing Code (UPC) and adopt Appendix H (Private Sewage Disposal Systems) of the 2015 edition of the UPC without amendment for publication in the 2016 triennial edition of the California Plumbing Code (CPC). Infiltrator Water Technologies, LLC (Infiltrator Water Technologies) supports the BSC, DSA, and DHCD proposal for using Appendix H of the 2015 edition of the UPC in the 2016 CPC, based upon Health and Safety Code §18930(a)3, 4, 5, and 6.

The Office of the State Fire Marshall (SFM) proposes not to adopt Appendix H of the 2015 edition of the UPC for publication in the 2016 triennial edition of the CPC. Infiltrator Water Technologies opposes the SFM's proposal.

The construction of private sewage disposal systems is a critical component of California's wastewater infrastructure, as 16% of new single-family homes constructed in the state utilize a private sewage disposal system. Maintaining reliable standards for the siting, design, and installation of private sewage disposal systems in the 2016 CPC is critical for effective management of domestic wastewater in areas that are not served by a central sewer system, as considered under Health and Safety Code §18930(a)3. Additionally, treating and dispersing domestic wastewater within the ground is beneficial in that it returns water to the subsurface, where it can recharge groundwater aquifers (Health and Safety Code §18930(a)3, 4, and 5).

Infiltrator Water Technologies urges the PEME Code Advisory Committee to accept the BSC, DSA, and DHCD proposal relative to adopting Appendix H of the 2015 edition of the UPC for publication in the 2016 triennial edition of the CPC, and reject the SFM's proposal not to adopt this appendix into the 2016 CPC.

Reason: [The reason should be concise if the request is to "Disapprove," "Further Study Required," or "Approve As Amended" and identify at least one of the 9-point criteria (following) of Health and Safety Code §18930.]

HEALTH & SAFETY CODE SECTION 18930

SECTION 18930. APPROVAL OR ADOPTION OF BUILDING STANDARDS; ANALYSIS AND CRITERIA; REVIEW CONSIDERATIONS; FACTUAL DETERMINATIONS

- (a) Any building standard adopted or proposed by state agencies shall be submitted to, and approved or adopted by, the California Building Standards Commission prior to codification. Prior to submission to the commission, building standards shall be adopted in compliance with the procedures specified in Article 5 (commencing with Section 11346) of Chapter 3.5 of Part 1 of Division 3 of Title 2 of the Government Code. Building standards adopted by state agencies and submitted to the commission for approval shall be accompanied by an analysis written by the adopting agency or state agency that proposes the building standards which shall, to the satisfaction of the commission, justify the approval thereof in terms of the following criteria:
- (1) The proposed building standards do not conflict with, overlap, or duplicate other building standards.
 - (2) The proposed building standard is within the parameters established by enabling legislation and is not expressly within the exclusive jurisdiction of another agency.
 - (3) The public interest requires the adoption of the building standards. The public interest includes, but is not limited to, health and safety, resource efficiency, fire safety, seismic safety, building and building system performance, and consistency with environmental, public health, and accessibility statutes and regulations.
 - (4) The proposed building standard is not unreasonable, arbitrary, unfair, or capricious, in whole or in part.
 - (5) The cost to the public is reasonable, based on the overall benefit to be derived from the building standards.
 - (6) The proposed building standard is not unnecessarily ambiguous or vague, in whole or in part.
 - (7) The applicable national specifications, published standards, and model codes have been incorporated therein as provided in this part, where appropriate.
 - (A) If a national specification, published standard, or model code does not adequately address the goals of the state agency, a statement defining the inadequacy shall accompany the proposed building standard when submitted to the commission.
 - (B) If there is no national specification, published standard, or model code that is relevant to the proposed building standard, the state agency shall prepare a statement informing the commission and submit that statement with the proposed building standard.
 - (8) The format of the proposed building standards is consistent with that adopted by the commission.
 - (9) The proposed building standard, if it promotes fire and panic safety as determined by the State Fire Marshal, has the written approval of the State Fire Marshal.