

BUILDING STANDARDS COMMISSION

2525 Natomas Park Drive, Suite 130
Sacramento, California 95833-2936
(916) 263-0916 FAX (916) 263-0959



April 28, 2015

Jeffery C. Elder
Deputy City Attorney
City of Bell Gardens
13181 Crossroads Parkway North, Suite 400-West Tower
City of Industry, CA 91746

RE: Ordinance #865

Dear Mr. Elder:

This letter is to advise you of our determination regarding the referenced ordinance with express findings received from your agency on April 27, 2015.

Our review finds the submittal to contain one ordinance modifying provisions of the 2013 California Building Standards Code in Title 24, California Code of Regulations (code), and express findings complying with Health and Safety Code Sections 17958.7 and 18941.5. The code modification is accepted for filing and is enforceable. This letter attests only to the satisfaction of the cited law for filing of local code amendment supported by an express finding with the California Building Standards Commission (CBSC). CBSC is not authorized by law to evaluate the merit of the code modification or the express finding.

Local modifications to the code are specific to a particular edition of the code. They must be readopted and filed with CBSC in order to remain in effect when the next triennial edition of the code is published.

On a related matter, should your city receive and ratify Fire Protection District ordinances making modifications to the code, be advised that Health and Safety Code Section 13869.7(c) requires such ratified ordinances and express findings to be filed with the Department of Housing and Community Development, Division of Codes and Standards, State Housing Law Program, rather than CBSC. Also, ordinances making modifications to the energy efficiency standards of the code may require approval from the California Energy Commission pursuant to Public Resources Code Section 25402.1(h)(2).

If you have any questions or need any further information, you may contact me at (916) 263-0916.

Sincerely,


Enrique M. Rodriguez
Associate Construction Analyst
cc: CBSC Chron
Local Filings



ALVAREZ-GLASMAN & COLVIN

ATTORNEYS AT LAW

13181 Crossroads Parkway North
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City of Industry, CA 91746
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April 23, 2015

Via Certified Mail, Return Receipt Requested

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, California 95833
Attention: James McGowan

Re: City of Bell Gardens, Local Amendments to Building Standards Codes

Dear Mr. McGowan:

The City of Bell Gardens ("City") has adopted the California Building Standards Code as amended by the County of Los Angeles, with additional local amendments.

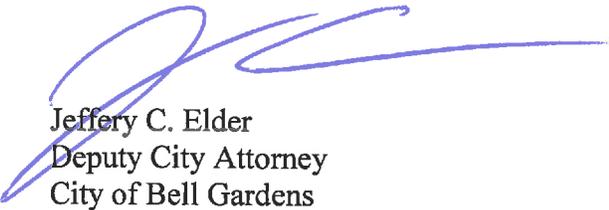
As required by law, please find enclosed a copy of Bell Gardens Ordinance 865 adopting the California Building Standards Code as amended by the County of Los Angeles, with additional local amendments. The Ordinance was adopted with appropriate findings in accordance with the requirements of Section 17958.7 of the California Health and Safety Code on April 13, 2015.

The enclosed City Ordinance with findings are for your files.

If you have any questions or need additional information, please do not hesitate to contact me at (562) 699-5500.

Very truly yours,

ALVAREZ-GLASMAN & COLVIN


Jeffery C. Elder
Deputy City Attorney
City of Bell Gardens

Enclosures
4810-6546-7683, v. 1

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2015 APR 21 P 2:20
CALIFORNIA BUILDING
STANDARDS COMMISSION

ORDINANCE NO. 865

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA, ADOPTING BY REFERENCE THE 2013 CALIFORNIA BUILDING STANDARDS CODES AND CERTAIN SPECIFIED APPENDICES THEREOF, INCLUDING THE 2013 CALIFORNIA BUILDING CODE AS AMENDED BY COUNTY OF LOS ANGELES BUILDING CODE (TITLE 26), THE 2013 CALIFORNIA MECHANICAL CODE AS AMENDED BY COUNTY OF LOS ANGELES MECHANICAL CODE (TITLE 29), THE 2013 CALIFORNIA PLUMBING CODE AS AMENDED BY COUNTY OF LOS ANGELES PLUMBING CODE (TITLE 28), THE 2013 CALIFORNIA RESIDENTIAL CODE AS AMENDED BY COUNTY OF LOS ANGELES RESIDENTIAL CODE (TITLE 30), THE 2013 CALIFORNIA ELECTRICAL CODE AS AMENDED BY COUNTY OF LOS ANGELES ELECTRICAL CODE (TITLE 27), THE 2013 CALIFORNIA GREEN BUILDING STANDARDS CODE AS AMENDED BY COUNTY OF LOS ANGELES GREEN BUILDING STANDARDS CODE (TITLE 31), THE 2013 CALIFORNIA FIRE CODE AS AMENDED BY COUNTY OF LOS ANGELES FIRE CODE (TITLE 32), AND THE 2013 CALIFORNIA ENERGY CODE; AND AMENDING THE BELL GARDENS MUNICIPAL CODE AND ADOPTING LOCAL AMENDMENTS THERETO

WHEREAS, the City Council of the City of Bell Gardens ("City") finds that there is a need to enforce the most current editions of the California Building Standards Codes ("Codes") as set forth by the California Building Standards Commission ("Commission");

WHEREAS, the Commission reviews proposed standards and amendments to the Codes and adopts new editions and supplements every three (3) years;

WHEREAS, the Commission adopted and approved the 2013 Codes based on the latest national and international model building codes;

WHEREAS, the County of Los Angeles (the "County") has amended and adopted the 2013 Codes and incorporated appropriate findings related to local climatic, geological or topographical conditions of Los Angeles County;

WHEREAS, California Health & Safety Code Section 18938 *et seq.* specifies that the Codes apply to all occupancies throughout the State of California (the "State");

WHEREAS, Health & Safety Code Section 19758 mandates that the City adopt ordinances and regulations imposing the same requirements as those contained in the regulations adopted by the State pursuant to Health & Safety Code Section 17922;

WHEREAS, Government Code Section 50022.2 authorizes the City to enact ordinances adopting any code by reference and Government Code Section 50022.9 authorizes the City to enact ordinances adopting county ordinances, codes, or any parts thereof by reference;

WHEREAS, the City hereby desires to incorporate the Codes into the Bell Gardens Municipal Code ("BGMC") by formally adopting by reference the 2013 Codes, as amended by the County;

WHEREAS, the State allows the City to adopt the Codes with local amendments in accordance with Health & Safety Code Sections 17922, 17958, 17958.5, 17958.7 and 18941.5(b) where necessary to reasonably address adverse local conditions and protect the health and safety of citizens of the City because of local climate, geology and/or topography;

WHEREAS, Health & Safety Code Section 17958.7 requires that the City Council, before making any modifications or changes to the Code, make an express finding that such changes or modifications are reasonably necessary because of local climatic, geological, or topographical conditions;

WHEREAS, administrative standards do not require justification pursuant to Health & Safety Code Sections 17958 and 18941.5; and

WHEREAS, the City Council finds and declares that the adoption of this ordinance is necessary to protect the general health, safety and welfare of the community.

NOW, THEREFORE, the City Council of the City of Bell Gardens does ordain as follows:

SECTION 1. FINDINGS.

The City Council hereby finds and determines that the foregoing recitals are true and correct, constitute a material part of this Ordinance, and therefore incorporate them herein in their entirety as part of the findings.

The City Council hereby finds that the County, in adopting Los Angeles County Ordinances Numbers 2013-0048, 2013-0049, 2013-0050, 2013-0051, 2013-0052, 2013-0053 and 2014-0014 (the "County Ordinances"), has made all appropriate findings related to local climatic, geological or topographic conditions, as specified under the provisions of the Health & Safety Code. The City Council hereby incorporates and adopts the findings summarized in the County Ordinances by reference.

The City Council hereby finds that there is a need to keep the existing administrative standards amendments and modify or add certain administrative standards, in order to effectively regulate and enforce building and construction as provided in the 2013 Codes. The City Council makes the following finding in support of the administrative standards additions and amendments to the 2013 Codes:

These amendments are necessary for administrative clarification, and do not modify a Building Standard pursuant to California Health & Safety Code Sections 17958, 17958.5 and 17958.7. These amendments establish administrative standards for the effective enforcement of building standards throughout the City.

The City Council hereby finds that there is a need to keep the existing local amendments to the Codes based on local geological conditions. The City Council makes the following finding in support of the local amendments to the 2013 Codes:

The Southern California Region, which includes the City, is within a very active seismic area where the local geology is located near active earthquake faults and subject to liquefaction presenting a significant earthquake risk. The aforementioned conditions within the City create hazardous conditions for which departure from the California Building Standards Codes is required.

The above finding applies to the following local amendments:

BGMC Section	Section Title
6.04.050	Section 106.3 modified
6.04.060	Section 1803 modified - Soil classification

SECTION 2. The Table of Contents of Title 6, Buildings and Construction, of the BGMC is hereby replaced in its entirety and superseded by the following:

**TITLE 6
BUILDINGS AND CONSTRUCTION**

Chapters:

- 6.04 Building Code**
- 6.08 Mechanical Code**
- 6.12 Plumbing Code**
- 6.14 Residential Code**
- 6.16 Electrical Code**
- 6.18 Green Building Standards Code**
- 6.20 Moving Buildings**
- 6.25 Floodplain Management**
- 6.28 Energy Code**

SECTION 3. The Table of Contents of Chapter 6.04, Building Code, of the BGMC is hereby replaced in its entirety and superseded by the following:

**CHAPTER 6.04
BUILDING CODE**

Sections:

- 6.04.010 Adoption of the 2013 California Building Code, as amended by 2014 County of Los Angeles Building Code (Title 26).**
- 6.04.020 Penalty.**
- 6.04.030 Definitions.**
- 6.04.040 Fees.**

- 6.04.050 Section 106.3 Modified – Work Exempted.**
6.04.060 Section 1803 Modified – Soil classification.

SECTION 4. Section .010 of Chapter 6.04 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.04.010 Adoption of the 2013 California Building Code, as amended by 2014 County of Los Angeles Building Code (Title 26).

A. The 2013 California Building Code, as amended by 2014 County of Los Angeles Building Code (Title 26), together with their appendices, which regulate the erection, construction, enlargements, alteration, repair, moving, removal, conversion, demolition, occupancy, use, equipment, height, area, security, abatement, and maintenance of buildings or structures within the City, provide for the issuance of permits and collection of fees therefor, and provide for penalties for violation thereto, are hereby adopted by reference and conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions, and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with exceptions, deletions, additions, and amendments thereto as set forth in this section.

SECTION 5. Section .020 of Chapter 6.04 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.04.020 Penalty.

Every person violating any provision of the 2013 California Building Code, as amended by 2014 County of Los Angeles Building Code (Title 26) and appendices adopted by reference by BGMC Section 6.04.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 6. Section .050 of Chapter 6.04 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.04.050 Section 106.3 Modified – Work Exempted.

The Bell Gardens Building Code, adopted by reference in BGMC Section 6.04.010, is amended by modifying subsection 2 of Section 106.3 (work exempted) of the 2013 California Building Code, as amended by 2014 County of Los Angeles Building Code (Title 26), to read as follows:

2. Fences not over 2 feet (610 mm) in height.

SECTION 7. Section .060 of Chapter 6.04 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.04.060 Section 1803 Modified - Soil Classification.

The Bell Gardens Building Code, adopted by reference in BGMC Section 6.04.010, is amended by modifying section 1803 of the 2013 California Building Code by adding Sections 1803.8 and 1803.9 to read as follows:

1803.8 Compressible Soils. (Hydroconsolidation). All structures shall have foundation systems constructed in accordance with the recommendation(s) found in a soils report, which shall be prepared, stamped, and signed by a California licensed soils engineer or geologist (licensed professional). All borings or test excavations shall terminate 12 feet or more below the ground surface at each boring or test excavation. A soils report shall be required for any addition which exceeds 3,000 square feet or exceeds 50% of the area of the original structure, except as provided in Section 1803.9.

Exception: Soils reports shall not be required for Group U Occupancies.

The soils report shall state that the licensed professional has reviewed the site, laboratory findings and analyses and that to the best of his/her professional knowledge and expertise, there should be no significant hydroconsolidation or subsidence, provided all of his/her recommendations are incorporated in the design and construction.

1803.9 Residential Building Foundation. All Group R-3 buildings or additions to Group R-3 buildings which exceed 500 square feet or exceed 50% of the area of the original building shall have foundation systems constructed based on the soils report and the licensed professional's recommendation as shown above or additions to Group R-3 buildings which do not exceed 500 square feet or do not exceed 50 percent of the area of the original building, their foundations and floor slabs shall comply with the following requirements:

1. Depth of foundations below the natural and finish grades shall be not less than 24 inches for all exterior wall footings and interior bearing wall foundations.

2. Exterior walls and interior bearing walls shall be supported on continuous foundations of concrete with a compressive strength of not less than 2500 psi.

3. Foundations for exterior walls and interior bearing walls shall be tied to the floor slabs by reinforcing bars having a diameter of not less than 3/8 inch and spaced at intervals not exceeding 24 inches on center. The reinforcing bars shall extend at least 40 bar diameters into the footings and the slab.

4. Foundations shall be reinforced with a minimum of 2 continuous 1/2 inch diameter deformed reinforcing bars placed within 4 inches of the top of the footing and a

minimum of 2 continuous 1/2 inch diameter deformed reinforcing bars placed within 4 inches of the bottom of the footing so as to act as grade beams.

5. Concrete floor slabs on grade shall be monolithically cast with the foundation on a 4 inch fill of coarse aggregate or on a moisture barrier membrane. The slabs shall be at least 3 1/2 inches thick and shall be reinforced with deformed reinforcing bars having a diameter of not less than 3/8 inch and spaced at intervals not exceeding 18 inches each way. If floor slabs are not cast monolithically, a structural or civil engineer or architect shall provide calculations and details of the proposed connection between the slab and the footing. Structural calculations and details shall be stamped and signed by the licensed professional.

6. The soil below all concrete shall be saturated with moisture to a depth of 48 inches prior to casting the concrete. The saturation shall extend at least 10 feet beyond the perimeter foundation or footings. (NOTE: This results in saturation of 24" below bottom of footing). The owner, a State of California licensed general contractor, or a State of California licensed soils engineer or geologist, shall provide written acknowledgement that the saturation requirement is met prior to approval for placement of concrete. The owner or general contractor shall provide a notarized acknowledgement, or the licensed professional shall stamp and sign his/her acknowledgement.

7. Where raised wood floors are constructed in lieu of concrete slabs on grade, positive connections of the floor framing to the perimeter concrete footings which will tie the floor integrally with the foundations shall be made. Details of such connections must be in compliance with Section 2308 or must be prepared by a State of California licensed civil or structural engineer or architect, and shall be submitted for review and approval.

SECTION 8. The Table of Contents of Chapter 6.08, Mechanical Code, of the BGMC is hereby replaced in its entirety and superseded by the following:

**CHAPTER 6.08
MECHANICAL CODE**

Sections:

- 6.08.010 Adoption of the 2013 California Mechanical Code, as amended by 2014 County of Los Angeles Mechanical Code (Title 29).**
- 6.08.020 Definitions.**
- 6.08.030 Mechanical Code Fees. 6.08.040 Penalty.**

SECTION 9. Section .010 of Chapter 6.08 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.08.010 Adoption of the 2013 California Mechanical Code, as amended by 2014 County of Los Angeles Mechanical Code (Title 29).

A. The 2013 California Mechanical Code, as amended by 2014 County of Los Angeles Mechanical Code (Title 29), which regulates and controls the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of heating, venting, cooling, refrigeration systems, or other miscellaneous heat producing appliances in the City, provides for the issuance of permits and collection of fees therefor and provides for penalties for the violation thereof with certain changes and amendments thereto is hereby adopted by reference, and all conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions, and amendments thereto as set forth in this section.

SECTION 10. Section .040 of Chapter 6.08 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.08.040 Penalty.

Every person violating any provision of the 2013 California Mechanical Code, as amended by 2014 County of Los Angeles Mechanical Code (Title 29) and appendices, adopted by reference by BGMC Section 6.08.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 11. Section .050 of Chapter 6.08 of the BGMC is hereby deleted in its entirety.

SECTION 12. The Table of Contents of Chapter 6.12, Plumbing Code, of the BGMC is hereby replaced in its entirety and superseded by the following:

**CHAPTER 6.12
PLUMBING CODE**

Sections:

- | | |
|-----------------|---|
| 6.12.010 | Adoption of the 2013 California Plumbing Code, as amended by County of Los Angeles Plumbing Code (Title 28). |
| 6.12.020 | Definitions. |
| 6.12.030 | Plumbing Code Fees. |
| 6.12.040 | Penalty. |

SECTION 13. Section .010 of Chapter 6.12 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.12.010 Adoption of the 2013 California Plumbing Code, as amended by County of Los Angeles Plumbing Code (Title 28).

A. The 2013 California Plumbing Code, as amended by County of Los Angeles Plumbing Code (Title 28), which provides minimum requirements and standards for the protection of the public health, safety and welfare by regulating the installation or alteration of plumbing and drainage materials, venting, wastes, traps, interceptors, water systems, sewers, gas piping, water heaters and other related products and workmanship in the City, provides for the issuance of permits and collection of fees therefor, and provides for penalties for the violations thereof, with certain changes and amendments thereto, is hereby adopted by reference and conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions, and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions, and amendments thereto as set forth in this section.

SECTION 14. Section .020 of Chapter 6.12 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.12.020 Definitions.

Whenever any of the following names or terms are used in the plumbing code, adopted by reference in BGMC Section 6.12.010, each such name or term shall be deemed and construed to have the meaning ascribed to it in this section as follows:

"Administrative authority," "chief plumbing inspector" or "plumbing inspector" shall mean the building official of the city of Bell Gardens.

"Board of examiners of plumbers, and gas fitters" or "board of examiners" shall mean the board of examiners of plumbers, and gas fitters of the county of Los Angeles, established by Section 105.3 of County of Los Angeles Plumbing Code (Title 28).

"City" shall mean the city of Bell Gardens.

"County," "county of Los Angeles" or "unincorporated areas of the county of Los Angeles" shall mean the city of Bell Gardens.

"Gas fitting contractor," "journeyman gas fitter," "journeyman plumber" or "plumber contractor" shall mean a person holding a valid certificate of registration issued by the county of Los Angeles as set forth in Section 105 of the County of Los Angeles Plumbing Code (Title 28), or a person otherwise determined to be qualified by the building official.

SECTION 15. Section .040 of Chapter 6.12 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.12.040 Penalty.

Every person violating any provision of the 2013 California Plumbing Code, as amended by County of Los Angeles Plumbing Code (Title 28) and appendices, adopted by reference by BGMC Section 6.12.010, or any permit or license granted thereunder or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 16. Section .050 of Chapter 6.12 of the BGMC is hereby deleted in its entirety.

SECTION 17. Section .060 of Chapter 6.12 of the BGMC is hereby deleted in its entirety.

SECTION 18. The Table of Contents of Chapter 6.14, Residential Code, of the BGMC is hereby replaced in its entirety and superseded by the following:

**CHAPTER 6.14
RESIDENTIAL CODE**

Sections:

- 6.14.010** Adoption of the 2013 California Residential Code, as amended by County of Los Angeles Residential Code (Title 30).
- 6.14.020** Definitions.
- 6.14.030** Residential Code Fees.
- 6.14.040** Penalty.

SECTION 19. Section .010 of Chapter 6.14 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.14.010 Adoption of the 2013 California Residential Code, as amended by County of Los Angeles Residential Code (Title 30).

A. The 2013 California Residential Code, as amended by County of Los Angeles Residential Code (Title 30), which provides minimum requirements and standards for the protection of the public health, safety and welfare by regulating the design, construction, installation, quality of materials, use, occupancy, location, and maintenance of all buildings, structures, grading, and certain equipment as specifically set forth therein, and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this section.

SECTION 20. Section .040 of Chapter 6.14 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.14.040 Penalty.

Every person violating any provision of the 2013 California Residential Code, as amended by County of Los Angeles Residential Code (Title 30) and appendices, adopted by reference by BGMC Section 6.14.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 21. The Table of Contents of Chapter 6.16, Electrical Code, of the BGMC is hereby replaced in its entirety and superseded by the following:

**CHAPTER 6.16
ELECTRICAL CODE**

Sections:

- 6.16.010** Adoption of the 2013 California Electrical Code, as amended by County of Los Angeles Electrical Code (Title 27).
- 6.16.020** Definitions.
- 6.16.030** Electrical Code Fees.
- 6.14.040** Penalty.

SECTION 22. Section .010 of Chapter 6.16 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.16.010 Adoption of the 2013 California Electrical Code, as amended by County of Los Angeles Electrical Code (Title 27).

A. The 2013 California Electrical Code, as amended by County of Los Angeles Electrical Code (Title 27), which provides minimum requirements and standards for the protection of the public health, safety and welfare by regulating the installation or alteration of electrical wiring, equipment, materials, and workmanship in the City, provides for the issuance of permits and collection of fees therefor and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this section.

SECTION 23. Section .040 of Chapter 6.16 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.16.040 Penalty.

Every person violating any provision of the 2013 California Electrical Code, as amended by County of Los Angeles Electrical Code (Title 26) and appendices, adopted by reference by BGMC Section 6.16.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 24. Section .050 of Chapter 6.16 of the BGMC is hereby deleted in its entirety.

SECTION 25. The Table of Contents of Chapter 6.18, Green Building Standards Code, of the BGMC is hereby replaced in its entirety and superseded by the following:

**CHAPTER 6.18
GREEN BUILDING STANDARDS CODE**

Sections:

- 6.18.010** Adoption of the 2013 California Green Building Standards Code, as amended by County of Los Angeles Green Building Standards Code (Title 31).
- 6.18.020** Definitions.
- 6.18.030** Green Building Code Fees.
- 6.14.040** Penalty.

SECTION 26. Section .010 of Chapter 6.18 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.18.010 Adoption of the 2013 California Green Building Standards Code, as amended by County of Los Angeles Green Building Standards Code (Title 31).

A. The 2013 California Green Building Standards Code, as amended by County of Los Angeles Green Building Standards Code (Title 31), which provides minimum requirements

and standards for the protection of the public health, safety and welfare by enhancing the design and construction of buildings through the use of building concepts having a reduced negative impact, or positive environmental impact, and encouraging sustainable construction practices in planning and design, energy efficiency, water efficiency and conservation, material conservation and resource efficiency, and environmental air quality as specifically set forth therein, and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this section.

SECTION 27. Section .040 of Chapter 6.18 of the BGMC is hereby replaced in its entirety and superseded by the following:

6.18.040 Penalty.

Every person violating any provision of the 2013 California Green Building Code, as amended by County of Los Angeles Green Building Code (Title 31) and appendices, adopted by reference by BGMC Section 6.18.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 28. The Table of Contents of Chapter 16.44, Fire Code, of the BGMC is hereby replaced in its entirety and superseded by the following:

**CHAPTER 16.44
FIRE CODE**

Sections:

- 16.44.010 Adoption of the 2013 California Fire Code, as amended by County of Los Angeles Fire Code (Title 32).**
- 16.44.020 Definitions.**
- 16.44.030 Enforcement.**
- 16.44.010 Penalty.**

SECTION 29. Section .010 of Chapter 16.44 of the BGMC is hereby replaced in its entirety and superseded by the following:

16.44.010 Adoption of the 2013 California Fire Code, as amended by County of Los Angeles Fire Code (Title 32).

A. The 2013 California Fire Code, as amended by County of Los Angeles Fire Code (Title 32), which provides minimum requirements and standards governing the creation and maintenance of conditions dangerous to life and property due to hazards of fire and explosions as specifically set forth therein, and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this section.

SECTION 30. Section .040 of Chapter 16.44 of the BGMC is hereby replaced in its entirety and superseded by the following:

16.44.040 Penalty.

Every person violating any provision of the 2013 California Fire Code, as amended by Title County of Los Angeles Fire Code (Title 32) and appendices, adopted by reference by BGMC Section 16.44.010, or of any permit or license granted thereunder, or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 31. Chapter 6.28 of the BGMC is added as follows:

**CHAPTER 6.28
ENERGY CODE**

Sections:

- | | |
|-----------------|---|
| 6.28.010 | Adoption of the 2013 California Energy Code. |
| 6.28.020 | Energy Code Fees. |
| 6.28.030 | Penalty. |

6.28.010 Adoption of the 2013 California Energy Code.

A. The 2013 California Energy Code, which provides energy standards within the City as specifically set forth therein, and provides penalties for the violations thereof, with all changes and amendments thereto, is hereby adopted by reference and all conflicting ordinances are hereby repealed.

B. All of the regulations, provisions, conditions and terms of said codes, together with their appendices, one copy of which will be on file and accessible to the public for inspection at the City Clerk's office, are hereby referred to, adopted and made part of this chapter as if

fully set forth in this chapter with the exceptions, deletions, additions and amendments thereto as set forth in this section.

6.28.020 Energy Code Fees.

Notwithstanding the provisions of this chapter, fees for plan check, inspection and other miscellaneous services shall be based on the most current fee set forth by resolution of the City Council.

6.28.030 Penalty.

Every person violating any provision of the 2013 California Energy Code and appendices, adopted by reference by BGMC Section 6.28.010, or any permit or license granted thereunder or any rules or regulations promulgated pursuant thereto, is guilty of a misdemeanor unless reduced to an infraction pursuant to BGMC Chapter 1.12. Upon conviction thereof he or she shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months, or by both such fine and imprisonment. The imposition of such penalty for any violation shall not excuse the violation or permit it to continue. Each day that a violation occurs shall constitute a separate offense.

SECTION 32. All previously adopted local amendments shall remain in full force and effect.

SECTION 33. SEVERABILITY.

If any part of this Ordinance, or its application to any person or circumstance, is held to be invalid, the remainder of the ordinance, including the application or provision to other persons or circumstances, shall be not be affected and shall continue in full force and effect. To this end, the provisions of this ordinance are severable.

SECTION 34. PUBLICATION.

The City Clerk shall certify to the adoption of this Ordinance and cause the same to be published in the manner prescribed by law.

PASSED AND ADOPTED this 13th day of April, 2015.

THE CITY OF BELL GARDENS



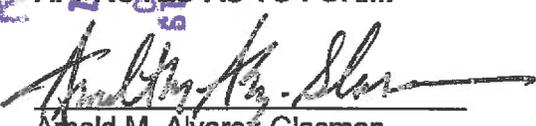
Jennifer Rodriguez, Mayor

ATTEST:



Evangelina Hernandez
Acting City Clerk

APPROVED AS TO FORM:



Arnold M. Alvarez-Glasman
City Attorney

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7:55 APR 27 P 2:21
CALIFORNIA BUILDING
STANDARDS COMMISSION

I, EVANGELINA HERNANDEZ, Acting City Clerk of the City of Bell Gardens, hereby CERTIFY that **Ordinance No. 865** was introduced and placed upon its first reading at a regular meeting of the Bell Gardens City Council held March 23, 2015 and that thereafter said Ordinance was duly adopted at a regular meeting of the City Council held April 13, 2015, and was approved and passed by the following vote:

AYES: Council Members Flores, Mendoza, Pulido, Mayor Pro Tem Aceituno,
Mayor Rodriguez

NOES: None

ABSTAIN: None

ABSENT: None



Evangelina Hernandez
Acting City Clerk

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2015 APR 27 P 2 21
CALIFORNIA BURLINGAME
STANDARDS COMMISSION