

STATE OF CALIFORNIA
STATE AND CONSUMER SERVICES AGENCY
CALIFORNIA BUILDING STANDARDS COMMISSION
2525 NATOMAS PARK DR., SUITE 130
SACRAMENTO, CA 95833
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Office Use Item No. BSC 05/12

PARTICIPATION COMMENTS FOR THE NOTICE DATED OCTOBER 23, 2012
Written comments are to be sent to the above address.

WRITTEN COMMENT DEADLINE: NOVEMBER 6, 2012

Date: 11/02/12

From: Enrique Rodriguez

Name (Print or type)



(Signature)

CALIFORNIA BUILDING STANDARDS COMMISSION

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

2525 NATOMAS PARK DR., SUITE 130 SACRAMENTO, CA 95833

Street

City

State

Zip

We (**do not**) agree with:

The Agency proposed modifications As Submitted on Section No. **CPC 202 & 1702.9.3**

and request that this section or reference provision be recommended:

Approved Disapproved Held for Further Study Approved as Amended

Suggested Revisions to the Text of the Regulations:

~~**Rainwater Catchment System** A facility designed to capture, retain, and store rainwater flowing off a building, parking lot, or any other manmade impervious surface rooftop for subsequent onsite use. Rainwater catchment system is also known as "Rainwater Harvesting System" or "Rainwater Capture System."~~

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~~**1702.9.3 Collection Surfaces.** Rainwater shall be collected from roof surfaces, or other manmade, above-ground impervious collection surfaces. Rainwater collected from surface water runoff, vehicular parking surfaces or manmade surfaces at or below grade shall comply with the water quality requirements for on-site treated nonpotable gray water in Section 1604.0.~~

~~**Exception:** Collected rainwater or storm water used exclusively for subsurface landscape irrigation.~~

~~**1702.9.3 Collection Surfaces.** Rainwater shall be collected only from building roof surfaces.~~

1702.9.3 Collection Surfaces. Rainwater shall be collected from roof surfaces, or other manmade, above-ground impervious collection surfaces. Rainwater collected from surface water runoff, vehicular parking surfaces or manmade surfaces at or below grade shall comply with the water quality requirements for on-site treated nonpotable gray water in Section 1604.0.

Exception: Collected rainwater or storm water used exclusively for subsurface landscape irrigation.

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

BSC proposed changes to Chapter 2, Section 220, the definition for "Rainwater Catchment Systems" and Chapter 17, Section 1702.9.3, "Collection Surfaces". As discussed in the rationale submitted with the proposed 15 day revisions, our understanding was that these revisions were necessary to remain consistent with recent legislation which amended the Water Code. After further review we have determined the language BSC proposed for these sections during the 45 day comment period is accurate and does not require modification.

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.
 - (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.