

LEGISLATIVE DIGEST

[Building Code - Permit Suspension for Repeated Violations]

Ordinance amending the Building Code to authorize the Director of the Department of Building Inspection to stop all work on a construction project whenever there are repeated violations of City codes on the project; and affirming the Planning Department's determination under the California Environmental Quality Act.

Existing Law

Building Code Section 104A.2.4 authorizes the Director of the Department of Building Inspection, the City's building official, to stop work on a project whenever any work is being done contrary to the provisions of the Building Code or other applicable City codes.

Amendments to Current Law

The proposed amendment to Section 104A.2.4 would authorize the Director of the Department of Building Inspection to stop all work on a project whenever the Director determines that the project has a history of repeated violations of applicable City codes. All work on the project would be stopped until all the code violations have been fully investigated and resolved. The Directors of Public Works, Planning, or other department whose code is being violated repeatedly may request the Director of Building Inspection to stop all work on the project until the violations have been fully investigated and resolved.

Background Information

Under current Building Code provisions, if there is a violation of code only the work in violation is stopped. This is an inadequate remedy in the case of a project with a history of repeated violations. There is a greater incentive to comply with code if all work on the project is stopped.

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