

**NINE-POINT CRITERIA ANALYSIS
OF
PROPOSED BUILDING STANDARDS
OF THE
STATE HISTORICAL BUILDING SAFETY BOARD (SHBSB)

REGARDING PROPOSED CHANGES TO
THE CALIFORNIA HISTORICAL BUILDING CODE (CHBC)
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 8

2016 CALIFORNIA HISTORICAL BUILDING CODE
TRIENNIAL CODE CYCLE**

Building standards submitted to the California Building Standards Commission for approval are required, by Health and Safety Code Subsection 18930(a), to 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.

Building standards proposed for adoption by the State Historical Building Safety Board (SHBSB) do not conflict with, overlap or duplicate other building design and construction standards.

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

Health and Safety Code Sections 18950 through 18961 authorize the SHBSB to develop alternative regulations and standards for the rehabilitation, preservation, restoration (including related reconstruction), or relocation of qualified historical buildings or structures. This rulemaking carries forward and amends the existing regulations promulgated by the SHBSB contained in the California Historical Building Code (Title 24, Part 8).

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.

Health and Safety Code Sections 18950 through 18961 authorize the SHBSB to develop alternative regulations and standards for the rehabilitation, preservation, restoration (including related reconstruction), or relocation of qualified historical buildings or structures. 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 cost-effective approach to preservation, and to provide for the safety of the building occupants.

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

Building standards proposed by the SHBSB for adoption are 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.

Building standards proposed by the SHBSB for adoption do not impose a mandatory cost to the public. The California Historical Building Code provides alternative regulations and standards for the preservation of the historical value of qualified historical buildings or structures and, concurrently, to provide reasonable safety from fire, seismic forces or other hazards for occupants of these buildings or structures, and provide reasonable availability to and usability by, persons with disabilities.

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

Building standards proposed by the SHBSB for adoption are not unnecessarily ambiguous or vague, in whole or in part. The proposed amendments will provide clarity and consistency for code users.

7) The applicable national specifications, published standards, and model codes have been incorporated therein as provided in this part, where appropriate.

This rulemaking carries forward and amends the existing regulations promulgated by the SHBSB contained in the California Historical Building Code (Title 24, Part 8).

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

The format of the building standards proposed by the SHBSB for adoption is consistent with the format selected by the California Building Standards Commission.

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.

Building standards proposed by the SHBSB for adoption were developed in coordination with the State Fire Marshal (SFM). The final express terms have been sent to the SFM for review and written approval.