#### **BOARD of SUPERVISORS**



City Hall
1 Dr. Carlton B. Goodlett Place
Room 244
San Francisco, CA 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

November 30, 2022

SENT CERTIFIED MAIL (Return Receipt Requested)

California Building Standards Commission State of California 2525 Natomas Park Drive, Suite 130 Sacramento, CA 95833

SUBJECT: Repeal of Existing 2019 Code and Enactment of 2022 Code

To Whom It May Concern:

Pursuant to California Health & Safety Code, Section 17958.7, enclosed please find a certified copy of the following legislation, which was finally passed by the Board of Supervisors of the City and County of San Francisco, and approved by the Mayor, on the dates specified below:

- ➢ Ordinance No. 225-22 (File No. 220940) Ordinance repealing the 2019 Building Code in its entirety and enacting a 2022 Building Code consisting of the 2022 California Building Code and the 2022 California Residential Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law. (Board of Supervisors Finally Passed on November 1, 2022) (Mayor Approved on November 10, 2022)
- ➢ Ordinance No. 226-22 (File No. 220941) Ordinance repealing the 2019 Existing Building Code in its entirety and enacting a 2022 Existing Building Code consisting of the 2022 California Existing Building Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law. (Board of Supervisors Finally Passed on November 1, 2022) (Mayor Approved on November 10, 2022)
- ➤ Ordinance No. 227-22 (File No. 220942) Ordinance repealing the 2019 Green Building Code in its entirety and enacting a 2022 Green Building Code consisting of the 2022 California Green Building Standards Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Board of Supervisors Finally Passed on November 1, 2022) (Mayor Approved on November 10, 2022)

- ▶ Ordinance No. 228-22 (File No. 220943) Ordinance repealing the 2019 Mechanical Code in its entirety and enacting a 2022 Mechanical Code consisting of the 2022 California Mechanical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.
  (Board of Supervisors Finally Passed on November 1, 2022) (Mayor Approved on November 10, 2022)
- ➢ Ordinance No. 229-22 (File No. 220944) Ordinance repealing the 2019 Electrical Code in its entirety and enacting a 2022 Electrical Code consisting of the 2022 California Electrical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.
  (Board of Supervisors Finally Passed on November 1, 2022) (Mayor Approved on November 10, 2022)
- ➢ Ordinance No. 230-22 (File No. 220945) Ordinance repealing the 2019 Plumbing Code in its entirety and enacting a 2022 Plumbing Code consisting of the 2022 California Plumbing Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.
  (Board of Supervisors Finally Passed on November 1, 2022) (Mayor Approved on November 10, 2022)

If you have any questions or require additional information, please contact Erica Major, Assistant Clerk, at (415) 554-4441 or email Erica.Major@sfgov.org.

Sincerely,

Angela Calvillo
Clerk of the Board

EM:JEC

NOTE:

2

5

6

8

9

10

11

12

13

14

15

16

17 18

19

20 21

22

23

24 25 Ordinance repealing the 2019 Building Code in its entirety and enacting a 2022 Building Code consisting of the 2022 California Building Code and the 2022 California Residential Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law.

[Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]

Unchanged Code text and uncodified text are in plain Arial font.

Additions to Codes are in single-underline italics Times New Roman font.

Deletions to Codes are in strikethrough italics Times New Roman font.

Board amendment additions are in double-underlined Arial font.

Board amendment deletions are in strikethrough Arial font.

Asterisks (\* \* \* \*) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Environmental Findings. The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 220940 and is incorporated herein by reference. The Board affirms this determination.

Section 2. General Findings.

(a) The California Building Standards Code is contained in Title 24 of the California Code of Regulations. It consists of 12 Parts, which are based upon model codes that are

amended by the State agencies with jurisdiction over the subject matter. The California Building Code is Part 2 of Title 24 of the California Code of Regulations; the California Residential Code is Part 2.5. The 2022 California Building Code and 2022 California Residential Code will go into effect throughout California on January 1, 2023.

- (b) The State of California adopts a new California Building Standards Code every three years ("triennial CBSC") with supplemental amendments published in intervening years. The triennial CBSC goes into effect throughout the State of California 180 days after its publication by the California Building Standards Commission or at a later date established by the Commission. The 2022 triennial CBSC will go into effect on January 1, 2023.
- (c) Local jurisdictions must enforce the California Building Standards Code but they may also enact more restrictive building standards that are reasonably necessary because of local climate, geologic, or topographical conditions. Local amendments may be made both to a triennial CBSC and also to its individual Parts during the intervening years; however, local amendments previously adopted are not automatically applicable to a triennial CBSC. Rather, they must be re-enacted with the required findings of local climate, geologic, or topographical conditions, expressly made applicable to the new triennial CBSC, and with an operative date no earlier than the effective date of the new State Code.
- (d) As in past triennial CBSC adoption cycles, by this ordinance the Board of Supervisors repeals the 2019 San Francisco Building Code in its entirety, enacts the 2022 San Francisco Building Code, and re-enacts the existing local amendments to make them applicable to the 2022 California Building and Residential Codes.
- (e) Pursuant to Charter Section D3.750-5, the Building Inspection Commission considered and approved San Francisco's amendments to the 2022 California Building Code at a duly noticed public hearing that was held on August 17, 2022.

- (a) California Health and Safety Code Sections 17958.7 and 18941.5 provide that before making any changes or modifications to the California Building Code and any other applicable provisions published by the California Building Standards Commission, the local governing body must make an express finding that each such change or modification is reasonably necessary because of specified local conditions. The local amendments together with the required findings must be filed with the California Building Standards Commission before the local changes or modifications can go into effect.
- (b) The City and County of San Francisco is unique among California communities with respect to local climate, geologic, topographical, and other conditions. A specific list of findings that support San Francisco's modifications to the 2022 California Building Code and the 2022 California Residential Code, with a section-by-section correlation of each modification with a specific numbered finding, are contained in Exhibit A entitled "Standard Findings for San Francisco Building Standards Code Amendments."
- (c) Pursuant to California Health and Safety Code Sections 17958.7 and 18941.5, the Board of Supervisors finds and determines that the local conditions described in Exhibit A constitute a general summary of the most significant local conditions giving rise to the need for modification of the 2022 California Building Code and 2022 California Residential Code provisions published by the California Building Standards Commission. The Board of Supervisors further finds and determines that the proposed modifications are reasonably necessary based upon the local conditions set forth in Exhibit A.

Section 4. Repeal of the 2019 San Francisco Building Code and Enactment of the 2022 San Francisco Building Code.

- (a) The 2019 San Francisco Building Code is hereby repealed in its entirety. The San Francisco Building Code being repealed was enacted on November 21, 2019, by Ordinance No. 264-19, with an operative date of January 1, 2020. It was amended by Ordinance Nos. 60-20, 92-20, 237-20, 31-21, 40-21, 204-21, and 71-22. These ordinances are available on the Board of Supervisors website and in the Office of the Clerk of the Board of Supervisors.
- (b) The 2022 San Francisco Building Code is hereby enacted. It consists of (1) the 2022 California Building Code, (2) the 2022 California Residential Code, and (3) San Francisco's existing local amendments to those 2022 California Codes, which are re-enacted and expressly made applicable to said codes. Copies of the 2022 California Building Code, the 2022 California Residential Code, and the stand-alone San Francisco amendments to those 2022 California Codes are declared to be part of Board File No. 220940 and are incorporated into this ordinance by reference as though fully set forth. Existing San Francisco amendments that are being made applicable to those 2022 California Codes are shown in unformatted ("plain") text and may include bold and/or italicized type; new San Francisco amendments are underlined; and deleted San Francisco amendments are in strikeout text.

Section 5. Continuance of Actions Under Prior Code. Nothing contained in this ordinance shall be construed as abating any action now pending under or by virtue of any ordinance of the City and County of San Francisco hereby repealed, nor shall this ordinance be construed as discontinuing, abating, modifying, or altering any penalties accruing, or to accrue, or as waiving any right of the City under any such ordinance.

Section 6. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the

remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, or phrase of this ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 7. Effective and Operative Dates. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance. This ordinance shall take effect and be in full force on and after either January 1, 2023 or its effective date if the effective date is later.

Section 8. Directions to Clerk. Upon enactment of this ordinance, the Clerk of the Board of Supervisors is hereby directed to transmit to the California Building Standards Commission pursuant to the applicable provisions of State law 1) this ordinance, 2) the Exhibit A attachment, and 3) the San Francisco modifications to the 2022 California Building Code and the 2022 California Residential Code.

20 APPROVED AS TO FORM: DAVID CHIU, City Attorney

By:

/s/ Robb Kapla ROBB KAPLA Deputy City Attorney

n:\legana\as2022\2300006\01625839.docx



## City and County of San Francisco Tails Ordinance

City Hall 1 Dr Carlton B. Goodlett Place San Francisco, CA 94102-4689

File Number:

220940

Date Passed: November 01, 2022

Ordinance repealing the 2019 Building Code in its entirety and enacting a 2022 Building Code consisting of the 2022 California Building Code and the 2022 California Residential Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law.

October 17, 2022 Land Use and Transportation Committee - RECOMMENDED

October 25, 2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

November 01, 2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220940

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 11/1/2022 by the Board of Supervisors of the City and County of San Francisco.

London N. Breed Mayor

**Date Approved** 

Angela Calvillo Clerk of the Board



# City and County of San Francisco Certified Copy

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

#### Ordinance

### 220940 [Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code ]

Ordinance repealing the 2019 Building Code in its entirety and enacting a 2022 Building Code consisting of the 2022 California Building Code and the 2022 California Residential Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)

10/25/2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/1/2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/10/2022 Mayor - APPROVED

STATE OF CALIFORNIA CITY AND COUNTY OF SAN FRANCISCO CLERK'S CERTIFICATE

I do hereby certify that the foregoing Ordinance is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the offical seal of the City and County of San Francisco.

December 01, 2022

Date

Angela Calvillo

Clerk of the Board



NOTE:

2

...

7

9

10

11 12

13

14 15

16

17 18

19

20 21

22

23

24 25 Ordinance repealing the 2019 Existing Building Code in its entirety and enacting a 2022 Existing Building Code consisting of the 2022 California Existing Building Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the

[Existing Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]

Unchanged Code text and uncodified text are in plain Arial font.

Additions to Codes are in single-underline italics Times New Roman font.

Deletions to Codes are in strikethrough italies Times New Roman font.

Board amendment additions are in double-underlined Arial font.

Board amendment deletions are in strikethrough Arial font.

Asterisks (\* \* \* \*) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

California Building Standards Commission as required by State law.

Section 1. Environmental Findings. The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 220941 and is incorporated herein by reference. The Board affirms this determination.

Section 2. General Findings.

(a) The California Building Standards Code is contained in Title 24 of the California Code of Regulations. It consists of 12 Parts, which are based upon model codes that are amended by the State agencies with jurisdiction over the subject matter. The California Existing Building Code is Part 10 of Title 24 of the California Code of Regulations.

10

14 15

13

16 17

19 20

18

21 22

23 24

25

- (b) The State of California adopts a new California Building Standards Code every three years ("triennial CBSC") with supplemental amendments published in intervening years. The triennial CBSC goes into effect throughout the State of California 180 days after its publication by the California Building Standards Commission or at a later date established by the Commission. The 2022 triennial CBSC will go into effect on January 1, 2023.
- (c) Local jurisdictions must enforce the California Building Standards Code but they may also enact more restrictive building standards that are reasonably necessary because of local climate, geologic, or topographical conditions. Local amendments may be made both to a triennial CBSC and to its individual Parts during the intervening years; however, local amendments previously adopted are not automatically applicable to a triennial CBSC. Rather, they must be re-enacted with the required findings of local climate, geologic, or topographical conditions, expressly made applicable to the new triennial CBSC, and with an operative date no earlier than the effective date of the new State Code.
- (d) As in past triennial CBSC adoption cycles, by this ordinance the Board of Supervisors repeals the 2019 San Francisco Existing Building Code in its entirety, enacts the 2022 San Francisco Existing Building Code, and re-enacts the existing local amendments to make them applicable to the 2022 California Existing Building Code.
- (e) Pursuant to Charter Section D3.750-5, the Building Inspection Commission considered and approved San Francisco's amendments to the 2022 California Existing Building Code at a duly noticed public hearing that was held on August 17, 2022.

Section 3. Findings Regarding Local Conditions.

(a) California Health and Safety Code Sections 17958.7 and 18941.5 provide that before making any changes or modifications to the California Existing Building Code and any other applicable provisions published by the California Building Standards Commission, the

local governing body must make an express finding that each such change or modification is reasonably necessary because of specified local conditions. The local amendments together with the required findings must be filed with the California Building Standards Commission before the local changes or modifications can go into effect.

- (b) The City and County of San Francisco is unique among California communities with respect to local climate, geologic, topographical, and other conditions. A specific list of findings that support San Francisco's modifications to the 2022 California Existing Building Code, with a section-by-section correlation of each modification with a specific numbered finding, are contained in Exhibit A entitled "Standard Findings for San Francisco Building Standards Code Amendments."
- (c) Pursuant to California Health and Safety Code Sections 17958.7 and 18941.5, the Board of Supervisors finds and determines that the local conditions described in Exhibit A constitute a general summary of the most significant local conditions giving rise to the need for modification of the 2022 California Existing Building Code provisions published by the California Building Standards Commission. The Board of Supervisors further finds and determines that the proposed modifications are reasonably necessary based upon the local conditions set forth in Exhibit A.
- Section 4. Repeal of the 2019 San Francisco Existing Building Code and Enactment of the 2022 San Francisco Existing Building Code.
- (a) The 2019 San Francisco Existing Building Code is hereby repealed in its entirety. The San Francisco Existing Building Code being repealed was enacted by Ordinance No. 265-19 on November 21, 2019, with an operative date of January 1, 2020. It was amended by Ordinance Nos. 183-20 and 77-21. These ordinances are available on the Board of Supervisors' website and in the Office of the Clerk of the Board of Supervisors.

 (b) The 2022 San Francisco Existing Building Code is hereby enacted. It consists of the 2022 California Existing Building Code and San Francisco's existing local amendments, which are re-enacted and expressly made applicable to the 2022 California Existing Building Code. Copies of the 2022 California Existing Building Code and the stand-alone San Francisco amendments are declared to be part of Board File No. 220941 and are incorporated into this ordinance by reference as though fully set forth. Existing San Francisco amendments that are being made applicable to the 2022 California Existing Building Code are shown in unformatted ("plain") text and may include bold and/or italicized formatting; new San Francisco amendments are underlined; and deleted San Francisco amendments are in strikeout text.

Section 5. Continuance of Actions Under Prior Code. Nothing contained in this ordinance shall be construed as abating any action now pending under or by virtue of any ordinance of the City and County of San Francisco hereby repealed, nor shall this ordinance be construed as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any such ordinance.

Section 6. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, or phrase of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 7. Effective and Operative Dates. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance. This ordinance shall take effect and be in full force on and after either January 1, 2023 or its effective date if the effective date is later.

Section 8. Directions to Clerk. Upon enactment of this ordinance, the Clerk of the Board of Supervisors is hereby directed to transmit to the California Building Standards Commission pursuant to the applicable provisions of State law 1) this ordinance, 2) the Exhibit A attachment, and 3) the San Francisco amendments to the 2022 California Existing Building Code.

APPROVED AS TO FORM: DAVID CHIU, City Attorney

By: /s/ Robb Kapla ROBB KAPLA Deputy City Attorney

n:\legana\as2022\2300008\01625847.docx



### City and County of San Francisco Tails

## Ordinance

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

File Number:

220941

Date Passed: November 01, 2022

Ordinance repealing the 2019 Existing Building Code in its entirety and enacting a 2022 Existing Building Code consisting of the 2022 California Existing Building Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law.

October 17, 2022 Land Use and Transportation Committee - RECOMMENDED

October 25, 2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

November 01, 2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220941

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 11/1/2022 by the Board of Supervisors of the City and County of San Francisco.

> Angela Calvillo Clerk of the Board

London N. Breed

Mayor

**Date Approved** 



# City and County of San Francisco Certified Copy

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

#### Ordinance

# 220941 [Existing Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code ]

Ordinance repealing the 2019 Existing Building Code in its entirety and enacting a 2022 Existing Building Code consisting of the 2022 California Existing Building Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)

10/25/2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/1/2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/10/2022 Mayor - APPROVED

STATE OF CALIFORNIA CITY AND COUNTY OF SAN FRANCISCO CLERK'S CERTIFICATE

I do hereby certify that the foregoing Ordinance is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the offical seal of the City and County of San Francisco.

December 01, 2022

Date

Angela Calvillo

Clerk of the Board



NOTE:

 Ordinance repealing the 2019 Green Building Code in its entirety and enacting a 2022 Green Building Code consisting of the 2022 California Green Building Standards Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

[Green Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]

Unchanged Code text and uncodified text are in plain Arial font.

Additions to Codes are in single-underline italics Times New Roman font.

Deletions to Codes are in strikethrough italics Times New Roman font.

Board amendment additions are in double-underlined Arial font.

Board amendment deletions are in strikethrough Arial font.

Asterisks (\* \* \* \*) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Environmental Findings. The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 220942 and is incorporated herein by reference. The Board affirms this determination.

Section 2. General Findings.

(a) The California Building Standards Code is contained in Title 24 of the California Code of Regulations. It consists of 12 Parts, which are based upon model codes that are amended by the State agencies with jurisdiction over the subject matter. The California Green Building Standards Code is Part 11 of Title 24 of the California Code of Regulations.

17

18

19

20

21

22

23

24

25

- (b) The State of California adopts a new California Building Standards Code every three years ("triennial CBSC") with supplemental amendments published in intervening years. The triennial CBSC goes into effect throughout the State of California 180 days after its publication by the California Building Standards Commission or at a later date established by the Commission. The 2022 triennial CBSC will go into effect on January 1, 2023.
- (c) Local jurisdictions must enforce the California Building Standards Code but they may also enact more restrictive building standards that are reasonably necessary because of local climate, geologic, or topographical conditions. Local amendments may be made both to a triennial CBSC and also to its individual Parts during the intervening years; however, local amendments previously adopted are not automatically applicable to a triennial CBSC. Rather, they must be re-enacted with the required findings of local climate, geologic, or topographical conditions, expressly made applicable to the new triennial CBSC, and with an operative date no earlier than the effective date of the new State Code.
- (d) As in past triennial CBSC adoption cycles, by this ordinance the Board of Supervisors repeals the 2019 San Francisco Green Building Code in its entirety, enacts the 2022 San Francisco Green Building Code, and re-enacts the existing local amendments to make them applicable to the 2022 California Green Building Standards Code.
- (e) Pursuant to Charter Section D3.750-5, the Building Inspection Commission considered and approved San Francisco's amendments to the 2022 California Green Building Standards Code at a duly noticed public hearing that was held on August 17, 2022.

### Section 3. Findings Regarding Local Conditions.

(a) California Health and Safety Code Sections 17958.7 and 18941.5 provide that before making any changes or modifications to the California Green Building Code and any other applicable provisions published by the California Building Standards Commission, the

local governing body must make an express finding that each such change or modification is reasonably necessary because of specified local conditions. The local amendments together with the required findings must be filed with the California Building Standards Commission before the local changes or modifications can go into effect.

- (b) The City and County of San Francisco is unique among California communities with respect to local climate, geologic, topographical, and other conditions. A specific list of findings that support San Francisco's modifications to the 2022 California Green Building Standards Code, with a section-by-section correlation of each modification with a specific numbered finding, are contained in Exhibit A entitled "Standard Findings for San Francisco Building Standards Code Amendments."
- (c) Pursuant to California Health and Safety Code Sections 17958.7 and 18941.5, the Board of Supervisors finds and determines that the local conditions described in Exhibit A constitute a general summary of the most significant local conditions giving rise to the need for modification of the 2022 California Green Building Standards Code provisions published by the California Building Standards Commission. The Board of Supervisors further finds and determines that the proposed modifications are reasonably necessary based upon the local conditions set forth in Exhibit A.
- Section 4. Findings Required by California Public Resources Code and Title 24 of the California Code of Regulations.
- (a) Public Resources Code Section 25402.1(h)(2) and Section 10-106 of the California Code of Regulations, Title 24, Part 1, Locally Adopted Energy Standards, authorize a local jurisdiction to adopt and enforce more restrictive local energy standards, provided that the local jurisdiction makes a determination that the local standards are cost effective and will save more energy than the current Statewide standards and provided further that the local

jurisdiction files an application for approval with the California Energy Commission together with documentation supporting the cost-effectiveness determination. Local energy standards may take effect only after the California Energy Commission has reviewed and formally approved them.

- (b) Local energy standards previously adopted are not automatically applicable to a triennial CBSC. Rather, they must be re-enacted with a new cost-effectiveness study and determination based on the new State standards, and be re-approved by the California Energy Commission.
- (c) Based upon the findings of a cost-effectiveness study performed on the more restrictive local standards contained in the City's proposed 2022 San Francisco Green Building Code, the Board of Supervisors hereby determines that these local energy standards are cost effective and will save more energy than the standards contained in the 2022 California Green Building Standards Code. A copy of the cost-effectiveness study is on file with the Clerk of the Board of Supervisors in File No. 220942.

Section 5. Repeal of the 2019 San Francisco Green Building Code and Enactment of the 2022 San Francisco Green Building Code.

- (a) The 2019 San Francisco Green Building Code is hereby repealed in its entirety. The San Francisco Green Building Code being repealed was enacted on November 15, 2019, by Ordinance No. 262-19, with an operative date of January 1, 2020. It was amended by Ordinance No. 3-20. These ordinances are available on the Board of Supervisors' website and in the Office of the Clerk of the Board of Supervisors.
- (b) The 2022 San Francisco Green Building Code is hereby enacted. It consists of the 2022 California Green Building Standards Code and San Francisco's existing local amendments, which are re-enacted and expressly made applicable to the 2022 California

Green Building Standards Code. Copies of the 2022 California Green Building Standards

Code and the stand-alone San Francisco amendments are declared to be part of Board File

No. 220942 and are incorporated into this ordinance by reference as though fully set forth.

Existing San Francisco amendments that are being made applicable to the 2022 California

Green Building Standards Code are shown in unformatted ("plain") text and may include bold

and/or italicized type; new San Francisco amendments are underlined; and deleted San

Francisco amendments are in strikeout text.

Section 6. Continuance of Actions Under Prior Code. Nothing contained in this ordinance shall be construed as abating any action now pending under or by virtue of any ordinance of the City and County of San Francisco hereby repealed, nor shall this ordinance be construed as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any such ordinance.

Section 7. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, or phrase of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 8. Effective and Operative Dates. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance. This ordinance shall

take effect and be in full force on and after either January 1, 2023 or its effective date if the effective date is later.

Section 9. Directions to Clerk. Upon enactment of this ordinance, the Clerk of the Board of Supervisors is hereby directed to transmit to the California Building Standards Commission pursuant to the applicable provisions of State law 1) this ordinance, 2) the Exhibit A attachment, and 3) the San Francisco modifications to the 2022 California Green Building Standards Code.

APPROVED AS TO FORM: DAVID CHIU, City Attorney

By: /s/ Robb Kapla ROBB KAPLA Deputy City Attorney

n:\legana\as2022\2300009\01625850.docx



# City and County of San Francisco Tails

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

### Ordinance

File Number: 220942

Date Passed: November 01, 2022

Ordinance repealing the 2019 Green Building Code in its entirety and enacting a 2022 Green Building Code consisting of the 2022 California Green Building Standards Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

October 17, 2022 Land Use and Transportation Committee - RECOMMENDED

October 25, 2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

November 01, 2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220942

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 11/1/2022 by the Board of Supervisors of the City and County of San Francisco.

> Angela Calvillo Clerk of the Board

London N. Breed Mayor **Date Approved** 





## City and County of San Francisco Certified Copy

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

#### **Ordinance**

# 220942 [ Green Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code ]

Ordinance repealing the 2019 Green Building Code in its entirety and enacting a 2022 Green Building Code consisting of the 2022 California Green Building Standards Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)

10/25/2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/1/2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/10/2022 Mayor - APPROVED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Ordinance is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the offical seal of the City and County of San Francisco.

December 01, 2022

Date

Angela Calvillo

Clerk of the Board



NOTE:

2

4

6

8 9

10 11

12

13 14

15

16

17 18

19

20

21

22

24 25 Ordinance repealing the 2019 Mechanical Code in its entirety and enacting a 2022 Mechanical Code consisting of the 2022 California Mechanical Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

[Mechanical Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]

Unchanged Code text and uncodified text are in plain Arial font.

Additions to Codes are in single-underline italics Times New Roman font.

Deletions to Codes are in strikethrough italies Times New Roman font.

Board amendment additions are in double-underlined Arial font.

Board amendment deletions are in strikethrough Arial font.

Asterisks (\* \* \* \*) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Environmental Findings. The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 220943 and is incorporated herein by reference. The Board affirms this determination.

Section 2. General Findings.

(a) The California Building Standards Code is contained in Title 24 of the California Code of Regulations. It consists of 12 Parts, which are based upon model codes that are amended by the State agencies with jurisdiction over the subject matter. The California Mechanical Code is Part 4 of Title 24 of the California Code of Regulations.

18

- (b) The State of California adopts a new California Building Standards Code every three years (the "triennial CBSC") with supplemental amendments published in intervening years. The triennial CBSC goes into effect throughout the State of California 180 days after its publication by the California Building Standards Commission or at a later date established by the Commission. The 2022 triennial CBSC will go into effect on January 1, 2023.
- Local jurisdictions must enforce the California Building Standards Code but they (c) may also enact more restrictive building standards that are reasonably necessary because of local climate, geologic, or topographical conditions. Local amendments may be made both to a triennial CBSC and to its individual Parts during the intervening years; however, local amendments previously adopted are not automatically applicable to a triennial CBSC. Rather, they must be re-enacted with the required findings of local climate, geologic, or topographical conditions, expressly made applicable to the new triennial CBSC, and with an operative date no earlier than the effective date of the triennial CBSC.
- (d) As in past triennial CBSC adoption cycles, by this ordinance the Board of Supervisors repeals the 2019 San Francisco Mechanical Code in its entirety, enacts the 2022 San Francisco Mechanical Code, and re-enacts the existing local amendments to make them applicable to the 2022 California Mechanical Code.
- (e) Pursuant to Charter Section D3.750-5, the Building Inspection Commission considered and approved San Francisco's amendments to the 2022 California Mechanical Code at a duly noticed public hearing that was held on August 17, 2022.
  - Section 3. Findings Regarding Local Conditions.
- California Health and Safety Code Sections 17958.7 and 18941.5 provide that (a) before making any changes or modifications to the California Mechanical Code and any other applicable provisions published by the California Building Standards Commission, the local

governing body must make an express finding that each such change or modification is reasonably necessary because of specified local conditions. The local amendments together with the required findings must be filed with the California Building Standards Commission before the local changes or modifications can go into effect.

- (b) The City and County of San Francisco is unique among California communities with respect to local climate, geologic, topographical, and other conditions. A specific list of findings that support San Francisco's modifications to the 2022 California Mechanical Code, with a section-by-section correlation of each modification with a specific numbered finding, are contained in Exhibit A entitled "Standard Findings for San Francisco Building Standards Code Amendments."
- (c) Pursuant to California Health and Safety Code Sections 17958.7 and 18941.5, the Board of Supervisors finds and determines that the local conditions described in Exhibit A constitute a general summary of the most significant local conditions giving rise to the need for modification of the 2022 California Mechanical Code provisions published by the California Building Standards Commission. The Board of Supervisors further finds and determines that the proposed modifications are reasonably necessary based upon the local conditions set forth in Exhibit A.

Section 4. Repeal of the 2019 San Francisco Mechanical Code and Enactment of the 2022 San Francisco Mechanical Code.

(a) The 2019 San Francisco Mechanical Code is hereby repealed in its entirety. The San Francisco Mechanical Code being repealed was enacted on November 21, 2019, by Ordinance No. 267-19, with an operative date of January 1, 2020. This ordinance is available on the Board of Supervisors' website and in the Office of the Clerk of the Board of Supervisors.

10

13 14

15

16 17

18

19 20

21 22

23

24 25

(b) The 2022 San Francisco Mechanical Code is hereby enacted. It consists of the 2022 California Mechanical Code and San Francisco's existing local amendments, which are re-enacted and expressly made applicable to the 2022 California Mechanical Code. Copies of the 2022 California Mechanical Code and the stand-alone San Francisco amendments are declared to be part of Board File No. 220943 and are incorporated into this ordinance by reference as though fully set forth. Existing San Francisco amendments that are being made applicable to the 2022 California Mechanical Code are shown in unformatted ("plain") text and may include bold and/or italicized formatting; new San Francisco amendments are underlined; and deleted San Francisco amendments are in strikeout text.

Section 5. Continuance of Actions Under Prior Code. Nothing contained in this ordinance shall be construed as abating any action now pending under or by virtue of any ordinance of the City and County of San Francisco hereby repealed, nor shall this ordinance be construed as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any such ordinance.

Section 6. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, or phrase of this ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 7. Effective and Operative Dates. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor

returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance. This ordinance shall take effect and be in full force on and after either January 1, 2023 or its effective date if the effective date is later.

Section 8. Directions to Clerk. Upon enactment of this ordinance, the Clerk of the Board of Supervisors is hereby directed to transmit to the California Building Standards Commission pursuant to the applicable provisions of State law 1) this ordinance, 2) the Exhibit A attachment, and 3) the San Francisco amendments to the 2022 California Mechanical Code.

APPROVED AS TO FORM: DAVID CHIU, City Attorney

By: /s/ Robb Kapla ROBB KAPLA Deputy City Attorney

n:\legana\as2022\2300011\01625853.docx

Building Inspection Commission BOARD OF SUPERVISORS



# City and County of San Francisco Tails

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

Ordinance

File Number:

220943

Date Passed: November 01, 2022

Ordinance repealing the 2019 Mechanical Code in its entirety and enacting a 2022 Mechanical Code consisting of the 2022 California Mechanical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

October 17, 2022 Land Use and Transportation Committee - RECOMMENDED

October 25, 2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

November 01, 2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220943

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 11/1/2022 by the Board of Supervisors of the

City and County of San Francisco.

London N. Breed Mayor

**Date Approved** 

Angela Calvillo Clerk of the Board



# City and County of San Francisco Certified Copy

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

#### Ordinance

# 220943 [ Mechanical Code - Repeal of Existing 2019 Code and Enactment of 2022 Code 1

Ordinance repealing the 2019 Mechanical Code in its entirety and enacting a 2022 Mechanical Code consisting of the 2022 California Mechanical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)

10/25/2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/1/2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/10/2022 Mayor - APPROVED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Ordinance is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the offical seal of the City and County of San Francisco.

December 01, 2022

Date

Angela Calvillo

Clerk of the Board



NOTE:

2

3

5

7

9

11

12

13 14

15 16

17

18

19

21

22

23

24

25

Ordinance repealing the 2019 Electrical Code in its entirety and enacting a 2022 Electrical Code consisting of the 2022 California Electrical Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

[Electrical Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]

Unchanged Code text and uncodified text are in plain Arial font.

Additions to Codes are in single-underline italics Times New Roman font.

Deletions to Codes are in strikethrough italics Times New Roman font.

Board amendment additions are in double-underlined Arial font.

Board amendment deletions are in strikethrough Arial font.

Asterisks (\* \* \* \*) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Environmental Findings. The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 220944 and is incorporated herein by reference. The Board affirms this determination.

Section 2. General Findings.

(a) The California Building Standards Code is contained in Title 24 of the California Code of Regulations. It consists of 12 Parts, which are based upon model codes that are amended by the State agencies with jurisdiction over the subject matter. The California Electrical Code is Part 3 of Title 24 of the California Code of Regulations.

17

22

23

20

- (b) The State of California adopts a new California Building Standards Code every three years ("triennial CBSC") with supplemental amendments published in intervening years. The triennial CBSC goes into effect throughout the State of California 180 days after its publication by the California Building Standards Commission or at a later date established by the Commission. The 2022 triennial CBSC will go into effect on January 1, 2023.
- (c) Local jurisdictions must enforce the California Building Standards Code but they may also enact more restrictive building standards that are reasonably necessary because of local climate, geologic, or topographical conditions. Local amendments may be made both to a triennial CBSC and to its individual Parts during the intervening years; however, local amendments previously adopted are not automatically applicable to a triennial CBSC. Rather, they must be re-enacted with the required findings of local climate, geologic, or topographical conditions, expressly made applicable to the new triennial CBSC, and with an operative date no earlier than the effective date of the triennial CBSC.
- (d) As in past triennial CBSC adoption cycles, by this ordinance the Board of Supervisors repeals the 2019 San Francisco Electrical Code in its entirety, enacts the 2022 San Francisco Electrical Code, and re-enacts the existing local amendments to make them applicable to the 2022 California Electrical Code.
- (e) Pursuant to Charter Section D3.750-5, the Building Inspection Commission considered and approved San Francisco's amendments to the 2022 California Electrical Code at a duly noticed public hearing that was held on August 17, 2022.

Section 3. Findings Regarding Local Conditions.

(a) California Health and Safety Code Sections 17958.7 and 18941.5 provide that before making any changes or modifications to the California Electrical Code and any other applicable provisions published by the California Building Standards Commission, the local

governing body must make an express finding that each such change or modification is reasonably necessary because of specified local conditions. The local amendments together with the required findings must be filed with the California Building Standards Commission before the local changes or modifications can go into effect.

- (b) The City and County of San Francisco is unique among California communities with respect to local climate, geologic, topographical, and other conditions. A specific list of findings that support San Francisco's modifications to the 2022 California Electrical Code, with a section-by-section correlation of each modification with a specific numbered finding, are contained in Exhibit A entitled "Standard Findings for San Francisco Building Standards Code Amendments."
- (c) Pursuant to California Health and Safety Code Sections 17958.7 and 18941.5, the Board of Supervisors finds and determines that the local conditions described in Exhibit A constitute a general summary of the most significant local conditions giving rise to the need for modification of the 2022 California Electrical Code provisions published by the California Building Standards Commission. The Board of Supervisors further finds and determines that the proposed modifications are reasonably necessary based upon the local conditions set forth in Exhibit A.
- Section 4. Repeal of the 2019 San Francisco Electrical Code and Enactment of the 2022 San Francisco Electrical Code.
- (a) The 2019 San Francisco Electrical Code is hereby repealed in its entirety. The San Francisco Electrical Code being repealed was enacted on November 21, 2019, by Ordinance No. 266-19, with an operative date of January 1, 2020. The ordinance is available on the Board of Supervisors' website and in the Office of the Clerk of the Board of Supervisors.

12 13 14

15 16

17 18

19 20

21 22

24

25

23

(b) The 2022 San Francisco Electrical Code is hereby enacted. It consists of the 2022 California Electrical Code and San Francisco's existing local amendments, which are reenacted and expressly made applicable to the 2022 California Electrical Code. Copies of the 2022 California Electrical Code and the stand-alone San Francisco amendments are declared to be part of Board File No. 220944 and are incorporated into this ordinance by reference as though fully set forth. Existing San Francisco amendments that are being made applicable to the 2022 California Electrical Code are shown in unformatted ("plain") text and may include bold and/or italicized type; new San Francisco amendments are underlined; and deleted San Francisco amendments are in strikeout text.

Section 5. Continuance of Actions Under Prior Code. Nothing contained in this ordinance shall be construed as abating any action now pending under or by virtue of any ordinance of the City and County of San Francisco hereby repealed, nor shall this ordinance be construed as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any such ordinance.

Section 6. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, or phrase of this ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 7. Effective and Operative Dates. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor

returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance. This ordinance shall take effect and be in full force on and after either January 1, 2023 or its effective date if the effective date is later.

Section 8. Directions to Clerk. Upon enactment of this ordinance, the Clerk of the Board of Supervisors is hereby directed to transmit to the California Building Standards Commission pursuant to the applicable provisions of State law 1) this ordinance, 2) the Exhibit A attachment, and 3) the San Francisco amendments to the 2022 California Electrical Code.

APPROVED AS TO FORM: DAVID CHIU, City Attorney

By: /s/ Robb Kapla ROBB KAPLA Deputy City Attorney

n:\legana\as2022\2300007\01625845.docx



### City and County of San Francisco Tails

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

### Ordinance

File Number: 220944

Date Passed: November 01, 2022

Ordinance repealing the 2019 Electrical Code in its entirety and enacting a 2022 Electrical Code consisting of the 2022 California Electrical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

October 17, 2022 Land Use and Transportation Committee - RECOMMENDED

October 25, 2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

November 01, 2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220944

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 11/1/2022 by the Board of Supervisors of the City and County of San Francisco.

London N. Breed Mayor 10/22

Date Approved

Angela Calvillo Clerk of the Board



# City and County of San Francisco Certified Copy

Ordinance

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

220944 [ Electrical Code - Repeal of Existing 2019 Code and Enactment of 2022 Code

Ordinance repealing the 2019 Electrical Code in its entirety and enacting a 2022 Electrical Code consisting of the 2022 California Electrical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)

10/25/2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/1/2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/10/2022 Mayor - APPROVED

STATE OF CALIFORNIA CITY AND COUNTY OF SAN FRANCISCO CLERK'S CERTIFICATE

I do hereby certify that the foregoing Ordinance is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the offical seal of the City and County of San Francisco.

December 01, 2022

Date

Angela Calvillo

Clerk of the Board



NOTE:

2

3

5

9

10

11

12

13 14

15

16

17 18

19

20 21

22

23 24

25

Ordinance repealing the 2019 Plumbing Code in its entirety and enacting a 2022 Plumbing Code consisting of the 2022 California Plumbing Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

[Plumbing Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]

Unchanged Code text and uncodified text are in plain Arial font.

Additions to Codes are in single-underline italics Times New Roman font.

Deletions to Codes are in strikethrough italies Times New Roman font.

Board amendment additions are in double-underlined Arial font.

Board amendment deletions are in strikethrough Arial font.

Asterisks (\* \* \* \*) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Environmental Findings. The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 220945 and is incorporated herein by reference. The Board affirms this determination.

Section 2. General Findings.

(a) The California Building Standards Code is contained in Title 24 of the California Code of Regulations. It consists of 12 Parts, which are based upon model codes that are

- (b) The State of California adopts a new California Building Standards Code every three years ("triennial CBSC") with supplemental amendments published in intervening years. The triennial CBSC goes into effect throughout the State of California 180 days after its publication by the California Building Standards Commission or at a later date established by the Commission. The 2022 triennial CBSC will go into effect on January 1, 2023.
- (c) Local jurisdictions must enforce the California Building Standards Code but they may also enact more restrictive building standards that are reasonably necessary because of local climate, geologic, or topographical conditions. Local amendments may be made both to the triennial CBSC and to its individual Parts during the intervening years; however, local amendments previously adopted are not automatically applicable to a triennial CBSC. Rather, they must be re-enacted with the required findings of local climate, geologic, or topographical conditions, expressly made applicable to the new triennial CBSC, and with an operative date no earlier than the effective date of the triennial CBSC.
- (d) As in past triennial CBSC adoption cycles, by this ordinance the Board of Supervisors repeals the 2019 San Francisco Plumbing Code in its entirety, enacts the 2022 San Francisco Plumbing Code, and re-enacts the existing local amendments to make them applicable to the 2022 California Plumbing Code.
- (e) Pursuant to Charter Section D3.750-5, the Building Inspection Commission considered and approved San Francisco's amendments to the 2022 California Plumbing Code at a duly noticed public hearing that was held on August 17, 2022.

Section 3. Findings Regarding Local Conditions.

25

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

14 15

16

13

17 18

20

21

19

22 23

24 25

- (a) California Health and Safety Code Sections 17958.7 and 18941.5 provide that before making any changes or modifications to the California Plumbing Code and any other applicable provisions published by the California Building Standards Commission, the local governing body must make an express finding that each such change or modification is reasonably necessary because of specified local conditions. The local amendments together with the required findings must be filed with the California Building Standards Commission before the local changes or modifications can go into effect.
- (b) The City and County of San Francisco is unique among California communities with respect to local climate, geologic, topographical, and other conditions. A specific list of findings that support San Francisco's modifications to the 2022 California Plumbing Code, with a section-by-section correlation of each modification with a specific numbered finding, are contained in Exhibit A entitled "Standard Findings for San Francisco Building Standards Code Amendments."
- (c) Pursuant to California Health and Safety Code Sections 17958.7 and 18941.5, the Board of Supervisors finds and determines that the local conditions described in Exhibit A constitute a general summary of the most significant local conditions giving rise to the need for modification of the 2022 California Plumbing Code provisions published by the California Building Standards Commission. The Board of Supervisors further finds and determines that the proposed modifications are reasonably necessary based upon the local conditions set forth in Exhibit A.
- Section 4. Repeal of the 2019 San Francisco Plumbing Code and Enactment of the 2022 San Francisco Plumbing Code.
- (a) The 2019 San Francisco Plumbing Code is hereby repealed in its entirety. The San Francisco Plumbing Code being repealed was enacted on November 21, 2019, by

 Ordinance No. 268-19, with an operative date of January 1, 2020. It was amended by Ordinance No. 30-20. These ordinances are available on the Board of Supervisors' website and in the Office of the Clerk of the Board of Supervisors.

(b) The 2022 San Francisco Plumbing Code is hereby enacted. It consists of the 2022 California Plumbing Code and San Francisco's existing local amendments, which are reenacted and expressly made applicable to the 2022 California Plumbing Code. Copies of the 2022 California Plumbing Code and the stand-alone San Francisco amendments are declared to be part of Board File No. 220945 and are incorporated into this ordinance by reference as though fully set forth. Existing San Francisco amendments that are being made applicable to the 2022 California Plumbing Code are shown in unformatted ("plain") text and may include bold and/or italicized formatting; new San Francisco amendments are underlined; and deleted San Francisco amendments are in strikeout text.

Section 5. Continuance of Actions Under Prior Code. Nothing contained in this ordinance shall be construed as abating any action now pending under or by virtue of any ordinance of the City and County of San Francisco hereby repealed, nor shall this ordinance be construed as discontinuing, abating, modifying or altering any penalties accruing, or to accrue, or as waiving any right of the City under any such ordinance.

Section 6. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause, or phrase of this ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

By:

Section 7. Effective and Operative Dates. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance. This ordinance shall take effect and be in full force on and after either January 1, 2023 or its effective date if the effective date is later.

Section 8. Directions to Clerk. Upon enactment of this ordinance, the Clerk of the Board of Supervisors is hereby directed to transmit to to the California Building Standards Commission pursuant to the applicable provisions of State law 1) this ordinance, 2) the Exhibit A attachment, and 3) the San Francisco amendments to the 2022 California Plumbing Code.

APPROVED AS TO FORM: DAVID CHIU, City Attorney

/s/ Robb Kapla
Robb Kapla
Deputy City Attorney

n:\legana\as2022\2300005\01625842.docx



## City and County of San Francisco Tails

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

Ordinance

File Number:

220945

Date Passed: November 01, 2022

Ordinance repealing the 2019 Plumbing Code in its entirety and enacting a 2022 Plumbing Code consisting of the 2022 California Plumbing Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law.

October 17, 2022 Land Use and Transportation Committee - RECOMMENDED

October 25, 2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

November 01, 2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220945

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 11/1/2022 by the Board of Supervisors of the City and County of San Francisco.

London N. Breed

Mayor

**Date Approved** 

Angela Calvillo Clerk of the Board



## City and County of San Francisco Certified Copy

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

### Ordinance

220945

Plumbing Code - Repeal of Existing 2019 Code and Enactment of 2022 Code

Ordinance repealing the 2019 Plumbing Code in its entirety and enacting a 2022 Plumbing Code consisting of the 2022 California Plumbing Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)

10/25/2022 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/1/2022 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

11/10/2022 Mayor - APPROVED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Ordinance is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the offical seal of the City and County of San Francisco.

December 01, 2022

Date

Angela Calvillo

Clerk of the Board



×