

# EXECUTIVE SUMMARY

## SHBSB 01-15

### **SUBJECT**

Proposed adoption of the 2016 California Historical Building Code, Title 24, Part 8 amended by the State Historical Building Safety Board.

### **ADOPTING STATE AGENCY**

State Historical Building Safety Board (SHBSB)

### **SUMMARY OF PROPOSED BUILDING STANDARDS**

The California Historical Building Code is Part 8 of the official 2016 California Building Standards Code, California Code of Regulations (CCR), Title 24. This proposed regulatory action by the SHBSB will provide greater consistency and clarity for code users by:

- Adopting existing California provisions carried forward from the 2013 California Historical Building Code (CHBC) and incorporated into the 2016 CHBC.
- Amending existing California provisions from the 2013 CHBC and incorporating into the 2016 CHBC.

### **BACKGROUND**

Health and Safety Code Sections 18950 through 18961 authorize the State Historical Building Safety Board (SHBSB) to develop the alternative regulations and standards for the rehabilitation, preservation, restoration (including related reconstruction), or relocation of qualified historical buildings or structures, as defined in Section 18955. These alternative standards and regulations are intended to facilitate the rehabilitation, restoration, or change of occupancy so as to preserve their original or restored architectural elements and features, to encourage energy conservation and a cost-effective approach to preservation, and to provide for the safety of the building occupants.

SHBSB submitted its adopted historical buildings standards to the California Building Standards Commission for review and approval as provided for in Section 18930 of the Building Standards Law, California Health and Safety Code.

### **FINDINGS:**

SHBSB requested to have their proposed rulemaking heard by the Building Fire and Other Code Advisory Committee (CAC) and the Structural Design/lateral Forces CAC. Both CAC's recommended approve as submitted.

During the public comment 45-Day comment period September 11- October 26, 2015, SHBSB received no public comments in support or against the proposed regulations.

California Building Standards Law (Health & Safety Code Section 18930(b)) requires the Building Standards Commission to review the process by which the SHBSB adopts building standards for compliance with the Administrative Procedure Act and Building Standards Law.

The proposed submittal appears to be compliant with the Administrative Procedure Act and California Building Standards Law.

Enclosed for the California Building Standards Commission's consideration are the following documents:

- Final Express Terms [building standard(s)];
- Final Statement of Reasons;
- Nine-Point Criteria Analysis;
- Updated Informative Digest; and
- Fiscal and Economic Impact Statement.

**CALIFORNIA BUILDING STANDARDS COMMISSION ACTION:**

A nine-point analysis prepared in accordance with Health and Safety Code Section 18930 must, to the satisfaction of the commission, justify the approval of the proposed building standards. The commission must give great weight to the determination and analysis of the proposing agency on each of the nine points.

Any factual determination of the proposing agency shall be considered conclusive by the commission unless the commission expressly finds, and sets forth its reasons in writing, that the determination of the proposing agency is arbitrary and capricious, or substantially unsupported by the evidence. If there is such a finding, the commission may return the proposal to the proposing agency for re-examination of the disputed facts.

The commission may take any one of the following actions on this item:

- **Approve**
- **Disapprove**
- **Return for amendment with recommended changes**