

DEPARTMENT OF FOOD AND AGRICULTURE

NINE-POINT CRITERIA ANALYSIS

**REGARDING THE AMENDMENT OF THE 2001 CALIFORNIA BUILDING CODE,
TITLE 24, PART 2, VOL. 1, OF THE CALIFORNIA CODE OF REGULATIONS**

The Department of Food and Agriculture (Department) has submitted amendments to the California Building Code to the California Building Standards Commission for approval as required by Health and Safety Code Subsection 18930(a). These amendments must be accompanied by an analysis which will, to the satisfaction of the Commission, justify their approval. The approval of these proposed building standards is justified as follows:

1) The proposed building standards do not conflict with, overlap, or duplicate other building standards.

The proposed building standards do not conflict with, overlap or duplicate other building standards. The Department is proposing only the amendment of the California Building Code as part of Title 24, Part 2, Vol. 1.

2) The proposed building standards are within the parameters established by enabling legislation, and are not expressly within the exclusive jurisdiction of another agency.

The Department is the state agency enabled by legislation to adopt model codes for occupancies applicable to places of meat inspection in California.

3) The public interest requires the adoption of the building standards.

The amendment of these regulations is required in order for California Building Standards Commission to update the current requirements of the Department for occupancies applicable to places of meat inspection in California.

4) The proposed building standards are not unreasonable, arbitrary, unfair, or capricious, in whole or in part.

The proposed regulations are not unreasonable, arbitrary, unfair or capricious, in whole or in part. The Department is proposing the amendment of the current edition of the California Building Code for use in Title 24, Part 2, Vol. 1.

5) The cost to the public is reasonable, based on the overall benefit to be derived from the building standards.

These proposed changes to the regulations do not impose a mandatory cost to the public.

6) The proposed building standards are not unnecessarily ambiguous or vague, in whole or in part.

The Department is proposing only the amendment of the California Building Code for use as Title 24, Part 2. This action 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.

The Department is proposing only the amendment of model code for use as Title 24, Part 2. No national specification, published standard or model code provisions is related to the proposed action.

8) The format of the proposed building standards is consistent with that adopted by the Commission.

The format of the proposed building standards is consistent with the format of adoption of amendments by the California Building Standards Commission for Title 24, Part 2.

9) The proposed building standards, if they promote fire and panic safety as determined by the State Fire Marshal, have the written approval of the State Fire Marshal.

The proposed building standards have been sent to the State Fire Marshal for review and approval as may be needed. The proposed regulations do not promote fire and panic safety. Written notification of the decision by the State Fire Marshal to these proposed amendments has been received.