



# *City Council Agenda*

City of Campbell, 70 North First Street, Campbell, California

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## **CITY COUNCIL EXECUTIVE SESSION**

Tuesday, November 15, 2016 – 6:30 p.m.

Ralph Doetsch Conference Room - 70 N. First Street

- A. Personnel
- B. Litigation
- C. Real Property
- D. Labor Negotiations – Pursuant to G.S. Section 54957.6: Conference with Labor Negotiator – Agency Negotiator: Jill Lopez, Human Resources Manager. Employee Organization: Campbell Peace Officers Association (CPOA)

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## **REGULAR MEETING OF THE CAMPBELL CITY COUNCIL**

Tuesday, November 15, 2016 – 7:30 p.m.

Council Chamber – 70 N. First Street

### **CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE**

### **SPECIAL PRESENTATIONS AND PROCLAMATIONS**

### **COMMUNICATIONS AND PETITIONS**

#### **ORAL REQUESTS**

**NOTE:** This portion of the meeting is reserved for persons wishing to address the City Council on any matter not on the agenda. Persons wishing to address the Council are requested, but not required to complete a Speaker's Card. Speakers are limited to two (2) minutes. The law generally prohibits the Council from discussion or taking action on such items. However, the Council may instruct staff accordingly regarding Oral Requests.

### **COUNCIL ANNOUNCEMENTS**

#### **CONSENT CALENDAR**

**NOTE:** All matters listed under consent calendar are considered by the City Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a request is made by a member of City Council, City staff, or a member of the public. Any person wishing to speak on any item on the consent calendar should ask to have the item removed from the consent calendar prior to the time the Council votes to approve. If removed, the item will be discussed in the order in which it appears.

1. **Minutes of Regular Meeting of November 1, 2016**  
Recommended Action: Approve the regular meeting minutes.
  
2. **Approving Bills and Claims**  
Recommended Action: Approve the bills and claims in the amount of \$2,874,499.89.
  
3. **Authorization to Extend the Janitorial Contract for the Campbell Community Center and heritage Theatre and Issue a Call for Bids for New Janitorial Service Contract (Resolution/Roll Call Vote)**  
Recommended Action: Adopt a resolution authorizing the Public Works Director to extend the existing janitorial contract with "Significant Cleaning Services" for janitorial services at the Campbell Community Center (CCC) and Heritage Theatre through June 30, 2017, for an additional amount not to exceed \$90,000; approve specifications and authorize staff to initiate a Call for Bids for janitorial services for the Community Center and for the heritage Theatre, with services beginning July 1, 2017; approve specifications and authorize staff to initiate a Call for Bids for janitorial services for City Buildings (City Hall, Police Department (PD) Annexation and Corporation Yard) with services beginning July 1, 2017; and authorize the Public Works Director to execute a contract to the lowest responsible bidder(s) for a period of one (1) year plus options to renew four (4) additional One (1) year contracts.
  
4. **Approval of Specifications and Authorization to Purchase Four New Public Works Service Pickup Trucks (Resolution/Roll Call Vote)**  
Recommended Action: Adopt a resolution approving specifications and Call for Bids; authorizing the purchase of three new 2017 service pickup trucks with regular cab and 2-3 yard dump beds and one new 2017 pickup truck with crew and standard pickup bed; and authorizing the Public Works Director to award the purchase of these units to the lowest responsible bidder.
  
5. **Approval of Budget Adjustment for the Electronic Bike Locker Project (Resolution/Roll Call Vote)**  
Recommended Action: Adopt a resolution approving a budget adjustment for the Electronic Bike Lockers project 16-QQ.
  
6. **Resolution Authorizing Agreement for City Manager Services (Resolution/Roll Call Vote)**  
Recommended Action: Adopt a resolution authorizing an agreement for City Manager services.
  
7. **Acceptance of Donation from the Campbell Police Foundation**  
Recommended Action: Accept a donation from the Campbell Police Foundation for an unmanned aerial vehicle (UAV) to be used primarily for aerial photography and crime scene documentation.

## **PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES**

**NOTE:** Members of the public may be allotted up to two (2) minutes to comment on any public hearing item. Applicants/Appellants and their representatives may be allotted up to a total of five (5) minutes for opening statements and up to a total of three (3) minutes maximum for closing statements. Items requested/recommended for continuance are subject to Council's consent at the meeting.

8. **Public Hearing to Consider a Mills Act Application Request for Property Located at 226 Alice Avenue in the Alice Avenue Historic District (Resolution/Roll Call Vote)**

Recommended Action: Adopt a resolution authorizing the City Manager to enter into a Mills Act contract with the property owners of 226 Alice Avenue.

9. **Introduction of Ordinance to Amend Titles: 1, 17 and 18 of the Campbell Municipal Code to Amend and Adopt the 2016 Editions of the California Building & Fire codes (Introduction of Ordinance/Roll Call Vote)**

Recommended Action: Introduce an ordinance amending Title 1, 17, and 18 of the Campbell municipal Code.

## **NEW BUSINESS**

10. **Age-Friendly Cities Initiative**

Recommended Action: Accept the report on the Age-Friendly City Initiative and authorize staff to work on obtaining the Age-Friendly City designation for the City of Campbell.

## **OLD BUSINESS**

11. **First Quarter Update – FY 2016-17 Council Strategic Priorities and City Council Reserve Fund Projects**

Recommended Action: Accept the first quarter report providing a status update on work related to Council Strategic Priorities and Reserve Funds Project.

## **COUNCIL COMMITTEE REPORTS**

12. **City Councilmember Reports/Updates on Committee Assignments**

Recommended Action: Report on committee assignments and general comments.

## **ADJOURN**

In compliance with the Americans with Disabilities Act, listening assistive devices are available for all meetings held in the City Council Chambers. If you require accommodation, please contact the City Clerk's Office, (408) 866-2117, at least one week in advance of the meeting.

# CITY COUNCIL MINUTES

City of Campbell, 70 North First Street, Campbell, California



## CITY COUNCIL EXECUTIVE SESSION

Tuesday, November 1, 2016 – 7:00 p.m.

Ralph Doetsch Conference Room - 70 N. First Street

- A. **Personnel - Pursuant to G.C. Section 54957(b)(1): Public Employee Appointment – Title of Position: City Manager**
- B. **Litigation**
- C. **Real Property**
- D. **Labor Negotiations – Pursuant to G.S. Section 54957.6: Conference with Labor Negotiator – Agency Negotiator: Jill Lopez, Human Resources Manager. Employee Organization: Campbell Peace Officers Association (CPOA)**

Council met in executive session to discuss items A and D. Executive session adjourned at 7:32 p.m.

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## REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, November 1, 2016 – 7:30 p.m.

Council Chamber – 70 N. First Street

This City Council meeting was duly noticed pursuant to open meeting requirements of the Ralph M. Brown Act (G.C. Section 54956).

This meeting was recorded and can be viewed in its entirety at [www.cityofcampbell.com/agendacenter](http://www.cityofcampbell.com/agendacenter).

### CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

The City Council of the City of Campbell convened this day in the regular meeting place, the Council Chamber of City Hall, 70 N. First Street, Campbell, California.

#### Roll Call:

Present: Councilmembers: Kotowski, Resnikoff, Gibbons, Baker

Absent: Councilmembers: Cristina

**Pledge:** Cheryl Houts

The Pledge of Alliance was led by Cheryl Houts. Mayor Baker thanked her for leading the pledge and presented her with a certificate of appreciation.

## **SPECIAL PRESENTATIONS AND PROCLAMATIONS**

1. **Proclamation declaring November 17, 2016 as “World Pancreatic Cancer Day” in the of City of Campbell**  
Recommended Action: Proclaim November 17, 2016 as “World Pancreatic Cancer Day” in the City of Campbell.

Mayor Baker presented Cheryl Houts with the proclamation and proclaimed November 17, 2016 as “World Pancreatic Cancer Day” in the City of Campbell.

2. **Presentation to Discuss a Program to Address Homeless and at Risk of Homelessness Families Living in the City of Campbell**  
Recommended Action: Accept presentation.

Ky Le, representative from the County of Santa Clara Office of Supportive Housing, and Jennifer Loving, Executive Director from Destination Home gave a brief presentation on homeless prevention and rapid rehousing.

Council listened to the presentation and provided general feedback.

## **COMMUNICATIONS AND PETITIONS**

There were no communications and petitions.

## **ORAL REQUESTS**

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Susan Landry, Campbell resident, thanked Mayor Baker and Councilmember Kotowski for their services on Council.

Laura Jones, representative from the County of Santa Clara, provided a handout for Council and invited them to attend the 2016 Healthy Cities Conference on Friday November 18, 2016.

## **COUNCIL ANNOUNCEMENTS**

Limited tickets remain for this Friday’s live performance at the Heritage Theatre featuring Grammy Award winning performers the Pointer Sisters. Tickets can be purchased online at [www.cityofcampbell.com/heritagetheatre](http://www.cityofcampbell.com/heritagetheatre) or by calling the box office at 408-866-2700.

The Campbell Veterans Memorial Foundation is hosting its annual salute to veteran's gala dinner and fundraiser this Saturday, November 5 at the Orchard City Banquet Hall at 5:30 p.m. Funds raised support an endowment to help returning veterans re-enter civilian life by attending college and other training programs. For more information and to purchase tickets to this event, please visit [www.campbellveteransmemorial.org](http://www.campbellveteransmemorial.org).

Join the Campbell Police Foundation's breakfast fundraising event also this Saturday, November 5 at the Home Church at 8:00 a.m. This event helps fund training and equipment for the Police Department. For more information and to purchase tickets, visit [www.campbellpolicefoundation.org](http://www.campbellpolicefoundation.org).

The Silicon Valley Clean Energy Authority and the League of Women Voters will host a panel discussion to provide information on this new agency's role, purpose and benefits. This free community event is also an opportunity for residents and businesses to ask questions about the Authority's new services. This event is scheduled for Monday, November 14 from 7:00 p.m. to 10:00 p.m. in the Council Chambers inside Campbell City Hall.

The Holidays are coming to the Ainsley House. Come enjoy the holiday boutique and decorations at the Ainsley House beginning Thursday, November 17 and running through Sunday, December 18 from 12:00 p.m. to 4:00 p.m.

On Saturday, November 26 from 10:00 a.m. to 1:00 p.m. join Santa Claus at the Ainsley House. He will be available for photos with families in the Ainsley House drawing room. Admission is \$10 per family and includes holiday crafts and treats. Families must bring their own cameras and their Christmas wish lists.

Holiday season tea tastings and tours will be taking place at the Ainsley House from Wednesday, November 30 through Sunday, December 11. Limited tickets remain. Please visit [www.campbellmuseums.com](http://www.campbellmuseums.com) for reservation and ticket information.

For more information about these and other events, visit the City's website at [cityofcampbell.com](http://cityofcampbell.com).

### **CONSENT CALENDAR**

**NOTE: All matters listed under consent calendar are considered by the City Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a request is made by a member of City Council, City staff, or a member of the public. Any person wishing to speak on any item on the consent calendar should ask to have the item removed from the consent calendar prior to the time the Council votes to approve. If removed, the item will be discussed in the order in which it appears.**

Mayor Baker asked if any Councilmember or anyone in the audience wished to remove any item from the Consent Calendar.

Vice Mayor Gibbons removed items 13 and 14 and requested that item 14 be taken at after item 20.

Councilmember Cristina removed item 12.

The Consent Calendar was considered as follows:

3. **Minutes of Special Meeting of September 30, 2016**

Recommended Action: Approve the special meeting minutes.

This action approves the minutes of the special meeting of September 30, 2016.

4. **Minutes of Special Meeting of October 4, 2016**

Recommended Action: Approve the special meeting minutes.

This action approves the minutes of the special meeting of October 4, 2016.

5. **Minutes of Study Session of October 18, 2016**

Recommended Action: Approve the study session meeting minutes.

This action approves the minutes of the study session of October 18, 2016.

6. **Minutes of Regular Meeting of October 18, 2016**

Recommended Action: Approve the regular meeting minutes.

This action approves the minutes of the regular meeting of October 18, 2016.

7. **Approving Bills and Claims**

Recommended Action: Approve the bills and claims in the amount of \$1,773,803.28.

This action approves the bills and claims in the amount of \$1,170,359.75 as follows; payroll checks dated October 6, 2016 in the amount of \$314,173.89; bills and claims checks dated October 10, 2016; and bills and claims checks dated October 17, 2016.

8. **Monthly Investment Report – September, 2016**

Recommended Action: Note and file the monthly investment report for September, 2016.

This action is to note and file the monthly investment report for September, 2016.

9. **Second Reading of Ordinance 2210 Approving a Zoning Map Amendment for a Previously Approved Project Which as Erroneously Approved by Resolution Rather Than by Ordinance (Ordinance Second Reading/Roll Call Vote)**

Recommended Action: Approve the second reading of Ordinance 2210 approving a Zoning Map Amendment (PLN2015-037) to change the zoning district designation from R-2 (Multi-Family Residential) to P-D (Planned Development) for the property located at 1685 Bucknall Road.

Second reading of Ordinance 2210 approves a Zoning Map Amendment (PLN2015-037) to change the zoning district designation from R-2 (Multi-Family Residential) to P-D (Planned Development) for the property located at 1685 Bucknall Road. (Councilmember Cristina abstained)

10. **Second Reading of Ordinance 2211 Approving a Zoning Map Amendment (PLN2016-275) to Change the Zoning District Designation from R-M (Multi-Family Residential) to P-D (Planned Development) for the property located at 1223 Walnut Drive. (Ordinance Second Reading/Roll Call Vote)**

Recommended Action: Approve the second reading of Ordinance 2211 approving a Zoning Map Amendment (PLN2016-275) to change the zoning district designation from R-M (Multi-Family Residential) to P-D (Planned Development) for the property located at 1223 Walnut Drive.

Second reading of Ordinance 2211 approves approving a Zoning Map Amendment (PLN2016-275) to change the zoning district designation from R-M (Multi-Family Residential) to P-D (Planned Development) for the property located at 1223 Walnut Drive. (Councilmember Cristina abstained)

11. **Second Reading of Ordinance 2212 Approving a Zoning Map Amendment (PLN2015-357) to Amend the Campbell Zoning Map Designation From C-2 (General Commercial) Zoning District to the C-2-O (General Commercial/Overlay) Combing Zoning District; and Ordinance 2213 Amending Various Sections of Title 21 (Zoning Code) of the Master Use Permit, Including its Land Use Program, Administrative Procedures, and Master Sign Plan, Including Allowance for a Freeway-Oriented Sign and Rooftop Signage for Property Located at 1875, 1887, and 1995 S. Bascom Avenue (Ordinance Second Reading/Roll Call Vote)**

Recommended Action: Approve the second reading and adopt Ordinance 2212 approving a Zoning Map Amendment (PLN2015-357); and Ordinance 2213 approving a Zoning Code Amendment (PLN2015-76) for property located at 1875, 1887, and 1995 S. Bascom Avenue.

Second reading of Ordinance 2212 approves a Zoning Map Amendment (PLN2015-357) to amend the Campbell Zoning Map Designation From C-2 (General Commercial) Zoning District to the C-2-O (General Commercial/Overlay) combing zoning district; and second reading of Ordinance 2213 approves amending various sections of Title 21 (Zoning Code) of the Master Use Permit, including its land use program, administrative procedures, and master sign plan, including allowance for a freeway-oriented sign and rooftop signage for property located at 1875, 1887, and 1995 S. Bascom Avenue. (Councilmember Cristina abstained)

**M/S: Resnikoff/Kotowski - that the City Council approve the Consent Calendar with the exception of items 12, 13, and 14. Motion was adopted by the following roll call vote:**

**AYES: Councilmembers: Kotowski, Resnikoff, Cristina (Cristina abstained from items 9, 10, and 11) Gibbons, Baker**

**NOES: Councilmembers: None**

**ABSENT: Councilmembers: None**

**ITEMS CONSIDERED SEPARATE FROM THE CONSENT CALENDAR**

12. **Accept the Resignation of Ron Bonhagen from the Planning Commission**  
Recommended Action: Accept the resignation of Ron Bonhagen from the Planning Commission and direct the City Clerk to advertise the vacancy and prepare the appropriate recognition of service.

Councilmember Cristina expressed appreciation for Commissioner Bonhagen services on the Planning Commission.

**M/S: Gibbons/Cristina – that the City Council accept the resignation of Ron Bonhagen from the Planning Commission and direct the City Clerk to advertise the vacancy and prepare the appropriate recognition of service. Motion was adopted unanimously.**

13. **Authorization of Plans and Specifications, Authorize Solicitation of Bids, Award of Contracts, Associated Actions, and Budget Adjustment for Americans with Disability Act (ADA) Accessibility Ramp Installation Project No. 16-AA (Resolution/Roll Call Vote)**

Recommended Action: Approve the plans and specification for the Accessibility Ramp Installation Project No. 16-AA; authorize the solicitation of Bids; authorize the Public Works Director to award and execute construction contracts and encumber a 10% construction contingency; and approve the budget adjustment to recognize the grant from the community Development Block Grant (CDBG) program.

Vice Mayor Gibbons requested clarification on this project.

Public Works Director Capurso provided clarification.

**M/S: Gibbons/Cristina – that the City Council adopt Resolution 12072 approving the plans and specification for the Accessibility Ramp Installation Project No. 16-AA; authorize the solicitation of Bids; authorize the Public Works Director to award and execute construction contracts and encumber a 10% construction contingency; and approve the budget adjustment to recognize the grant from the community Development Block Grant (CDBG) program. Motion was adopted by the following roll call vote:**

**AYES: Councilmembers: Kotowski, Resnikoff, Cristina, Gibbons, Baker**

**NOES: Councilmembers: None**

## **PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES**

**NOTE:** Members of the public may be allotted up to two (2) minutes to comment on any public hearing item. Applicants/Appellants and their representatives may be allotted up to a total of five (5) minutes for opening statements and up to a total of three (3) minutes maximum for closing statements. Items requested/recommended for continuance are subject to Council's consent at the meeting.

15. **Appeal of the Planning Commission Determination (PLN2016-293) that a Non-Conforming Use (Liquor Establishment), Had Discontinued for a Continuous Period of Six Months, Thereby Losing its Vested Right to Continue Operation (Resolution/Roll Call Vote)**

Recommended Action: Adopt a resolution denying the appeal and upholding the Planning Commission determination (PLN2016-293) that a nonconforming use (liquor establishment) had discontinued for a continuous period of six month, thereby losing its vested right to continue operation.

This is the time and place for a public hearing to consider the appeal of the Planning Commission Determination (PLN2016-293) that a non-conforming use (Liquor Establishment), had discontinued for a continuous period of six months, thereby losing its vested right to continue operation.

Associate Planner Rose presented staff report dated November 1, 2016.

Mayor Baker declared the public hearing open and asked if there was anyone in the audience wishing to be heard.

Jolie Houston, applicant's attorney, referenced two letters submitted to Council and requested this item be continued to allow time to present additional evidence to show clear intent to continue operations of the liquor establishment.

Sam Ramirez, business owner and applicant, requested a deferral of this item to allow time to present additional evidence.

Jacki Castro, Campbell business owner, gave positive comments about Sam Ramirez and his business.

There being no one else wishing to speak, Mayor Baker closed the public hearing.

After discussion, **M/S: Cristina/Gibbons – that the City Council adopt Resolution 12073 with amendments to upholding the appeal; require the neon open sign be removed from the front facade; recognize that this is a non-conforming use and the 2004 use permit and UP 79-16 are not CUP's for the vested rights to operate a bar or liquor establishment; require an inspection be completed to verify that all the proper building permits have been obtained; make changes to the findings to strike evidentiary findings 13-15, replacing finding 13 with “the evidence shows that the operators have been exercising an intent to continue operation of the liquor establishment”; strike finding 22 and replace it with “Cardiff and Cocktails**

did not discontinue operations of the liquor establishment for a continuous period of greater than six months”; strike condition 1; and change the language of the resolution to state “ Therefore, be it resolved that the City Council adopt a resolution approving an appeal and overturning the Planning Commission determination that a nonconforming use (liquor establishment) had discontinued for a continuous period of six-months (PLN2016-293), thereby losing its vested right to continue operation at 260 E. Campbell Avenue; and the Council further recognizes that the use (bar/liquor establishment) is non-conforming and that the previously approved Use Permits (PLN2004-63 & UP 79-16) do not serve to establish any vested rights to the operation of a bar or liquor establishment as an approved conditional use; and this action shall be subject to the attached requirements. Motion was adopted by the following roll call vote:

**AYES: Councilmembers: Kotowski, Resnikoff, Cristina, Gibbons, Baker**

**NOES: Councilmembers: None**

16. **Minimum Wage (Introduction of Ordinance/Roll Call Vote)**

Recommended Action: Establish a minimum wage by introducing an Ordinance to the Campbell Municipal Code as requested by the Cities Association of Santa Clara County.

This is the time and place for a public hearing to establish a minimum wage by introducing an ordinance to the Campbell Municipal Code as requested by the Cities Association of Santa Clara County.

Deputy City Manager Bito presented staff report dated November 1, 2016.

Mayor Baker declared the public hearing open and asked if there was anyone in the audience wishing to be heard.

Carl San Miguel, Campbell business owner, spoke about the number of employees in the City of Campbell and the possible effect the proposed ordinance could have on the businesses and stated opposition for the proposed ordinance.

Andrea Parks, Campbell business owner, spoke about the effects the proposed ordinance will have on small businesses.

Randy Musterer, Campbell resident and Campbell business owner, stated support of the California minimum wage and is opposed to the proposed ordinance that will accelerate the minimum wage.

Pino spoke in opposition of the proposed ordinance.

Joe Marques, Campbell business owner, spoke in opposition to the proposed ordinance stating that if it passes it will affect his business by approximately 24%.

Scott Lane commented on the cities that have approved the accelerated minimum wage and stated support for the proposed ordinance.

Maria Noel Fernandez, representative from Silicon Valley Rising and Working Partnerships USA, stated support for the proposed ordinance.

Andrew Boon, San Jose resident, commented on accelerating the minimum wage and stated support of the proposed ordinance.

Member of the public commented on having an incremental increase of the minimum wage and stated opposition to the proposed ordinance that will accelerate the minimum wage.

Raania Mohsen, representative from the Cities Association of Santa Clara County, commented on the recommendation and stated support for the proposed ordinance.

There being no one else wishing to speak, Mayor Baker closed the public hearing.

After discussion, **M/S: Gibbons/Kotowski – that the City Council continue this item to the December 6, 2016 Council meeting. Motion was adopted by the following roll call vote:**

**AYES: Councilmembers: Kotowski, Resnikoff, Gibbons, Baker**

**NOES: Councilmembers: Cristina**

Mayor Baker stated they would be taking a 10 minute break. Meeting reconvened at 10:05 p.m.

**\*18. Campbell Water Tower Lighting Request**

Recommended Action: Review and provide direction related to Water Tower Request from the Pancreatic Cancer Action Network to light the Water Tower purple on Thursday, November 17, 2016; and consider the addition of September 11, “National Day of Service and Remembrance”, with red, white, and blue to the standing schedule of events in the Council Policy 1.29.

\*Item taken out of order

City Manager Linder presented staff report dated November 1, 2016.

**M/S: Gibbons/Kotowski – that the City Council grant the request from the Pancreatic Cancer Action Network to light the Water Tower purple on Thursday, November 17, 2016; and add September 11, “National Day of Service and Remembrance”, with red, white, and blue to the standing schedule of events in the Council Policy 1.29. Motion was adopted unanimously.**

17. **Urgency Ordinance of the City Council of the City of Campbell Prohibiting and Regulating Non-Medical Marijuana in the Event of the Passage of State Proposition 64**

Recommended Action: Find that the proposed action is exempt from CEQA; adopt an urgency ordinance prohibiting and regulating non-medical marijuana; and waive the reading of the ordinance in its entirety for the immediate preservation of the public peace, health and safety of Campbell and add Chapter 8.40 entitled: "Non-Medical Marijuana" to Title 8 of the Campbell Municipal Code.

This is the time and place for a public hearing to adopt an urgency ordinance prohibiting and regulating non-medical marijuana; and waive the reading of the ordinance in its entirety for the immediate preservation of the public peace, health and safety of Campbell and add Chapter 8.40 entitled: "Non-Medical Marijuana" to Title 8 of the Campbell Municipal Code.

City Manager Linder presented staff report dated November 1, 2016.

Mayor Baker declared the public hearing open and asked if there was anyone in the audience wishing to be heard.

Susan Landry, Campbell resident, stated support for the urgency ordinance, commented on an e-mail that was submitted and spoke about concerns.

Andrew Boone, San Jose resident, spoke about marijuana and stated opposition to the urgency ordinance.

Scott Lane commented on cannabis and spoke in opposition to the urgency ordinance.

There being no one else wishing to speak, Mayor Baker closed the public hearing.

**Gibbons/Resnikoff – that the City Council find that the proposed action is exempt from CEQA; adopt Urgency Ordinance 2214 prohibiting and regulating non-medical marijuana; and waive the reading of the ordinance in its entirety for the immediate preservation of the public peace, health and safety of Campbell and add Chapter 8.40 entitled: "Non-Medical Marijuana" to Title 8 of the Campbell Municipal Code. Motion was adopted by the following roll call vote:**

**AYES: Councilmembers: Kotowski, Resnikoff, Cristina, Gibbons, Baker**

**NOES: Councilmembers: None**

City Clerk Wood read the title of Urgency Ordinance 2214.

**M/S: Kotowski/Gibbons – that the City Council waive further reading of urgency ordinance 2214. Motion was adopted unanimously.**

## **NEW BUSINESS**

19. **2017 Silicon Valley Clean Energy Authority's 100% Renewable Energy**  
Recommended Action: Take action to direct staff to register all of the City of Campbell's electrical energy services to the Silicon Valley Clean Energy Authority's Green Start in 2017 when the service becomes available.

Deputy City Manager Bito presented staff report dated November 1, 2016.

Andrew Boone, San Jose resident, commented on renewable energy and greenhouse gases and spoke in support of this item.

Scott Lane commented on cost advantages and spoke in support of this item.

Member of the public commented on both programs and encouraged Council to show leadership and choose the Green Prime option.

**M/S: Gibbons/Kotowski – that the City Council direct staff to upgrade the Cities Municipal Electrical account up from Green Start to Green Prime in 2017 as the service becomes available. Motion was adopted by the following roll call vote:**

**AYES: Councilmembers: Kotowski, Resnikoff, Cristina, Gibbons, Baker**

**NOES: Councilmembers: None**

20. **Approval of Meeting for December 12, 2016**  
Recommended Action: Schedule a Meeting on December 12, 2016 to declare the canvass return results of the General Municipal Election to be held on November 8, 2016 and conduct the City Council Reorganization.

City Clerk Wood presented staff report dated November 1, 2016.

**MS: Resnikoff/Gibbons – that the City Council schedule a meeting on December 12, 2016 to declare the canvass return results of the General Municipal Election to be held on November 8, 2016 and conduct the City Council Reorganization. Motion was adopted unanimously.**

- \*14. **First Quarter Update –FY 2016-17 Council Strategic Priorities and City Council Reserve Fund Projects**  
Recommended Action: Accept the first quarter report providing a status update on work related to Council Strategic Priorities and Reserve Funds Project.

\*Item taken out of order

After discussion, **M/S: Gibbons/Resnikoff – that the City Council continue this item be continued to the November 15, 2016 Council meeting for further discussion. Motion was adopted unanimously.**

## **COUNCIL COMMITTEE REPORTS**

### **21. City Councilmember Reports/Updates on Committee Assignments**

Recommended Action: Report on committee assignments and general comments.

-- Councilmember Resnikoff stated the State Route 85 Corridor Policy Advisory Board meeting was canceled and attended the Creepy Crawly event in Downtown Campbell.

-- Councilmember Kotowski attended the Campbell Union School District Board meeting; Recycling Waste Reduction Commission meeting; and spoke about the upcoming Pointer Sisters concert at the Heritage Theatre.

-- Vice Mayor Gibbons spoke about the new brochures for the Campbell Historical Museum; new movable fixtures for the museum store; attended the History Happy Hour presentation by Councilmember Kotowski; and thanked the Downtown Campbell Business Association for putting on the Creepy Crawly Event.

-- Mayor Baker attended the funeral reception for retired City employee John Araujo; spoke at several elementary school classes about being on the Council and being Mayor; attended the ribbon cutting for a hydrogen fueling station; Metropolitan Transportation Commission Bay Area Toll Authority meeting; County Library District meeting; brokers breakfast; spoke at the Home Church; and attended Pizza and Politics.

## **ADJOURN**

Mayor Baker adjourned the meeting at 11:02 p.m.

APPROVED:

\_\_\_\_\_  
Jason T. Baker, Mayor

ATTEST:

\_\_\_\_\_  
Wendy Wood, City Clerk

MEMORANDUM



City of Campbell

City Clerk's Office

To: Honorable Mayor and City Council

Date: November 14, 2016

From: Andrea Sanders, Deputy City Clerk *AS*

Via: Mark Linder, City Manager *ML*

Subject: Desk Item #1 – Correction to Minutes of November 1, 2016

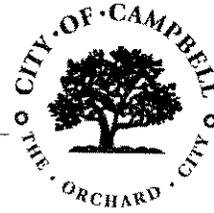
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There was an error on page one of the minutes and a correction has been made to reflect the correct roll call.

Attached is the revised page.

# CITY COUNCIL MINUTES

City of Campbell, 70 North First Street, Campbell, California



## CITY COUNCIL EXECUTIVE SESSION

Tuesday, November 1, 2016 – 7:00 p.m.

Ralph Doetsch Conference Room - 70 N. First Street

- A. Personnel - Pursuant to G.C. Section 54957(b)(1): Public Employee Appointment – Title of Position: City Manager
- B. Litigation
- C. Real Property
- D. Labor Negotiations – Pursuant to G.S. Section 54957.6: Conference with Labor Negotiator – Agency Negotiator: Jill Lopez, Human Resources Manager. Employee Organization: Campbell Peace Officers Association (CPOA)

Council met in executive session to discuss items A and D. Executive session adjourned at 7:32 p.m.

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## REGULAR MEETING OF THE CAMPBELL CITY COUNCIL

Tuesday, November 1, 2016 – 7:30 p.m.

Council Chamber – 70 N. First Street

This City Council meeting was duly noticed pursuant to open meeting requirements of the Ralph M. Brown Act (G.C. Section 54956).

This meeting was recorded and can be viewed in its entirety at [www.cityofcampbell.com/agendacenter](http://www.cityofcampbell.com/agendacenter).

### CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

The City Council of the City of Campbell convened this day in the regular meeting place, the Council Chamber of City Hall, 70 N. First Street, Campbell, California.

#### Roll Call:

Present: Councilmembers: Kotowski, Resnikoff, Cristina, Gibbons, Baker

Absent: Councilmembers: None



# City Council Report

Item: 2.  
Category: Consent Calendar  
Meeting Date: November 15, 2016

**TITLE: Approving Payment of Bills and Claims**

## RECOMMENDATION

Approve the attached lists of bills and claims for payment in the amount of \$2,874,499.89.

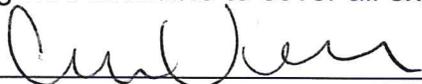
## DISCUSSION

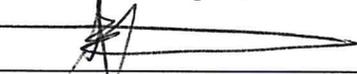
Attached are the lists of bills and claims that have been audited and approved by staff for payments made as noted below:

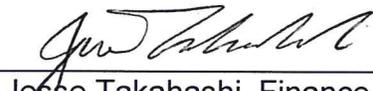
<u>Type</u>	<u>Check Date</u>	<u>Amount</u>
Payroll	October 20, 2016	\$264,868.83
Bills & Claims	October 24, 2016	\$2,055,489.37
Bills & Claims	October 31, 2016	\$554,141.69
	<b>Total</b>	<b>\$2,874,499.89</b>

## FISCAL IMPACT

Adequate funding was available to cover all expenses as listed.

Prepared by:   
Carolina Vargas, Accounting Clerk II

Reviewed by:   
Sharif Etman, Finance Manager

Reviewed by:   
Jesse Takahashi, Finance Director

Approved by:   
Mark Linder, City Manager

**Attachments:**  
Attachment 1 – Bills & Claims Lists



# City Council Report

Item: 3.  
Category: Consent  
Meeting Date: November 15, 2016

**TITLE:** Authorization to Extend the Existing Janitorial Contract for the Campbell Community Center and Heritage Theatre and Issue a Call for Bids for New Janitorial Service Contracts (Resolution/Roll Call Vote)

## **RECOMMENDATION**

It is recommended that the City Council adopt the attached resolution to:

1. Authorize the Public Works Director to extend the existing janitorial contract with "Significant Cleaning Services" for janitorial services at the Campbell Community Center (CCC) and Heritage Theatre through June 30, 2017, for an additional amount not to exceed \$90,000.
2. Approve specifications and authorize staff to initiate a Call for Bids for janitorial services for the Community Center and for the Heritage Theatre, with services beginning July 1, 2017.
3. Approve specifications and authorize staff to initiate a Call for Bids for janitorial services for City Buildings (City Hall, Police Department (PD) Annexation and Corporation Yard) with services beginning July 1, 2017.
4. Authorize the Public Works Director to execute a contract to the lowest responsible bidder(s) for a period of one (1) year plus options to renew four (4) additional one (1) year contracts.

## **BACKGROUND**

Janitorial services for all city facilities are provided by outside contractors. The Department of Public Works, Building Maintenance Division oversees three separate contracts for these services. The first contract, for services at the CCC & Heritage Theatre, will expire January 31, 2017. The second contract, for services at City Hall, PD Annex Building and the Corporation Yard, will expire June 30, 2017. The third contract, for Park Restrooms, will also expire June 30, 2017, but there are four additional one year contract extensions available. The Department of Public Works (DPW) chooses to renew contract options when the service provider delivers services that are satisfactory.

## **DISCUSSION**

DPW has prepared specifications and bidding procedures for two separate janitorial contracts for services located at:

**Authorization to Extend Existing Janitorial  
Contract and Issue a Call for Bids  
November 15, 2016**

1. Campbell Community Center and the Heritage Theatre
2. City Hall, PD Annex Building and Corporation Yard

Contracts that begin and end with the fiscal year are easier to manage and easier to track expenses. The existing contract for janitorial services located at the CCC & Heritage Theatre will expire on January 31, 2017 at the rate of \$17,999 per month. Extending this contract until June 30, 2017 will get the annual contract renewals in-line with other DPW service contracts which typically expire at the end of a fiscal year. DPW is requesting to extend the current contract in an amount not to exceed \$90,000; the same rate the contractor is currently charging.

The request to Council for authorization for a call for new bids is relatively early, since the call for bids will not occur until April 2017. The request is driven by the need to extend the current contract until June 30, 2017; otherwise expiring on January 31, 2017.

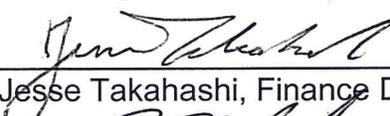
Multiple year contracts create an interest for vendors to provide competitive bids. The new contracts will be for one (1) year with the option for the City to renew the contract for four (4) additional one (1) year contracts.

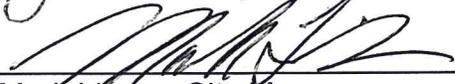
**FISCAL IMPACT**

Funding for janitorial services is provided for in the annual Public Works and Recreation & Community Services operating budget.

Prepared by:   
FOR Alex Mordwinow, Public Works Superintendent

Reviewed by:   
Todd Capurso, Public Works Director

Reviewed by:   
Jesse Takahashi, Finance Director

Approved by:   
Mark Linder, City Manager

Attachment: Resolution

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAMPBELL  
AUTHORIZING EXTENSION OF EXISTING JANITORIAL CONTRACT AND  
APPROVING SPECIFICATIONS AND CALLING FOR BIDS FOR JANITORIAL  
SERVICES FOR THE CAMPBELL COMMUNITY CENTER, HERITAGE  
THEATRE, CITY HALL, POLICE DEPARTMENT ANNEXATION AND  
CORPORATION YARD**

**WHEREAS**, the existing contract for janitorial services located at the Campbell Community Center & Heritage Theatre will expire on January 31, 2017; and

**WHEREAS**, the existing contract for services at City Hall, PD Annex Building and the Corporation Yard will expire June 30, 2017; and

**WHEREAS**, the existing contract for janitorial services for the Parks restrooms will expire June 30, 2017 but has four additional one year extensions available; and

**WHEREAS**, staff would like to extend the contract that expires on January 31, 2017 to June 30, 2017 to bring all janitorial contract renewals in-line with other service contracts which typically expire at the end of a fiscal year; and

**WHEREAS**, staff has prepared the Specifications and Call for Bids for janitorial services.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Campbell does hereby

1. Authorize the extension of **the** current janitorial contract for janitorial services at the Campbell Community Center (CCC) and Heritage Theatre through June 30, 2017, for an additional amount not to exceed \$90,000.
2. Approve specifications and authorize staff to initiate a Call for Bids for janitorial services for the Community Center and Heritage Theatre with services beginning July 1, 2017.
3. Approve specifications and authorize staff to initiate a Call for Bids for janitorial services for City Buildings (City Hall, Police Department (PD) Annexation and Corporation Yard) with services beginning July 1, 2017.
4. Authorize the Public Works Director to execute a contract to the lowest responsible bidder(s) for a period of one (1) year plus options to renew four (4) additional one (1) year contracts

**PASSED AND ADOPTED** this 15<sup>th</sup> day of November 2016 by the following roll call vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

APPROVED:

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Jason T. Baker, Mayor

ATTEST:

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Wendy Wood, City Clerk



# City Council Report

Item: 4.  
Category: Consent  
Meeting Date: November 15, 2016

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**TITLE: Approval of Specifications and Authorization to Purchase Four New Public Works Service Pickup Trucks (Resolution/Roll Call Vote)**

## **RECOMMENDATION**

That the City Council adopt the attached resolution:

1. Approving Specifications and Call for Bids; and
2. Authorizing the purchase of three new 2017 service pickup trucks with regular cab and 2-3 yard dump beds and one new 2017 pickup truck with a crew cab and standard pickup bed; and
3. Authorizing the Public Works Director to award the purchase of these units to the lowest responsible bidder.

## **BACKGROUND**

The Department of Public Works (DPW) utilizes a variety of service type vehicles to meet the needs of the different work groups. Upon purchase, vehicles are assigned a replacement schedule based on the expected useful life of the vehicle. Pickups are currently scheduled for replacement at ten years or 100,000 miles. Previous budget correction strategies increased the replacement criteria from seven years or 80,000 miles to the criteria used today.

Prior to requesting a replacement unit, when a vehicle reaches the mileage or age criteria, City mechanics evaluate the vehicle, reviewing historic maintenance costs and the vehicle's current condition to see if its service life can be extended. If the vehicle is found to be in good operational condition, the recommendation for replacement is postponed and the vehicle is evaluated the following Fiscal Year (FY) for replacement. If a replacement unit is recommended, the old unit is sent to auction once the new unit is placed into service. Proceeds from the sale of the old vehicle are deposited into the City's Motor Pool Fund.

Service and staffing demands have increased over the years and the size of the City's permanent fleet has not kept up with increased fleet demands. DPW will occasionally keep a vehicle in service even when a new vehicle has been purchased to replace it in order to provide enough vehicles for staffing needs. These vehicles that are kept in service, even after a replacement has been acquired, are referred to as the "Surplus Fleet". There are eleven surplus vehicles currently in service to meet the citywide fleet

needs. "Normal" maintenance, such as oil changes, tire or brake replacement and safety inspections are provided on surplus vehicles. If costly repairs, such as transmission replacement or other contractual maintenance is required on a surplus vehicle, the vehicle is removed from service and auctioned off.

Surplus vehicles provide significant value to the organization and are an economical viable strategy to meet the immediate service needs citywide. There are a total of eleven vehicles in the surplus fleet, but at some point, as the vehicles continue to age and conditions deteriorate, surplus vehicles must be removed from service. Adding a small number of new vehicles to the permanent fleet is required to meet the long term needs of the City.

The Parks Section fleet consists of 18 vehicles and is made up of various size pickup, flatbed and dump trucks - six are surplus vehicles. Unit No. 2073 is part of the Park's regular fleet and is a 2001 Ford F250 pickup with 84,040 miles. The vehicle exceeds the replacement age requirement, but has less than 100,000 miles.

Unit No. 2074 is a 2001 Ford Ranger pickup with 29,129 miles and is assigned to the Building Maintenance Section. The vehicle exceeds the replacement age requirement, but has less than 100,000 miles. Additionally, the vehicle does not meet the current need of the Building Maintenance Supervisor who requires a larger truck and a truck that will accommodate multiple passengers.

## **DISCUSSION**

Maintaining a surplus fleet provides an economical method of providing vehicle support of citywide services and can defer the need to purchase additional new vehicles. This strategy ensures that the City is getting the best value and maximum use from each vehicle it has purchased.

The current surplus fleet continues to age, requiring additional time and expense to maintain. Adding new vehicles to the total number of the budgeted fleet will allow DPW to remove and auction surplus vehicles that are at an end of their useful life but are still being used to support City services.

DPW is recommending that two new service vehicles be added to the Park Section's regular fleet and that two surplus vehicles will be removed from service and sent to auction. The City Council approved, during the FY 16/17 budget preparation, a \$130K allocation for the purchase of two new Park Service trucks.

Council also approved \$70K to replace Park Maintenance Unit No. 2073 and \$45K to replace Building Maintenance Unit No. 2074. These two units will remain in service as part of the surplus fleet and two other units in the surplus fleet will be removed from service and sent to auction, totaling four surplus fleet vehicles sent to auction.

Council approval is needed to proceed with the purchases, as the estimated fair market value for each new piece of equipment exceeds \$25,000.

Staff has developed detailed specifications for the purchase of the new fleet vehicles, which are available for review in the Public Works Superintendent's office.

### FISCAL IMPACT

The replacement units are funded in the Vehicle and Equipment Maintenance Operating Budget for an estimated total of \$245,000.

Four surplus vehicles will be sent to auction. Any and all proceeds (salvage value) realized will be returned to the Motor Pool Fund.

### ALTERNATIVES

1. Direct staff to suspend the bidding process and delay the purchase of this equipment.
2. Direct staff to consider alternative equipment.

Prepared by:

  
\_\_\_\_\_  
Alex Mordwinow, Public Works Superintendent

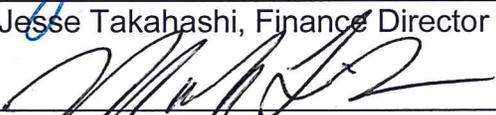
Reviewed by:

  
\_\_\_\_\_  
Todd Capurso, Public Works Director

Reviewed by:

  
\_\_\_\_\_  
Jesse Takahashi, Finance Director

Approved by:

  
\_\_\_\_\_  
Mark Linder, City Manager

Attachment: Resolution

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAMPBELL  
APPROVING SPECIFICATIONS AND AUTHORIZING BIDS  
FOR PURCHASE OF FOUR NEW PUBLIC WORKS SERVICE PICKUP TRUCKS**

**WHEREAS**, procurement of four (4) Public Works Service Pickup Trucks is funded in the FY 2016/17, Vehicle and Equipment Maintenance Budget; and

**WHEREAS**, in accordance with the City of Campbell's Purchasing Policy if the equipment's estimated fair market value is greater than Twenty-Five Thousand Dollars the formal bid process has to be used; and

**WHEREAS**, the existing funding has been approved for four (4) Public Works Service Pickup Trucks; and

**WHEREAS**, four surplus vehicles will be sent to auction and all proceeds (salvage value) realized will be returned to the Motor Pool Fund; and

**WHEREAS**, staff is requesting the purchase of four (4) Public Works Service Pickup Trucks not to exceed \$245,000.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Campbell does hereby approve the specifications and authorizes the call for bids for four (4) Public Works Service Pickup Trucks not to exceed \$245,000.

**BE IT FURTHER RESOLVED** that the City Council of the City of Campbell hereby authorizes the Public Works Director to award the contract for procurement of this equipment.

**PASSED AND ADOPTED** this 15th day of November 2016, by the following roll call vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

APPROVED:

\_\_\_\_\_  
Jason T. Baker, Mayor

ATTEST:

\_\_\_\_\_  
Wendy Wood, City Clerk



*City  
Council  
Report*

Item: 5.  
Category: Consent Calendar  
Meeting Date: November 15, 2016

**TITLE: Approval of Budget Adjustment for the Electronic Bike Lockers Project (Resolution/Roll Call Vote)**

**RECOMMENDATION**

That the City Council adopt the attached resolution:

1. Approving a budget adjustment for the Electronic Bike Lockers Project 16-QQ.

**BACKGROUND**

On January 5, 2016, the City Council adopted Resolution No. 11926 authorizing the Public Works Director to submit a Transportation Fund for Clean Air (TFCA) Program grant application to the Bay Area Air Quality Management District (Air District) for the Campbell Electronic Bike Lockers Project. The Electronic Bike Lockers Project would install eight bike lockers (four spaces each) at the Hamilton and Downtown Campbell light rail stations.

On March 10, 2016, staff learned that the Air District had awarded \$20,000 in TFCA grant funds toward the project. On April 7 the funding agreement between the Air District and the City of Campbell was executed.

On June 24, 2016, staff submitted an encroachment permit application to Caltrans since the Hamilton Light Rail Station sits on State-owned property. On September 12, 2016, staff received the Caltrans encroachment permit.

**DISCUSSION**

The total project cost is estimated to be \$42,100. Since the maximum TFCA grant amount is \$20,000, a total of \$22,100 in local matching funds is required to complete the project. Earlier this year the City Council issued a directive to make funds available for bicycle projects and programs. Council directed staff to establish a reserve in the amount of \$500,000 to address specific Council Priorities, which included expanding the use of bikes in and around the downtown area. Staff is recommending that the required matching funds be allocated from this reserve. Alternative funding sources for this project include the use of Transportation Development Act (TDA) Article 3 Guaranteed

funds and the City's Bike/Pedestrian/Traffic Safety Improvement (construction tax) funds.

However, the City's current TDA funds are designated for several other competing uses including retrofitting traffic signals for accessibility (e.g., lowering pedestrian pushbuttons for purposes related to ADA requests), the Virginia Avenue Sidewalks Project 14-HH, and the Citywide Sharrows Project 17-CC. Similarly, the City's Bike/Pedestrian/Traffic Safety Improvement funds can be used for other purposes as well (e.g., traffic studies, traffic counts, and surveys resulting from service requests from the public).

**FISCAL IMPACT**

The attached budget adjustment has been prepared for Council's consideration to provide \$22,100 in Council priority funds as the project local match.

Staff recommends using the Council priority funds to allow the TDA and Bike/Pedestrian/Traffic Safety Improvement (construction tax) funds to be used for other purposes and unforeseen needs.

**ALTERNATIVES**

1. Do not approve the budget adjustment.
2. Approve the budget adjustment but do not use Council priority funds.

Prepared by: Matthew Jue  
Matthew Jue, Traffic Engineer

Reviewed by: Todd Capurso  
Todd Capurso, Public Works Director

Reviewed by: Jesse Takahashi  
Jesse Takahashi, Finance Director

Approved by: Mark L. Linder  
Mark L. Linder, City Manager

- Attachments: 1. Resolution  
2. Budget Adjustment

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAMPBELL  
APPROVING A BUDGET ADJUSTMENT FOR THE ELECTRONIC  
BIKE LOCKERS PROJECT**

**WHEREAS**, the Electronic Bike Lockers Project (CIP No. 16-QQ) was awarded a Transportation Fund for Clean Air (TFCA) grant for the amount of \$20,000 to furnish and install electronic bike lockers at the Hamilton and Downtown Campbell Light Rail Stations; and

**WHEREAS**, the total project cost is estimated to be \$42,100; and

**WHEREAS**, the City is required to provide a local match of \$22,100 to complete the project; and

**WHEREAS**, the City Council issued a directive making priority funds available for bicycle projects and programs; and

**WHEREAS**, a budget adjustment in the amount of \$22,100 in Council priority funds would provide the funds needed for the local match; and

**WHEREAS**, without the use of the Council priority funds, alternative fund sources such as Transportation Development Act (TDA) grant funds or Bike/Pedestrian/Traffic Safety Improvement (construction tax) funds would need to be tapped for the required local match.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Campbell approves the budget adjustment allocating \$22,100 in Council priority funds to the Electronic Bike Lockers Project 16-QQ and related transfers.

**PASSED AND ADOPTED** this 15<sup>th</sup> day of November, 2016, by the following roll call vote:

AYES:           COUNCILMEMBERS:  
NOES:           COUNCILMEMBERS:  
ABSENT:        COUNCILMEMBERS:

APPROVED:

\_\_\_\_\_  
Jason T. Baker, Mayor

ATTEST:

\_\_\_\_\_  
Wendy Wood, City Clerk

# City of Campbell Request for Budget Adjustments

Attachment 2

Department/Program	Division	Date	Request No.
Public Works	CIP 16QQ Elect. Bike Lockers	November 15, 2015	BA 7 <span style="border: 1px solid black; border-radius: 50%; padding: 2px;">40</span>

### Budget to be Reduced

Fund	Account Number	Description	Amount
101	3699	City Council Set Aside <b>Priority Reserve Fund</b>	22,100

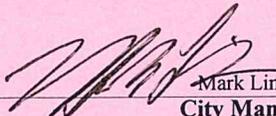
### Budget to be Increased

Fund	Account Number	Description	Amount
212	535.4565	Transportation Fund for Clean Air (TFCA) Grant	20,000
212	16QQ.9999	Capital transfers out	20,000
101	16QQ.9999	Capital transfers out	22,100
435	990.6999	Capital transfers in	42,100
435	16QQ.7430	Professional & special services	20,000
435	16QQ.7883	Improvement other than building	22,100

*mg*

**REASON FOR REQUEST - BE SPECIFIC:**

Increase Transportation Fund for Clean Air (TFCA) program grant budget \$20,000, request using \$22,100 from Council Priority Funds as local match fund, and add appropriation budget \$42,100 to CIP 16QQ Electronic Bike Lockers Project.

 Todd Capurso <b>Public Works Director</b>	 Jesse Takahashi <b>Finance Director</b>	 Mark Linder <b>City Manager</b>
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# City Council Report

Item: 6.  
Category: Consent Calendar  
Meeting Date: November 15, 2016

**TITLE: RESOLUTION AFFIRMING AGREEMENT FOR CITY MANAGER SERVICES  
(Resolution/Roll Call Vote)**

## RECOMMENDATION

That the City Council adopt the attached resolution affirming an agreement for City Manager services.

## DISCUSSION

The City Council has concluded negotiations with Brian Loventhal for an agreement for City Manager services. The attached resolution affirms approval of an agreement for City Manager services, based on the unanimous direction of the City Council in closed session on November 1, 2016.

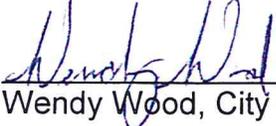
## ALTERNATIVES

1. Do not approve the attached resolution.
2. Provide other direction to staff.

Prepared by:

  
Jill Lopez, Human Resources Manager

Reviewed by:

  
Wendy Wood, City Clerk

Approved by:

  
William Seligmann, City Attorney

Attachment A – Resolution

Attachment B – City Manager Agreement

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAMPBELL  
AFFIRMING AN AGREEMENT WITH BRIAN LOVENTHAL FOR HIS  
EMPLOYMENT AS CITY MANAGER**

**WHEREAS**, the City Council has completed a recruitment for City Manager; and

**WHEREAS**, Section 2.16.020 of the Campbell Municipal Code provides that compensation for all appointed officers and employees of the City shall be fixed by Resolution, and

**WHEREAS**, the City Council has authorized an employment agreement establishing the salary, benefits and working conditions of the City Manager for the duties and responsibilities of that position as set forth by the Campbell Municipal code, Section 2.12,

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Campbell affirms the employment agreement with Brian Loventhal for City Manager, effective December 5, 2016.

**PASSED AND ADOPTED** at regular meeting of the City Council of the City of Campbell this 15th day of November, 2016, by the following roll call vote:

AYES: Councilmembers:  
NOES: Councilmembers:  
ABSENT: Councilmembers:

APPROVED:

\_\_\_\_\_  
Jason T. Baker, Mayor

ATTEST:

\_\_\_\_\_  
Wendy Wood, City Clerk

## AGREEMENT FOR CITY MANAGER SERVICES

WHEREAS, the CITY OF CAMPBELL (hereinafter referred to as "City") has completed a review of applicants for the position of City Manager;

WHEREAS, BRIAN LOVENTHAL applied for the position of City Manager;

WHEREAS, City desires to retain the services of BRIAN LOVENTHAL;

WHEREAS, BRIAN LOVENTHAL desires to serve as City Manager for the City; and

WHEREAS, the City desires to provide certain benefits, establish certain conditions of employment, and to set working conditions of BRIAN LOVENTHAL (hereinafter referred to as "City Manager");

NOW, THEREFORE, for and in consideration of each others' mutual promises, the undersigned parties agree as follows:

1. City Manager agrees to perform the functions and duties of the City Manager of Campbell as set forth in applicable State or local laws, ordinances, resolutions and policies, as well as such instructions and assignments as may be given to him by the Campbell City Council, commencing on December 5, 2016, and continuing until terminated as provided by this Agreement.
2. During his employment, City Manager shall receive the following salary and benefits:
  - a. The City Manager shall earn an initial annual salary of \$212,000 per year commencing on December 5, 2016. This salary may be adjusted at any time by Resolution of the City Council. The City Council shall review the City Manager's Compensation at such time as the City Council reviews the City Manager's performance pursuant to section 3 of this Agreement. The City Council shall not be obligated to make any adjustment to the City Manager's compensation, and the decision of whether or not to make such adjustments shall be left to the sole discretion of the City Council;
  - b. In addition to the foregoing salary, the City Manager shall receive an automobile allowance of \$225 per month to compensate him for the use of his personal vehicle for City business. The City Manager shall be fully credited with 15 days of paid vacation upon commencement of employment and five (5) days sick leave upon commencement of employment. In addition, the City Manager shall accrue vacation at the rate of 5.85 hours per pay period; shall accrue sick leave in accordance with the sick leave accrual schedule for executive employees; and shall receive all other benefits normally and usually provided to City Department Heads as of December 5, 2016 unless specified herein or modified by resolution of the City Council; provided, however that the City shall pay the full premium for any medical insurance coverage afforded for the City Manager and his family members;

- c. In addition to the foregoing salary, the City will make, in equal proportionate amounts each pay period, an annual contribution of \$5,000 into an account for the City Manager in the City approved Section 457 Deferred Compensation Plan. Such contribution is in addition to the City contribution made on behalf of all management employees;
  - d. The City Manager shall also be entitled to a monthly allowance of \$40 to be used for a cellular phone service;
  - e. The City Manager shall also be entitled to such benefits as approved by Resolution of the City Council.
3. The City Council shall review and evaluate the City Manager upon the first six months and twelve months of service. The City Manager shall also be reviewed and evaluated upon the completion of every twelve months of service thereafter, and at any other times the City Council deems necessary and appropriate.
  4. This Agreement shall remain in effect from year to year until terminated.
  5. Notwithstanding section 4 of this Agreement, because an intimate and confidential relationship is necessary between the City Manager and the City, the City Manager understands and agrees that City Manager serves at the pleasure of City, and may be terminated at the will of City at any time and without prior notice, and without statement of reasons or grounds therefor. However, the City Manager shall not be removed during the sixty (60) day period following any change in membership of the Council except upon a vote of at least four/fifths of the City Council.
  6. In the event that the City Manager voluntarily chooses to resign his employment, he shall give the City Council at least thirty (30) days' advance written notice of his decision, so that the City Council may undertake a reasonable effort to find a successor.
  7. Notwithstanding anything contained in paragraph 4 of this Agreement, in the event that the City Manager is terminated by City while the City Manager is willing and able to perform his duties under this Agreement, then he shall be entitled to continue to receive the salary set forth in paragraph 2 of this Agreement, for a period of six (6) months following his termination, provided that:
    - a. City Manager shall make himself reasonably available to City during said six (6) month period to consult on City business; and
    - b. City Manager's termination is not due to an act of moral turpitude, a fraud against City, a conviction of any illegal act involving personal gain to him, or any other act or omission on the part of the City Manager wholly inconsistent with his position or responsibilities.

Nothing contained in this section shall apply in the event of a voluntary resignation of the City Manager. Additionally, the compensation afforded under this section shall be the exclusive and sole remedy of City Manager for any termination of his employment. This section provides for a full and final release of

all known and unknown and unanticipated claims, injuries, damages, losses, demands, costs, liabilities, actions and causes of action that the City Manager may have against the City, now or in the future, arising out of his termination; and the City Manager waives all rights or benefits that the City Manager now has or in the future may have under the terms of Section 1542 of the Civil Code of the State of California, which section reads as follows:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE, WHICH IF KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR.

8. City's waiver of any term, condition or covenant, or breach of any term, condition or covenant shall not be construed as the waiver of any term, condition or covenant or waiver of the breach of any other term, condition or covenant.
9. This Agreement contains the entire Agreement between City and City Manager relating to the matters contained herein. Any prior agreements, promises, negotiations, or representations not expressly set forth in this Agreement are of no force or effect. Subsequent modifications to this Agreement shall be in writing and signed by both City and City Manager.
10. If any term, condition or covenant of this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions of this Agreement shall be valid and binding on City and City Manager.
11. This Agreement shall be governed and construed in accordance with the laws of the State of California.
12. This Agreement may be executed in counterparts and will be binding as so executed.

The undersigned parties having read and understood the foregoing terms and conditions of this Agreement hereby agree to be bound thereby.

Dated: \_\_\_\_\_

\_\_\_\_\_  
BRIAN LOVENTHAL

Dated: \_\_\_\_\_

\_\_\_\_\_  
JASON BAKER  
Mayor



# City Council Report

Item: 7.  
Category: Consent Calendar  
Meeting Date: November 15, 2016

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**TITLE: ACCEPTANCE OF DONATION FROM THE CAMPBELL POLICE FOUNDATION**

## **RECOMMENDATION**

It is recommended that the City Council accept a donation from the Campbell Police Foundation for an unmanned aerial vehicle (UAV) to be used primarily for aerial photography and crime scene documentation.

## **BACKGROUND**

The Campbell Police Foundation is an independent 501(c)(3) non-profit organization led by a group of dedicated community members who have created a partnership with the police department. From essential equipment, to specialized training and innovative programs that would otherwise be unfunded, the support provided by the foundation directly improves public safety and supports the Campbell Police Department's mission.

For several years, the Campbell Police Department has been exploring the option of adding a UAV to the resources available to the department. Rapid advances in technology have led to the development and increased capabilities of UAVs. That technology is now becoming a common tool used by law enforcement agencies nationwide.

## **DISCUSSION**

We live in a society that is extremely sensitive to the idea of preventing unnecessary government intrusion into any facet of our lives. Personal rights are cherished and legally protected by the Constitution. Despite their proven effectiveness, concerns about privacy threaten to overshadow the benefits this technology promises to bring to public safety.

While the primary purpose for the UAV would be aerial photography related to crime scenes and major traffic collisions, it could also be used under rare circumstances to assist officers in finding missing children and at-risk adults, or other critical incidents presenting

an immediate and serious threat to public safety and human life, such as an active shooter or hostage/barricade situation.

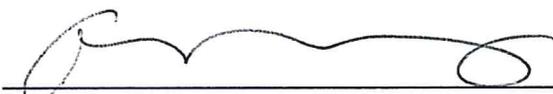
The potential benefits of UAVs are irrefutable. However, privacy concerns are an issue that must be dealt with. The Campbell Police Department understands the privacy concerns and has a policy and procedures in place to ensure that the UAV would only be used for approved purposes. Any use of the UAV would require authorization from the Chief of Police or Division Commander.

**FISCAL IMPACT**

There is no fiscal impact related to this item.

**ALTERNATIVES**

- 1) Do not accept the donation.
- 2) Provide other direction to staff.

Prepared by:   
Gary Berg, Captain

Reviewed by:   
David Carmichael, Chief of Police

Approved by:   
Mark Linder, City Manager



# City Council Report

Item: 8.  
Category: **Public Hearing**  
Meeting Date: **November 15, 2016**

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**TITLE: Public Hearing to consider a Mills Act Application request for property located at 226 Alice Avenue in the Alice Avenue Historic District. (Resolution / Roll Call Vote)**

## RECOMMENDATION

The Historic Preservation Board recommends that the City Council take the following action:

1. Authorize the City Manager to enter into a Mills Act contract with the property owners of 226 Alice Avenue.

## ENVIRONMENTAL DETERMINATION

The proposed designation as a Mills Act property is Categorical Exempt under Section 15331, Class 31 of the California Environment Quality Act (CEQA), pertaining to projects involving the maintenance, rehabilitation, restoration, preservation, or reconstruction of historical resources.

## BACKGROUND

Since 2011, five (5) Mills Act contracts have been approved as part of the City's Mills Act Incentive Program to assist property owners of locally-designated historic residences to benefit from tax savings in exchange for reinvestment towards the structures' preservation. On October 5, 2016, the City received its sixth Mills Act application (PLN2016-319). The Mills Act program provides the City with significant latitude in determining which historic resource property owner should secure a contract. Given that the City of Campbell's program is limited to a maximum of ten contracts, the application review process becomes vitally important in order to ensure that contracts are awarded appropriately. On October 26, 2016, the Historic Preservation Board (HPB) reviewed the application and unanimously recommended approval of the Mills Act contract. Per enacting State legislation<sup>1</sup>, Mills Act contracts are a minimum period of 10 years with automatic yearly extensions that stay with the property when transferred.

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<sup>1</sup> California Government Code, Article 12, Sections 50280 - 50290

## DISCUSSION

The subject property at 226 Alice Avenue is located within the Alice Avenue Historic District. The residential subdivision “Hyde Residential Park” was built to house employees of the George E. Hyde Company. George Hyde, his wife Alice Hyde, and members of their family also lived in the neighborhood. Alice Hill Hyde, namesake of Alice Avenue, lived her last days in the subject home which is named the “Alice Hyde House”, according to the City’s Primary Record of this property (**Attachment 3**).

The HPB reviewed the criteria for approval and found that the quality and quantity of proposed improvements would provide a public benefit; the improvements would reduce the possibility of irreparable harm to the property from deterioration or neglect; and an appropriate percentage of the tax savings would be put back into the property as part of the maintenance and treatment plan (**Attachments 4 & 5**).

## PUBLIC OUTREACH

A 300-foot notice has been sent to each property owner within a 300-foot radius of this property. Additionally, a notice in the Campbell Express was placed in the newspaper more than 10 days prior to this hearing.

## FISCAL IMPACT

In the first year, the estimated tax savings to the homeowner is approximately \$7,100 and the estimated tax loss to the City’s General Fund is approximately \$923 assuming that the City receives approximately 13% of the tax paid to the County. The tax reduction would remain in effect until such time that either the City or the owner exercises their right to cancel the renewal, in which case the contract would expire 10 years after the date of nonrenewal.

## ALTERNATIVES

1. Do not authorize the City Manager to enter into a Mills Act contract with the property owners of 226 Alice Avenue.
2. Return the request back to the Historic Preservation Board to respond to specific questions prior to rendering a decision.
3. Continue the matter to allow staff time to respond to specific questions.

## NEXT STEPS

Following Mills Act contract recordation with the Santa Clara County Recorder’s Office, the City Clerk will mail a copy of the recorded contract to the Santa Clara County Office of the Assessor. Within six months of Mills Act contract recordation with the Santa Clara County Recorder’s Office, the property owner is required to provide written notice to the State Office of Historic Preservation of the California Department of Parks and Recreation. The notification must state that the property owner has entered into a Mills

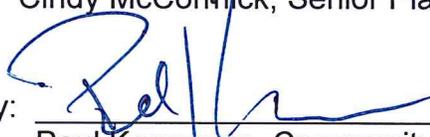
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Act contract with the City of Campbell. A copy of the notice must also be mailed to the City of Campbell City Clerk.

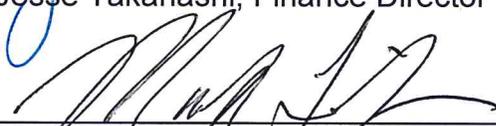
Attachments:

1. Resolution
2. Location Map
3. Primary Record
4. Application, maintenance schedule, and property photos
5. Historic Preservation Board staff report

Prepared by:   
Cindy McCormick, Senior Planner

Reviewed by:   
Paul Kermoyan, Community Development Director

Reviewed by:   
Jesse Takahashi, Finance Director

Approved by:   
Mark Linder, City Manager

RESOLUTION NO. \_\_\_\_\_

**BEING A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAMPBELL APPROVING A MILLS ACT HISTORIC PRESERVATION CONTRACT FOR 226 ALICE AVENUE AND DIRECTING THE CITY MANAGER TO EXECUTE SAID CONTRACT WITH THE PROPERTY OWNERS**

**WHEREAS**, on October 4, 2011 the City Council of the City of Campbell adopted Resolution 11333 establishing the Mills Act Historic Property Incentive Pilot Program for historic residential properties; and

**WHEREAS**, approval of a Mills Act Historic Preservation Contract is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15331, Class 31, pertaining to projects involving the maintenance, rehabilitation, restoration, preservation, or reconstruction of historical resources, provided that the activity meets published federal standards for the treatment of historic properties. These federal standards describe means of preserving, rehabilitating, restoring, and reconstructing historic buildings without adversely affecting their historic significance; and

**WHEREAS**, there is no evidence that this contract would result in any significant negative environmental impact; and

**WHEREAS**, California Government Code, Section 50280 et seq., and California Revenue and Taxation Code, Section 439 et seq., authorize the City of Campbell to enter into contract with owner(s) of qualified historical property; defined as property that is (a) located entirely within the City of Campbell; (b) is privately owned; (c) is taxed as residential property; and (e) is individually listed on the City of Campbell's adopted Historic Resource Inventory List, to restrict the use of the property in a manner which the City deems reasonable to carry out the purposes of the relevant state regulations; and

**WHEREAS**, the Mills Act program allows private property owners of qualified historic property to receive property tax relief in exchange for agreeing to preserve, rehabilitate, and maintain their historic properties for a specific period; and

**WHEREAS**, on October 26, 2016 the City of Campbell Historic Preservation Board unanimously supported a Mills Act Historic Preservation Contract for 226 Alice Avenue.

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Campbell hereby approves a Mills Act Historic Preservation Contract for 226 Alice Avenue and directs the City Manager to execute said contract with the property owners.

**PASSED AND ADOPTED**, this 15th day of November, 2016 by the following roll call vote:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

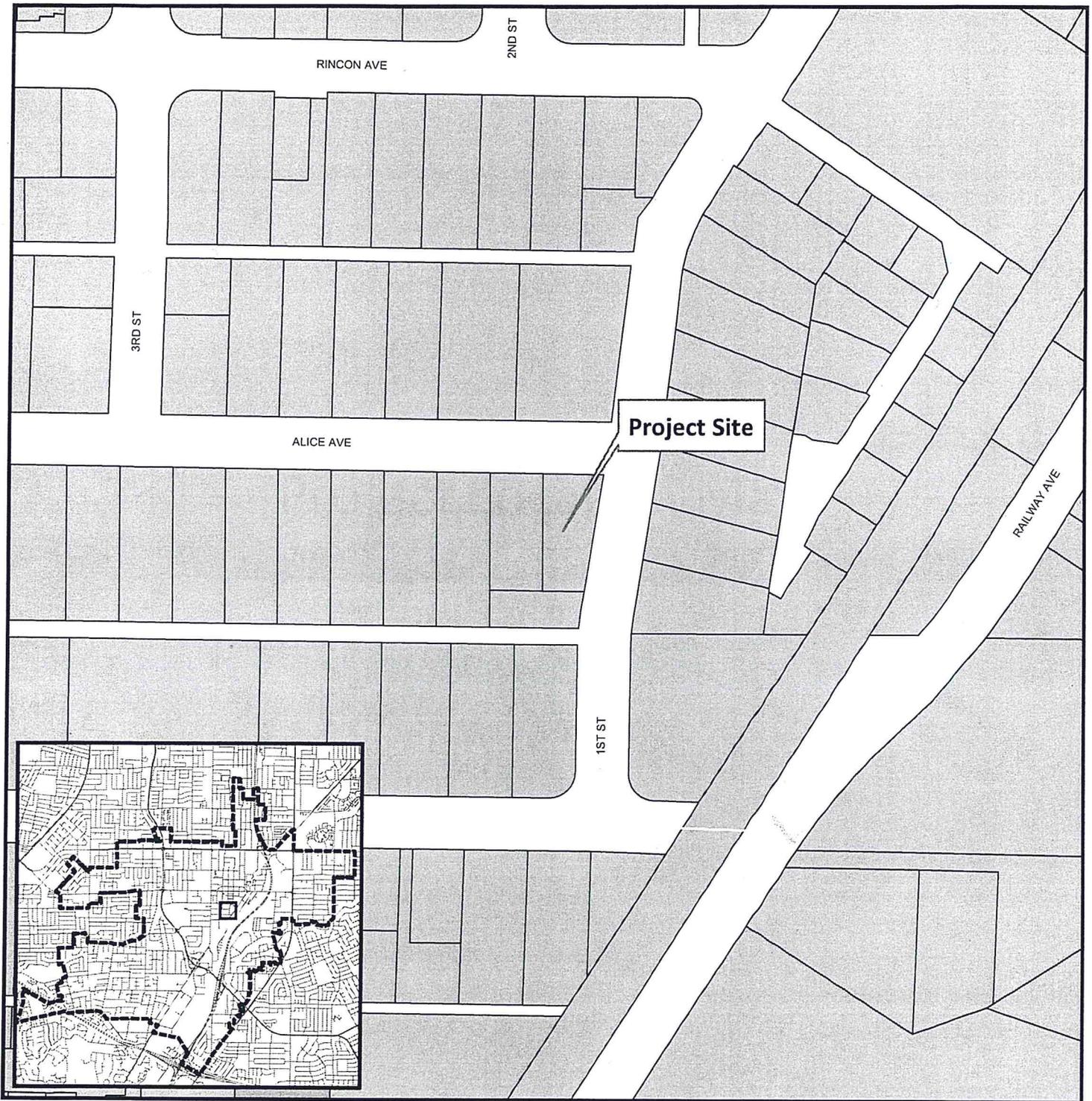
APPROVED: \_\_\_\_\_

Jason T. Baker, Mayor

ATTEST: \_\_\_\_\_

Wendy Clerk, City Clerk

# Project Location Map

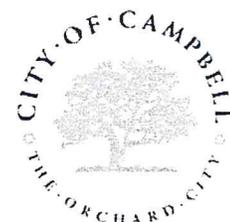
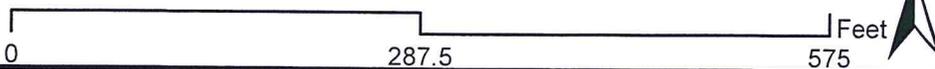


**Project Location:** 226 Alice Avenue

**Application Type:** Mills Act Historic Property Contract

**Planning File No.:** PLN2016-319

**Description:** To consider the subject property under the Mills Act Tax Incentive Program.



Community Development Department  
Planning Division

State of California - The Resources Agency Primary # \_\_\_\_\_  
 DEPARTMENT OF PARKS AND RECREATION HRI # \_\_\_\_\_  
**PRIMARY RECORD** Trinomial \_\_\_\_\_  
NRHP Status Code \_\_\_\_\_

Other Listings  
 Review Code \_\_\_\_\_ Reviewer \_\_\_\_\_ Date \_\_\_\_\_

Page 1 of 2 \*Resource Name or #: Alice Hyde House  
 P1. Other Identifier: Campbell Historic District Property  
 \*P2. Location:  Not for Publication  Unrestricted  
 \*a. County Santa Clara and (P2c, P2e, and P2b or P2d. Attach a Location Map as necessary.)  
 \*b. USGS 7.5' Quad \_\_\_\_\_ Date \_\_\_\_\_ T; \_\_\_\_\_ R \_\_\_\_\_ ;  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Sec \_\_\_\_\_ ; \_\_\_\_\_ B.M.  
 c. Address 226 Alice Ave. City Campbell Zip 95008  
 d. UTM: (Give more than one for large and/or linear resources) Zone \_\_\_\_\_ mE/ \_\_\_\_\_ mN  
 e. Other Locational Data: (e.g., parcel #, directions to resource, elevation, etc., as appropriate)  
 APN: 412-04-071

\*P3a. Description: (Describe resource and its major elements. Include design, materials, condition, alterations, size, setting, and boundaries)

Historic Single-Family Residence. One story home with a stucco exterior; medium gable roof with asphalt shingles and tar paper. Roof trim on gable end has the edge of the roof projecting with boards attached at roof edge. The eaves has a cornice with the fascia alone. The general composition of the windows is as follows: In front, two sash double hung and one sash casement; In back, two sash double hung and along the sides, two sash double hung windows. Special window types include two half elliptical opalescent windows on the north side of the house and projecting green house type windows in the front and back. There is an arched triangular shaped pediment supported by two tapered square columns in front. Straight cement brick leads to a four panel main door. Additional building features include an exterior stucco chimney against the side of the house.

\*P3b. Resource Attributes: (List attributes and codes) 02- Single Family Residence

\*P4. Resources Present:

Building  Structure  Object  
 Site  District  Element of District  Other (Isolates, etc.)

P5b. Description of Photo: (view, date, accession #) Front Façade, 07/09/07

\*P6. Date Constructed/Age and Source:  Historic  
 Prehistoric  
 Both  
1921

\*P7. Owner and Address:  
Charles and Virginia Kinderman  
(April 1987)

\*P8. Recorded by: (Name, affiliation, and address)  
Kevin Tokanaga  
City of Campbell Museum  
51 N. Central

\*P9. Date Recorded: March 1986  
 \*P10. Survey Type: (Describe)

P5a. Photograph or Drawing (Photograph required for buildings, structures, and objects.)



\*P11. Report Citation: (Cite survey report and other sources, or enter "none.") Survey 1977-78

\*Attachments:  NONE  Location Map  Continuation Sheet  Building, Structure, and Object Record  
 Archaeological Record  District Record  Linear Feature Record  Milling Station Record  
 Rock Art Record  Artifact Record  Photograph Record  Other (List):

**BUILDING, STRUCTURE, AND OBJECT RECORD**

\*NRHP Status Code \_\_\_\_\_

Page 2 of 2 \*Resource Name or # (Assigned by recorder) \_\_\_\_\_

B1. Historic Name: Alice Hyde House

B2. Common Name: Alice Hyde House

B3. Original Use: Single-Family Home

B4. Present Use: Same

\*B5. Architectural Style: California Bungalow (stucco)

\*B6. Construction History: (Construction date, alterations, and date of alterations)

Built, 1921.

\*B7. Moved?  No  Yes  Unknown Date: \_\_\_\_\_ Original Location: \_\_\_\_\_

\*B8. Related Features:

B9a. Architect: \_\_\_\_\_

b. Builder: \_\_\_\_\_

\*B10. Significance: Theme Economic/Industrial

Area \_\_\_\_\_

Period of Significance \_\_\_\_\_

Property Type \_\_\_\_\_

Applicable Criteria \_\_\_\_\_

(Discuss importance in terms of historical or architectural context as defined by theme, period, and geographic scope. Also address integrity.)

Alice Avenue was created in 1915 on a portion of the site of the fruit drying yards owned by the George E. Hyde Company, a canning and fruit dehydrating plant occupying 17 acres in Campbell. The land was originally owned and utilized by Flamming's Fruit Dryer (1887); sold to Frank Buxton's Dryer (1890, and again sold to Campbell Fruit Grower's Union (1892) which owned and controlled the drying yards and packing house until its sale to George Hyde in 1909. The residential subdivision, "Hyde Residential Park" was built primarily for housing cannery workers, though George and Alice Hyde (the Street's namesake) resided there too.

This is the house where Alice Hill Hyde, wife of George E. Hyde of the Hyde Cannery (Sunnyvale Brand) and namesake of Alice Avenue lived her last days.

B11. Additional Resource Attributes: (List attributes and codes) \_\_\_\_\_

\*B12. References:

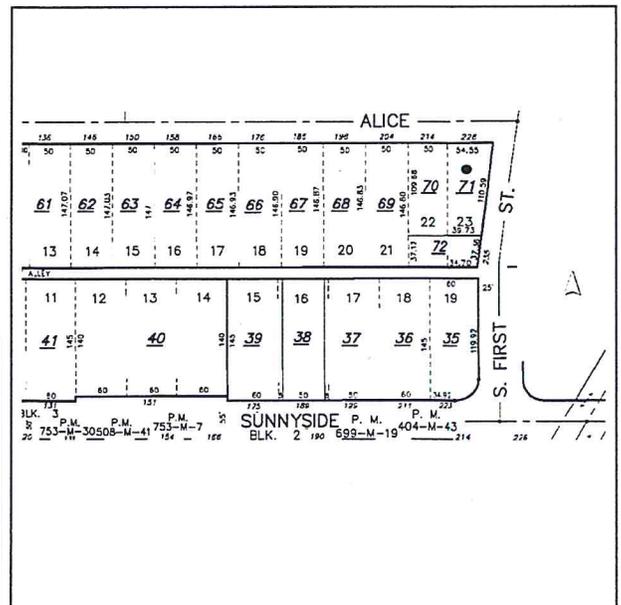
See P11

B13. Remarks:

\*B14. Evaluator: See P8

\*Date of Evaluation: See P9

(This space reserved for official comments.)



**CITY OF CAMPBELL MILLS ACT PROPERTY TAX INCENTIVE PROGRAM**

**APPLICATION FORM**

Submit to City of Campbell Planning Division, 70 N. First Street, Campbell, CA 95008, (408) 866-2140

Please complete the information below and attach supplemental information as required. A site plan and supplemental information, and the applicable application fee as shown on the back of this application form must accompany all applications. If you have questions regarding this application form, the application process, or general planning questions, please do not hesitate to contact the Planning Division at the address and phone number shown above. Office hours are Monday- Friday, 8 a.m.-noon and 1p.m.-5p.m. (Please note Planning counter is closed during the lunch hour).

**APPLICANT/OWNER/AGENT**

**Applicant's Name\*:** Robert Nicoletti  
**Mailing Address:** 226 Alice Ave **City:** Campbell **ST:** CA **Zip:** 95008  
**Phone:** (408) 482-1682 **Fax:** \_\_\_\_\_ **Email:** rnick05@yahoo.com

**Owner of Property-Name (if not applicant)\*:** \_\_\_\_\_  
**Mailing Address:** \_\_\_\_\_ **City:** \_\_\_\_\_ **ST:** \_\_\_\_\_ **Zip:** \_\_\_\_\_  
**Phone:** \_\_\_\_\_ **Fax:** \_\_\_\_\_ **Email:** \_\_\_\_\_

*\*If there is more than one applicant or owner, please list on an attached sheet*

**PROJECT LOCATION**

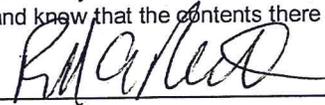
<sup>(1)</sup>Street/Site Address: 226 Alice Ave Assessor's Parcel Number(s): 412-04-071  
<sup>(2)</sup>Street/Site Address: \_\_\_\_\_ Assessor's Parcel Number(s): \_\_\_\_\_

**PROJECT DESCRIPTION**  
 (Please provide a project description, attach additional sheets as necessary):

The roof is over 40yrs old and needs replacement. All the fascia boards are warped and rotted. The garage has dryrot around main door and side door. Back patio is severely cracked and warped. The sewer line is damaged needs to be replaced. Paint is getting old. The landscaping in front on Alice need a retaining wall around the giant redwood.

**OWNER'S AUTHORIZATION**

I hereby authorize the City of Campbell to process this application, and I authorize the City of Campbell to enter upon the property described herein as reasonably necessary to evaluate the project. I have completed, or reviewed this application and any "Supplement to Application" forms and know that the contents there of are true and accurate to my own knowledge and I assume all responsibility for their accuracy.

<sup>(1)</sup>Property Owner's Signature\*:  Date: 5-13-16

<sup>(2)</sup>Property Owner's Signature\*: \_\_\_\_\_ Date: \_\_\_\_\_

*\*If more than one property or property owner is involved, please include owner's authorization for all additional properties*

**STAFF USE**

Assigned Case No.s: \_\_\_\_\_ Zone Designation: \_\_\_\_\_  
 Assigned Planner: \_\_\_\_\_ General Plan Designation: \_\_\_\_\_

**APPLICATION SUPPLEMENTAL FORM #1**  
**Priority Consideration Worksheet**

The following four criteria are used by the Historic Preservation Board to evaluate each contract application and to prioritize and rank them. Please use this form to explain why or how your historic resource and residential property should be considered a priority, attach additional sheet(s) if needed; or you may use an alternate form as provided it responds to the criteria listed below.

- A higher ranking will be given to those applications that demonstrate that entering into a Mills Act Historic Property Contract will result in the greatest number or value of improvements to the historic resource and property thereby resulting in the greatest benefit to the public.

*Explain what improvements are proposed for the historic resource and property and how you believe that completing those improvements will be a public benefit:*

This is the Alice Hyde house that gets a lot of walk by traffic.  
The exterior has not been updated since I have owned the house & y  
Patchwork on the roof and peeling paint make the house look run down.  
Sewer lines is original and is causing backups yearly.

- A higher ranking will be given to those applications that demonstrate that entering into a Mills Act Historic Property Contract will substantially reduce the threat to the historic resource and property of demolition, deterioration, abandonment, and/or general neglect.

*Explain the physical state of the historic resource and property and how you believe the proposed improvements will prevent the demolition, deterioration, abandonment and general neglect of the historic resource and property:*

The roof has been leaking and patched 3 times in 3 years. Replacement  
will prevent interior water damage. Sewer line backs up and need  
bi-yearly service. Dry rot in garage is weakening the structure  
around both doors. The patio retains water in rain causing  
more cracks.

- A higher ranking will be given to those applications that demonstrate, in cases of economic hardship, that entering into a Mills Act Historic Property Contract will result in the preservation and maintenance of a historic resource and property.

*Explain how you believe you have, or qualify as having, an economic hardship: (Applicant shall provide copies of their most recent tax return and must have a family income considered "low" based on the state guideline to justify a hardship)*

As a single income household it is difficult to save  
for all these repair cost.

- A higher ranking will be given to those applications that demonstrate the highest percentage of the tax savings being used to finance the property maintenance and improvements.

*Describe what percentage of the estimated tax savings you intend to reinvest into the property and structure to finance the improvements:*

The tax reduction per year is \$ 7,112 over 10 years  
\$71,120 my estimated 10 year maintenance and  
rehabilitation expenses are ~~\$127,973~~ over 10 yrs.  
\$57,973  
82% reinvestment

**APPLICATION SUPPLEMENTAL FORM #2**  
**Proposed Schedule and Plan for**  
**Maintenance and Treatment of the Historic Property**

Please list the proposed work to be done, the year(s) in which the work will be commenced and completed, the type of work (maintenance, rehabilitation, new construction, etc.), and the estimated cost of the work. Also, please attach information to substantiate the cost estimates. You may use any format convenient to you, provided the necessary information is included. Attach as many sheets as necessary.

	WorkTask	Typeof Work	Year Commenced	Year Completed	Estimated Cost
1	Replace roof	Rehab	2017	2017	\$10,000 <sup>00</sup>
2	Replace Siding	Rehab	2017	2017	\$ 1,500 <sup>00</sup>
3	Replace sewer line	Rehab	2019	2019	\$ 9,185 <sup>00</sup>
4	Repair Sagging Garage roof	Rehab	2017	2017	\$ 1,500 <sup>00</sup>
5	Replace knob & tube electrical	Maint	2020	2020	\$ 6,738 <sup>00</sup>
6	Repair dry rot around Garage	Maint	2018	2018	\$ 3,500 <sup>00</sup>
7	Replace Main Water line	Maint	2017	2017	\$ 5,000 <sup>00</sup>
8	Replace brick back Patio	Rehab	2022	2022	\$ 9,750 <sup>00</sup>
9	Paint exterior	Maint	2023	2023	\$ 3,500 <sup>00</sup>
10	Paint interior trim	Maint	2023	2023	\$ 1,800 <sup>00</sup>
11	Retaining Wall around redwood	Maint	2024	2024	\$ 2,000 <sup>00</sup>
12	Insulation in Attic	Maint	2025	2025	\$ 3,500 <sup>00</sup>
13					
14					\$ 57,973 <sup>00</sup>
15					

APPLICATION SUPPLEMENTAL FORM #3

**Property Tax Adjustment Worksheet**

Please be aware that the assessed value you determine here is an estimate only and will not necessarily be the value determined by the Assessor. The Assessor assesses the property annually using values that will likely change from year to year; therefore, the assessed property taxes may change from year to year.

		<i>Instructions</i>	<i>Value</i>	<i>Notes</i>
<b>ANNUAL PROPERTY INCOME</b>				
Line1	Monthly Rental Income		\$ <u>3500</u>	Even if the property is owner-occupied, an estimated monthly rental income is needed as a basis for this worksheet.
Line2	Annual Rental Income	Multiply Line 1 by 12 (months)	\$ <u>42000</u>	

<b>ANNUAL OPERATING INCOME</b>				
<i>Do not include mortgage payments or property taxes. Provide back-up documentation where applicable.</i>				
Line3	Management		\$ <u>2400</u>	Where applicable, include expense of on-site manager's unit and 5% off-site management fee; and describe other management costs.
Line4	Insurance		\$ <u>800</u>	Fire, Liability, etc.
Line5	Utilities		\$ <u>3000</u>	Water, Gas, Electric

Property Tax Worksheet

		Instructions	Value	Notes
Line6	Maintenance		\$ 2046	Maintenance includes: painting, plumbing, electrical, gardening, cleaning, mechanical, heating repairs, and structural repairs. All costs should be recurring annually.
Line7	Other Operating Expenses		\$ 624	Security, services, etc.
Line8	Total Expenses	Add lines 3 through 7	\$ 8264	

NET OPERATING INCOME				
Line9	Net Total	Line 2 minus Line 8	\$ 33136	

CAPITALIZATION RATE				
Line10	Interest Rate	6.0% (for year 2005)	6.0 %	As determined by the State Board of Equalization for the specified year.
Line11	Risk Rate	Owner occupied one-family home=4% All other property=2%	4 %	
Line12	Property Tax Rate	1%	1 %	
Line13	Depreciation Rate	3.3%	3.3 %	
Line14	Total Capitalization Rate	Add lines 10 through 13	14.3 %	

NEW ASSESSED VALUE				
Line15	Mills Act Assessed Value	Line 9 divided by Line 14	\$ 231,720	

NEW TAX ASSESSMENT				
Line16	Current Tax		\$ 9429	General tax levy only- do not include voted indebtedness or direct assessments
Line17	Tax Under Mills Act	Line 15 times .01(1%)	\$ 2317	
Line18	Estimated Tax Reduction	Line 16 minus Line 17	\$ 7112	



# J. A. M. Custom Painting

## Exterior Painting Proposal

Scott Brooking  
925-784-6210  
2627 Kelly Street  
Livermore CA 94551  
www.sabrooking22@gmail.com

**Owners Name:** Bob Nicoletti  
**Address:** 226 Alice Avenue  
Campbell CA 95008  
**Customer #** 22122926  
**Property Address:** Same  
**Property Square Footage:** 1200

**Scope of Work:** J.A.M. Custom Painting & Design hereby submits the following specification and estimates to paint and/or improve the exterior of the above said property:

- | Yes                                 | No                                  |  |
|-------------------------------------|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Inspect the surface to be painted to determine the work that needs to be performed.                      |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Pressure wash the surface to be painted.   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Patch and repair cracks and breaks when necessary.   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Remove loose, peeling and flaky paint by scraping and/or sanding.  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Apply recommended primer to all bare surface when needed.  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Apply full coat of recommended paint to all surfaces.  |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Split colors on overhangs and side walls.  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Overhangs and side walls to be same color.   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Apply full coat of paint to all exterior doors.  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Clean up and remove all debris daily.  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Inspect finished job with our customer and correct any items of concern to assure customer satisfaction. |

**Special Instructions:** Paint all interior trim  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SB Initials Any unforeseen dryrot or changes or extra requested by the Purchaser will be added at the charge of \$75.00 per hour, plus materials cost.

J.A.M. Custom Painting & Design to furnish all materials, equipment and labor in accordance with the above specifications for the sum of:

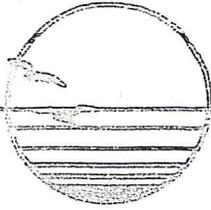
Exterior	\$ 3,500
Interior Trim	\$ 1,800
<b>Total</b>	<b>\$ 5,300</b>

**Note:** This proposal may be withdrawn if not accepted within 15 days from 10/01/2016.

Scott Brooking  
Scott Brooking  
J.A.M. Custom Painting  
Lic # 916726

10.1.2016  
Date

\_\_\_\_\_  
Customer Signature



# PACIFIC CONCRETE

# JOB ESTIMATE

1494 CHERRY AVE.  
SAN JOSE, CA 95125

Cont. Lic. #518262

PH: 408-286-4478  
Fax: 408-286-2540

CUSTOMER <i>Robert Nicoletti</i>	HM PHONE	WK PHONE <i>482 1689</i>	
ADDRESS <i>226 Alice</i>	CITY <i>Campbell</i>	ZIP	DATE <i>7-16-09</i>

- TRACTOR & TRUCK    YES   NO
- JACK HAMMER        YES   NO
- DISPOSAL LOAD      YES   NO
- CONCRETE SAWING   YES   NO
- EXPANSION JOINT    YES   NO
- REBAR                YES   NO
- WIRE MESH          YES   NO
- FINISH \_\_\_\_\_
- OTHER INSTRUCTIONS:

### SCOPE OF WORK

A) Remove existing brick patio 375 sq. ft  
pour 3 1/2" - 4" concrete base reinforced  
with wire mesh.  
Install brick over concrete base in  
mortar bed. grout with mortar.  
Estimated labor & materials \$ 9750.

B) Concrete cap over existing  
brick patio. 3" - 3 1/2" thick, wire  
mesh reinforcement.  
Light broom finish, with deep  
score joints for expansion &  
design.  
Estimated cost \$ 2800.

CROSS STREETS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

For job scheduling or other  
questions, please call  
408-286-4478

1. Not responsible for cracks.
2. Not responsible for any ground, utilities, irrigation, or  
sprinklers.
3. Extra charge for concrete removal thicker than 4" or  
steel reinforcement.

ESTIMATED  
COST \$ *above*

I have read and understand above.

Initials: \_\_\_\_\_

\_\_\_\_\_  
AUTHORIZATION TO START WORK



Pacific Coast  
 1750 S. 5<sup>th</sup> St.  
 San Jose, CA 95112

Robert Nicoletti  
 226 Alice Ave  
 Campbell, CA 95008

Date 9/06/16  
 Receipt No. Estimate  
 Served by Joel

## HOME REPAIR

Qty	Item/Service	Price/Unit	Total
1	Main Electrical panel 200A	\$250	\$250
2	Role 250ft 12/2 wire	\$65	\$130
21	6" Recess light fixture	\$22	\$462
21	6" White LED light Can Disk	\$32	\$672
1	Misc connectors, tie downs clamps...	\$75	\$75
	<b>Labor:</b>		
	Labor to update or replace existing electrical panel to code for added circuitry.	\$850	\$850
	Remove and replace existing knob and tube lighting circuitry with romex. 4 bedrooms, kitchen and hallway.	\$2300	\$2300
	Install new recess LED lighting fixtures living room, kitchen and 3 bedrooms (21 total).	\$1800	\$1800
Subtotal			\$6,5340
Tax			\$198
Shipping			
Total			\$6,738



**ULTIMATE ROOFING**

Lic. # 777253  
 P.O. Box 59446  
 SAN JOSE, CA 95159  
 (408) 297-4547 PHONE/FAX

# PROPOSAL

Submitted To: **Ed Pearson**

JOB NAME / NUMBER	JOB PHONE
	408 205-7305
JOB LOCATION	
226 Alice Ave Campbell	
ARCHITECT	DATE OF PLANS
STARTING DATE	COMPLETION DATE (Approximate)

SUBSTANTIAL COMMENCEMENT OF WORK SHALL CONSIST OF  
**Removal of the existing composition roof**

CONTRACTOR'S LICENSE NUMBER	HOME IMPROVEMENT SALESPERSON	SALESPERSON'S REGISTRATION NUMBER	DATE OF PROPOSAL
			10/29/2015

We hereby submit specifications and estimates for: **The house and detached garage**

The reroofing process will consist of the following:

1. Remove and haul away the existing composition roof(1 layer).
2. Install 30 lb. felt paper fastened with round plastic top ring shank nails.
3. Install new 26 gauge prepainted metal valleys.
4. Install new 26 gauge metal vent and pipe jack flashings.
5. Install a Landmark Pro composition roof mechanically fastened with coil roofing nails.
6. Install a 9" ridge vent system.
7. Install a high profile ridge covering.
8. Leave area clean of roofing debris.
9. We will warranty our workmanship for 10 years.
10. Our price for the above work including labor and materials is \$9,400.
11. We will replace damaged wood sheathing for \$60.00 a man hour plus the cost of materials.
12. Payment is due upon completion.

All Robert, search your mailbox

Search Mail

Search Web

Home Robert



Compose

Archive Move Delete Spam Move

Add Gmail, Outlook, AOL and more

Inbox (8)

Drafts

Sent

Archive

Spam (1115)

Trash (226)

Smart Views

Important

Unread

Starred

People

Social

Shopping

Travel

Finance

Folders

Drafts

Junk

Notes

Outbox

Unwanted

Work

Recent

robert nocoletti

People

Fred <fred@goallstar.com>

Today at 11:52 AM

To: rnick05@yahoo.com



Date 10-03-2016

Mr. Robert Nicolette

226 Alice Ave

Campbell CA 95008

[Rnick05@yahoo.com](mailto:Rnick05@yahoo.com)

(408)482-1682

Found that there are some of areas of concern that need to be addressed before they become urgent matters that need more work to complete.

After inspecting the property at the address above and discussing the project with Robert.

The following is what I feel would provide the best solution.

1. to excavate from 2<sup>nd</sup> clean out all the way to the new connection at the neighbor property approximately 25 feet by 4 feet in depth and replace the old clay pipe.
2. to replace all of the old cast iron pipe with new A.B.S from the foundation of the house to include step number one . Approximately 50 feet of excavation starting at 2 feet ending up at 5 feet in depth.

365 days warranty on labor for step one.

5 years warranty on labor and points of connection for step 2.

Investment will include parts labor permit and inspection.

Total investment \$4889.77 for step #1

Total investment \$9185.11 for step #2

GOGO Rooter is not responsible for any unforeseen problems.

Any additional work will be at an additional charge.

Gogo is not responsible for sheet rock.

We will advice of pipe integrity when cut.

All work performed will be inspected by the local authority.

Warm regards,

Fred Daoud

Return:

Field Supervisor

Cell: 408-667-7300

X \_\_\_\_\_

Office: 408-282-7026

Fax: 408-282-7028, Attention: Fred

Please Sign and

One Question Site Survey

Which of the following tablet brands have you heard of?

SELECT UP TO 4 ANSWERS

Windows

Samsung

Asus

Apple

None of the above

VOTE TO SEE RESULTS

discover TOKYO

rates FROM

JPY25,000\*

SAVE NOW

BEST RATES GUARANTEED

## PUBLIC HEARING: ITEM NO. \_\_



CITY OF CAMPBELL • HISTORIC PRESERVATION BOARD  
Staff Report • OCTOBER 26, 2016

**PLN2016-319**  
**Nicoletti**

Mills Act Contract Application for property located at 226 Alice Avenue (“Alice Hyde House”) in the Alice Avenue Historic District.

### STAFF RECOMMENDATION

That the Historic Preservation Board take the following action:

1. Recommend that the City Council authorize the City Manager to enter into a Mills Act contract with the property owner of 226 Alice Avenue.

### BACKGROUND

On October 4, 2011, the City Council initiated a three-year pilot Mills Act Incentive Program, allowing up to five (5) Mills Act contracts to assist property owners of locally-designated historic residences to benefit from tax savings in exchange for reinvestment towards the structures’ preservation. During this three-year period, the City Council authorized three (3) Mills Act contracts. On February 3, 2015, the City Council approved an extension of the Mills Act Incentive Program, allowing a combined maximum of ten Mills Act contracts over the course of the program. To date, the City has entered into five (5) contracts, allowing up to five (5) additional contracts under the current program. The application review process is vitally important in order to ensure that the limited number of contracts is awarded appropriately.

### DISCUSSION

Project Site: The subject property is an approximately 5,379 square-foot lot, located at the southwest corner of Alice Avenue and First Street (**Attachment 1**). The site is currently developed with a one-story California Bungalow style single-family residence, circa 1921. The site is located in the Alice Avenue Historic District (described below) in the R-1-6 (Single-Family Residential) Zoning District, and is surrounded by single-family residences.

Proposal: The property owner has applied for a Mills Act Contract for the subject property under the City’s Mills Act Historic Property Tax Incentive Program. The application (PLN2016-319) includes a Schedule and Plan for Maintenance and Treatment of the Historic Property (**Attachment 2**) and photos of the property (**Attachment 3**).

Mills Act Contract: The Mills Act Contract must be approved by the City Council. The contract has a ten year term that is automatically renewed each year, unless the City or property owner files a notice of non-renewal 60 or 90 days prior to the anniversary date of the contract. If a notice of non-renewal is filed, the existing contract will remain in effect for the remaining balance of the 10-year period. The Mills Act Contract (including all rights and obligations) is binding upon successive property owners for the term of the contract.

## ANALYSIS

Historic Significance: Alice Hill Hyde, namesake of Alice Avenue, lived her last days in the subject home which is named the “Alice Hyde House”, according to the City’s Primary Record of this property (**Attachment 4**). In 1984, the property was among the original group of properties listed on the City of Campbell Historic Resource Inventory. In 1987, the City Council designated Alice Avenue as a Historic District. The residential subdivision “Hyde Residential Park” was built to house employees of the George E. Hyde Company. George Hyde, his wife Alice Hyde, and members of their family also lived in the neighborhood.

Selection Criteria: The City’s Mills Act Program includes a set of criteria to help the Historic Preservation Board “rank and prioritize” an application before forwarding it to the City Council for their approval. While the criteria are written to compare multiple applications against each other, the criteria can still be useful when a single application comes before the HPB. There is no threshold for meeting the criteria (e.g., no minimum investment of the tax savings) and no requirement to meet all four criteria (e.g., having an economic hardship).

*A higher ranking will be given to those applications that demonstrate that entering into a Mills Act Historic Property Contract will result in the greatest number or value of improvements to the historic property thereby resulting in the greatest benefit to the public.*

The home is located on the southwest corner of Alice Avenue and First Street and is highly visible to residents and visitors to the City of Campbell. Alice Hyde, the namesake of Alice Avenue, lived her last days in this home, making it a very significant property in the City’s Historic Resource Inventory. Many of the proposed improvements (e.g., new roof, exterior paint, fascia replacement, tree retaining wall repair, and cracked brick wainscoting replacement) would be visible to the public. The applicant will use high quality materials throughout.

*A higher ranking will be given to those applications that demonstrate that entering into a Mills Act Historic Property Contract will substantially reduce the threat to the historic property of demolition, deterioration, abandonment, and/or general neglect.*

Replacement of the roof and brick wainscoting will prevent water damage to the structure; repair of the dry rot will strengthen the garage structure; and replacement of the sewer line will prevent back-up into the historic home.

*A higher ranking will be given to those applications that demonstrate, in cases of economic hardship, that entering into a Mills Act Historic Property Contract will result in the preservation and maintenance of a historic property.<sup>1</sup>*

The tax saving will provide additional funds towards preservation of the home, that might not otherwise be available.

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<sup>1</sup> Although not a required criterion, an applicant must be “low-income” to qualify for a higher ranking due to an “economic hardship” (as evidenced by their most recent tax return), per the supplemental application form.

*A higher ranking will be given to those applications that demonstrate the highest percentage of the tax savings being used to finance the property maintenance and improvements.*

The applicant has previously invested many thousands of dollars upgrading the property. The applicant has estimated that the total cost of new repairs (\$57,973) is approximately 82% of the tax savings (\$71,120) over a 10 year period.

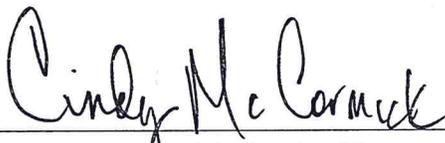
**NEXT STEPS**

Upon a favorable recommendation by the Historic Preservation Board, staff will present the HPB's recommendation at the November 15, 2016 City Council meeting.

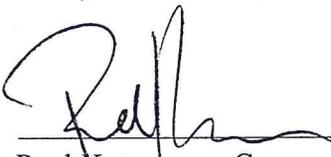
Attachments:

1. Location Map
2. Mills Act Application
3. Property Photos
4. Primary Record

Prepared by:

  
Cindy McCormick, Senior Planner

Reviewed by:

  
Paul Kermoyan, Community Development Director



# *City Council Report*

Item: 9.  
Category: Public Hearing  
Meeting Date: November 15, 2016

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**TITLE: Introduction of Ordinance to Amend Titles: 1, 17 and 18 of the Campbell Municipal Code to Amend and Adopt the 2016 Editions of the California Building & Fire Codes**

## **RECOMMENDATION**

That the City Council introduce an Ordinance Amending Title 1, 17 and 18 of the Campbell Municipal Code.

## **DISCUSSION**

Background: On July 1, 2016, the State of California Building Standards Commission published the 2016 editions of the California Building Codes Title 24 and California Fire Codes. Local and County governments are given opportunity to review the new Codes and adopt them with local amendments. Local jurisdictions are not permitted to selectively “un-adopt” sections of the State Codes they find objectionable. The 2016 Codes become State Law, effective Statewide regardless of any jurisdiction failing to locally adopt prior to January 1, 2016.

Under law, cities are allowed to modify the Codes when locally adopted however, they are prohibited from making the Code less restrictive. When local adoption includes local amendments each amendment must be justified by findings that demonstrate the proposed amendment is “reasonably necessary because of local climatic, geologic, or topographical conditions.”

Amendment findings must be filed with the California Building Standards Commission. Once received by the Commission the findings are evaluated to insure they are acceptable. Amendments become effective once findings are received by the Commission. With Council approval, Campbell amendments with associated finding will be sent to the Building Standards Commission.

With each successive Code adoption (3 Years), Codes become typically more restrictive. There are cases where individual requirements may be relaxed but overall the trend is for more restrictive Codes.

### Amendments

Title 18, under Campbell's adoption proposes three technical amendments that require findings. The amendments relate to concrete reinforcement and the use of drywall in shear wall construction. These amendments are based on the higher than normal risk of seismic events in the Bay area region.

The amendments proposed have been developed by the Tri-Chapter Uniform Code Committee, comprised of members from the East Bay, Peninsula and Monterey Bay Chapters of the International Code Conference (ICC). By adopting these amendments, the City of Campbell will have requirements in common with all south bay cities.

Following each proposed amendment, you will see the rationale provided which will be given to the Building Standards Commission as findings for the amendments.

Title 17 contains the California Fire Code with local amendments. Ordinance amendments to Title 17 have been prepared and submitted by Santa Clara County Deputy Fire Chief, John Justice. The amendments to Title 17 are consistent with other Santa Clara County, and Bay Area fire jurisdiction requirements.

For Title 17, required findings for justification can be found in attachment 3.

Analysis: Adoption of this ordinance amending Chapters 1, 17 and 18 of the Campbell Municipal Code will bring the City Codes into agreement with State and regional code adoptions.

### **FISCAL IMPACT**

If adopted, no fiscal impact is anticipated.

### **ALTERNATIVES**

1. Do not adopt proposed ordinance changes.
2. Provide direction for other local amendments to the State Building Code.

Prepared by: Bill Bruckart  
Bill Bruckart, Building Official

Reviewed by: John Justice  
John Justice, Deputy Chief

Reviewed by:



Paul Kermoyan  
Community Dev. Director

Reviewed by:



William Seligmann, City Attorney

Reviewed by:



Jesse Takahashi, Finance Director

Approved by:



Mark Linder, City Manager

Attachments:

1. Proposed Ordinance
2. Title 1 amendments (Red Text)
3. Findings for Title 17 amendments
4. Title 17 Text
5. Title 18 Text

ORDINANCE NO. \_\_\_\_\_

**BEING AN ORDINANCE OF THE CITY OF CAMPBELL  
AMMENDING TITLES 1, 17 & 18 OF THE CAMPBELL  
MUNICIPAL CODE.**

The City Council of the City of Campbell does hereby ordain as follows:

SECTION ONE: Title 1 of the Campbell Municipal Code is hereby amended to read as set forth in attached Attachment 2. Additions are indicated in red italics and deletions are indicated by ~~strike through type~~.

SECTION TWO: Title 17 of the Campbell Municipal Code is hereby amended to read as set forth in attached Attachment 4. Additions are indicated in red italics and deletions are indicated by ~~strike through type~~.

SECTION THREE: Title 18 of the Campbell Municipal Code is hereby amended to read as set forth in attached Attachment 5. Additions are indicated in red italics and deletions are indicated by ~~strike through type~~.

SECTION FOUR: This Ordinance shall become effective thirty (30) days following its passage and adoption and shall be published, one time within fifteen (15) days upon passage and adoption in the Campbell Express, a newspaper of general circulation in the City of Campbell, County of Santa Clara.

PASSED AND ADOPTED this 15 day of November, 2016, by the following roll call vote:

AYES:	COUNCILMEMBERS:
NOES:	COUNCILMEMBERS:
ABSENT:	COUNCILMEMBERS:
ABSTAIN:	COUNCILMEMBERS:

APPROVED: \_\_\_\_\_  
Jason Baker, Mayor

ATTEST: \_\_\_\_\_  
Wendy Wood, City Clerk

**ATTACHMENT 1**

Title 1

GENERAL PROVISIONS

Chapter 1.01

CODE ADOPTION

1.01.010 Adoption--Incorporated codes. ~~2013~~ 2016 California Building Code, Volumes 1 and 2; the ~~2013~~ 2016 California Green Building Standards Code; the California Plumbing Code, the California Mechanical Code; the International Property Maintenance Code; the California Electrical Code; the California Fire Code and the California Existing Building Code. Pursuant to the provisions of Section 50022.1 through 50022.8 and 500.22.10 of the California Code Annotated, there is hereby adopted the "Campbell Municipal Code, Revised" as published by Book Publishing Company, Seattle, Washington, together with those secondary codes as deleted or modified by provisions of the "Campbell Municipal Code, Revised." Incorporated Codes include:

- (a) California Building Code, Volumes 1 and 2, ~~2013~~ 2016 edition, including: Appendices: F, I and J;
- (b) California Green Building Code, ~~2013~~ 2016 edition;
- (c) California Plumbing Code, ~~2013~~ 2016 edition;
- (d) California Mechanical Code, ~~2013~~ 2016 edition;
- (e) International Property Maintenance Code, ~~2012~~ 2015 edition;
- (f) California Electric Code, ~~2013~~ 2016 edition;
- (g) California Fire Code ~~2013~~ 2016 edition;
- (h) California Existing Building Code ~~2013~~ 2016 edition.

Save and except those portions of the preceding codes as are deleted, modified or amended by provisions of the "Campbell Municipal Code, Revised."

From and after the effective date of the ordinances codified in this section, the "Campbell Municipal Code, Revised," shall constitute the *current* penal and regulatory ordinances of the city of Campbell, California.

Statement of Findings for Local Government Amendments  
2016 California Fire Code

The amendments to the California Fire Code sections listed below are necessary because Campbell is located in a region subject to significant seismic activity. A large seismic event may initiate numerous fires and calls for emergency assistance within the City. The City is also bisected by the Santa Clara Valley Transit Authority Light Rail train (passenger service) and an active Union Pacific railway service line (freight). The amendments to the listed sections provide additional safeguards for Fire Department personnel and increase the effectiveness of suppression operations and emergency responses since available firefighting resources will be diminished during a City-wide disaster and when responding apparatus are delayed by routine train services.

316.7  
503.1  
503.2.1  
503.2.2  
504.5  
3304.8  
3311.1

The amendments to the California Fire Code sections listed below are necessary because Campbell is located in a region subject to significant seismic activity. A large seismic event will likely initiate numerous structure fires within the City. The City is also bisected by the Santa Clara Valley Transit Authority Light Rail train (passenger service) and an active Union Pacific railway service line (freight). The amendments to the listed sections will, over time, increase the number of sprinkler-protected properties and improve the level of sprinkler protection in those structures. Fire sprinkler protected buildings will be less susceptible to destruction by earthquake-caused fires as responses by fire suppression crews may be significantly delayed during a major City-wide seismic event and delays caused by routine train services.

903.2

The amendments to the sections listed below are necessary because Campbell is located in a region subject to significant seismic activity. The City is also bisected by the Santa Clara Valley Transit Authority Light Rail train (passenger service) and an active Union Pacific railway service line (freight). Should a significant seismic event occur, hazardous materials releases could pose significant threats to both the commercial and the adjacent residential areas. Should a major seismic event occur, local emergency response resources would be seriously impacted and maybe unavailable to effectively respond to all incidents, and there is also a potential for fire suppression delays due to routine train services. These amendments will reduce the hazardous materials release potential through enhanced containment, detection and/or suppression facilities, equipment and systems.

202  
605.13  
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6004.3.1.4

6004.3.1.5

6004.3.2

6004.3.3

6405.3.1

Chapter 80 CGA

**17.04.010 Adoption of the 2016 California Fire Code and 2015 International Fire Code.**

The following amendments are adopted by the city for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the 2016 California Fire Code and also the 2015 International Fire Code including appendix Chapters B, C, and ~~K~~ N and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended by this chapter, of which one copy has been filed for use and examination by the public in the office of the city building official and the city fire chief and the same adopted and incorporated as fully as if set out at length herein, and from the date on which the ordinance codified in this chapter shall take effect, the provision thereof shall be controlling within the limits of the city.

(Ord. \_\_\_\_\_).

**17.04.020 Code enforcement.**

The International Fire Code and the California Fire Code shall be enforced by the fire chief or his duly authorized representative.

(Ord. \_\_\_\_\_).

**17.04.030 Definitions.**

Unless otherwise expressly stated, whenever used in this chapter, the following terms shall have the meaning set forth below:

(a) Wherever the words "chief of the fire department" or "fire code official" are used they shall refer to the fire chief of the city or his authorized representative. Wherever the words "chief of the fire prevention bureau" are used they shall refer to the fire marshal and/or deputy fire chief or his authorized representative. Wherever the words "fire department" or "bureau of fire prevention" are used, they shall refer to the fire department of the city.

(b) Wherever the word(s) "jurisdiction" or "jurisdiction having authority" are used, it is held to mean the city.

(Ord. \_\_\_\_\_).

**17.04.040 Unused.**

(Ord. \_\_\_\_\_).

**17.04.042 Establishment of limits of districts in which storage of Class I and II liquids in outside aboveground tanks is prohibited.**

The limits referred to in Section 5704.2.9.6.1 of the California Fire Code, in which the storage of Class I and II liquids in aboveground tanks is prohibited are established as all locations of the city of Campbell that are residential or congested commercial areas as determined by the fire code official.

(Ord. \_\_\_\_\_).

**17.04.044 Establishment of limits of districts in which storage of Class I and II liquids in aboveground tanks is prohibited.**

The limits referred to in Section 5706.2.4.4 of the California Fire Code, in which the

storage of Class I and II liquids in aboveground tanks is prohibited are established as all locations of the city of Campbell that are residential or other locations as determined by the fire code official.

(Ord. \_\_\_\_\_).

**17.04.046 Establishment of limits of districts in which the storage of stationary tanks of flammable cryogenic fluids are to be prohibited.**

The geographic limits referred to in Section 5806.2 of the California Fire Code in which the storage of flammable cryogenic fluids in stationary containers is prohibited are established as all locations of the city of Campbell which are residential and congested commercial areas as determined by the fire code official.

(Ord. \_\_\_\_\_).

**17.04.048 Establishment of limits in which storage of liquefied petroleum gases is prohibited.**

The limits referred to in Section 6104.2 of the California Fire Code, in which storage of liquefied petroleum gas is restricted, are established as all locations of the city of Campbell that are residential or congested commercial areas.

Exceptions: LPG may be used for industrial operations or when natural gas would not provide a viable substitute for LPG. Portable containers for temporary heating and/or cooking uses may be permitted if stored and handled in accordance with this code. Facilities in commercial areas for refueling portable or mobile LPG containers may be approved by the fire code official on a case-by-case basis.

(Ord. \_\_\_\_\_).

**17.04.060 Amendments to the International Fire Code and the California Fire Code.**

The International Fire Code and the California Fire Code are amended and changed in the following respects:

## **Chapter 1, Division II Administration**

Chapter 1 of the 2015 International Fire Code is adopted with the following amendments:

### **SECTION 105 PERMITS**

~~Section [A] 105.6.8 is amended to read as follows:~~

~~[A] 105.6.8 Compressed Gases. An operational permit is required for the storage, use or handling at normal temperature and pressure (NPT) of compressed gases in excess of the amounts listed in Table 105.6.8.~~

~~— Exceptions:~~

~~— 1. Vehicles equipped for and using compressed gas as a fuel for propelling the~~

vehicle.

—2.— Inert and simple asphyxiants at or below the amounts listed in Table 105.6.8.

(Ord. \_\_\_\_\_)

Amend Table 105.6.9 to read:

**TABLE 105.6.9  
PERMIT AMOUNTS FOR COMPRESSED GASES**

<b>TYPE OF GAS</b>	<b>AMOUNT cubic feet at NTP</b>
Corrosive	200
Flammable (except cryogenic and liquefied petroleum gases)	200
Highly toxic	Any amount
Inert and simple asphyxiant	6,000
Irritant	200
Moderately toxic	20
Other health hazards	650
Oxidizing (including oxygen)	504
Pyrophoric	Any amount
Radioactive	Any amount
Sensitizer	200
Toxic	Any Amount
Unstable (reactive)	Any amount

<b>TYPE OF GAS</b>	<b>AMOUNT cubic feet at NTP</b>
Corrosive	200
Flammable (except cryogenic and liquefied petroleum gases)	200
Highly toxic	Any amount
Inert and simple asphyxiant <sup>a</sup>	6,000
<u>Moderately toxic</u>	<u>20</u>
<u>Other health hazard</u>	<u>200</u>
Oxidizing (including oxygen)	504
Pyrophoric	Any amount
Toxic	Any amount

For SI: 1 cubic foot = 0.02832 m<sup>3</sup>

a. For carbon dioxide used in beverage dispensing applications, see Section 105.6.4.

**105.6.17 Flammable and combustible liquids. An operational permit is required:**

1. To use or operate a pipeline for the transportation within facilities of flammable or combustible liquids. This requirement shall not apply to the offsite transportation in pipelines regulated by the Department of Transportation (DOT) nor does it apply to piping systems.

2. To store, handle or use Class I liquids in excess of 5 gallons (19 L) in a building or in excess of 10 gallons (37.9 L) outside of a building, except that a permit is not required for the following:
  - 2.1. The storage or use of Class I liquids in the fuel tank of a motor vehicle, aircraft, motorboat, mobile power plant or mobile heating plant, unless such storage, in the opinion of the fire code official, would cause an unsafe condition.
  - 2.2. The storage or use of paints, oils, varnishes or similar flammable mixtures where such liquids are stored for maintenance, painting or similar purpose for a period of not more than 30 days.
3. To store, handle or use Class II or Class IIIA liquids in excess of 25 gallons (95 L) in a building or in excess of 60 gallons (227 L) outside a building, except for fuel oil used in connection with oil burning equipment.
4. To store, handle or use Class IIIB liquids in tanks or portable tanks for fueling motor vehicles at motor fuel-dispensing facilities or where connected to fuel-burning equipment.  
**Exception:** Fuel oil and used motor oil used for space heating or water heating.
5. To remove Class I or II liquids from an underground storage tank used for fueling motor vehicles by any means other than the approved, stationary onsite pumps normally used for dispensing purposes.
6. To operate tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries, and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used.
7. To place temporarily out of service (for more than 90 days) an underground, protected above-ground or above-ground flammable or combustible liquid tank.
8. To change the type of contents stored in a flammable or combustible liquid tank to a materials that poses a greater hazard than that for which the tank was designed and constructed.
9. To manufacture, process, blend or refine flammable or combustible liquids.
10. To engage in the dispensing of liquid fuels into the fuel tanks of motor vehicles at commercial, industrial, governmental or manufacturing establishments in accordance with Section 5706.5.4 or to engage in on-demand mobile fueling operations in accordance with Section 5707.
11. To utilize a site for the dispensing of liquid fuels from tank vehicles into the fuel tanks of motor vehicles, marine craft and other special equipment at commercial, industrial, governmental or manufacturing establishments in accordance with Section 5706.5.4 or to engage in on-demand mobile fueling operations in accordance with Section 5707.

Amend Table 105.6.21 to read:

**TABLE 105.6.21  
PERMIT AMOUNTS FOR HAZARDOUS MATERIALS**

TYPE OF MATERIAL	AMOUNT
<u>Carcinogens</u>	<u>10 pounds</u>
<u>Combustible liquids</u>	<u>See Section 105.6.16</u>
<u>Corrosive materials:</u> Gases	<u>See Section 105.6.8</u>

Liquids Solids	55-gallons 500-pounds
Cryogenics	See Section 105.6.10
Explosive materials	See Section 105.6.14
Flammable materials: Gases Liquids Solids	See Section 105.6.8 See Section 105.6.16 10-pounds
Highly toxic materials: Gases Liquids Solids	See Section 105.6.8 Any amount Any amount
Moderately toxic gas	See Section 105.6.8
Organic peroxides: Liquids: Class I-IV Liquids: Class V Solids: Class I-IV Solids: Class V	Any Amount No Permit Required Any Amount No Permit Required
Oxidizing materials: Gases Liquids Solids:	See Section 105.6.8 Any amount Any amount
Other health hazards: Liquids Solids	55-gallons 500-pounds
Pyrophoric materials: Gases Liquids Solids	See Section 105.6.8 Any amount Any amount
Radioactive materials: Gases Liquids Solids	See Section 105.6.8 See Section 105.6.50 See Section 105.6.50
Toxic materials: Gases Liquids Solids	See Section 105.6.8 Any amount Any amount
Unstable (reactive) materials: Gases Liquids Solids	See Section 105.6.8 Any amount Any amount
Water reactive materials: Liquids Solids	Any amount Any amount

TYPE OF MATERIAL	AMOUNT
Combustible liquids	See Section 105.6.17
Corrosive materials Gases Liquids Solids	See Section 105.6.9 55 gallons 500 pounds
Explosive materials	See Section 105.6.15
Flammable materials Gases Liquids Solids	See Section 105.6.9 See Section 105.6.17 100 pounds
Highly toxic materials Gases Liquids Solids	See Section 105.6.9 Any Amount Any Amount
<u>Moderately toxic materials</u> <u>  Gases</u>	<u>See Section 105.6.9</u>
<u>Other health hazard materials</u> <u>  Gases</u> <u>  Liquids</u> <u>  Solids</u>	<u>See Section 105.6.9</u> <u>55 gallons</u> <u>500 pounds</u>
Oxidizing materials Gases Liquids Class 4 Class 3 Class 2 Class 1 Solids Class 4 Class 3 Class 2 Class 1	See Section 105.6.9  Any Amount 1 gallon <sup>a</sup> 10 gallons 55 gallons  Any Amount 10 pounds <sup>b</sup> 100 pounds 500 pounds

<p>Organic peroxides</p> <p>Liquids</p> <ul style="list-style-type: none"> <li>Class I</li> <li>Class II</li> <li>Class III</li> <li>Class IV</li> <li>Class V</li> </ul> <p>Solids</p> <ul style="list-style-type: none"> <li>Class I</li> <li>Class II</li> <li>Class III</li> <li>Class IV</li> <li>Class V</li> </ul>	<p>Any Amount</p> <p>Any Amount</p> <p>1 gallon</p> <p>2 gallons</p> <p>No Permit Required</p> <p>Any Amount</p> <p>Any Amount</p> <p>10 pounds</p> <p>20 pounds</p> <p>No Permit Required</p>
<p>Pyrophoric materials</p> <p>Gases</p> <p>Liquids</p> <p>Solids</p>	<p>Any Amount</p> <p>Any Amount</p> <p>Any Amount</p>
<p>Toxic materials</p> <p>Gases</p> <p>Liquids</p> <p>Solids</p>	<p>See Section 105.6.9</p> <p>10 gallons</p> <p>100 pounds</p>
<p>Unstable (reactive) materials</p> <p>Liquids</p> <ul style="list-style-type: none"> <li>Class 4</li> <li>Class 3</li> <li>Class 2</li> <li>Class 1</li> </ul> <p>Solids</p> <ul style="list-style-type: none"> <li>Class 4</li> <li>Class 3</li> <li>Class 2</li> <li>Class 1</li> </ul>	<p>Any Amount</p> <p>Any Amount</p> <p>5 gallons</p> <p>10 gallons</p> <p>Any Amount</p> <p>Any Amount</p> <p>50 pounds</p> <p>100 pounds</p>
<p>Water-reactive materials</p> <p>Liquids</p> <ul style="list-style-type: none"> <li>Class 3</li> <li>Class 2</li> <li>Class 1</li> </ul> <p>Solids</p> <ul style="list-style-type: none"> <li>Class 3</li> <li>Class 2</li> <li>Class 1</li> </ul>	<p>Any Amount</p> <p>5 gallons</p> <p>55 gallons</p> <p>Any Amount</p> <p>50 pounds</p> <p>500 pounds</p>

For SI: 1 gallon = 3.785 L, 1 pound = 0.454 kg.

- a. 20 gallons when Table 5003.1.1(1) Note k applies and hazard identification signs in accordance with Section 5003.5 are provided for quantities of 20 gallons or less.
- b. 200 pounds when Table 5003.1.1(1) Note k applies and hazard identification signs in accordance with Section 5003.5 are provided for quantities of 200 pounds or less.

(Ord. \_\_\_\_\_)

Section ~~[A]~~ 105.6.50 is added to read as follows:

~~[A]~~ **105.6.50 Day care facility.** An operational permit is required to operate a business as a day care facility for more than 6 people.

Section ~~[A]~~ 105.6.51 is added to read as follows:

~~[A]~~ **105.6.51 Institutional.** A permit is required to operate, maintain, or use any institutional type occupancy. For the purpose of this Section, an institution shall be, but is not limited to: hospitals, children's home, home or institution for insane or mentally retarded persons, home or institution for the care of aged or senile persons, sanitarium, nursing or convalescent home, certified family care homes, residential care homes for the elderly, out of home placement facilities, halfway house, and day care nurseries or similar facility of any capacity.

~~Section [A] 105.6.50 is added to read as follows:~~

~~[A] 105.6.50 Radioactives. To store or handle at any installation more than one microcurie (37,000 becquerel) of radioactive material not contained in a sealed source or sources, or any amount of radioactive material for which a specific license from the Nuclear Regulatory Commission.~~

Section ~~[A]~~ 105.7.3 is amended to read as follows:

~~[A] 105.7.3 Compressed gases. Where the compressed gases in use or storage exceed the amounts listed in Table 105.6.9, a~~ **A** ~~construction permit is required to install, repair damage to, abandon, remove, place temporarily out of service, or close or substantially modify a compressed gas system. any piped distribution system for compressed gases, or to install a non-flammable medical gas manifold system. A construction permit is required to install, repair damage to, abandon, remove, place temporarily out of service, close or substantially modify a compressed gas system.~~

**Exceptions:**

1. Routine maintenance.
2. For emergency repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work.

The permit applicant shall apply for approval to close storage, use or handling facilities at least 30 days prior to the termination of the storage, use or handling of

compressed or liquefied gases. Such application shall include any change or alteration of the facility closure plan. This 30-day period may be waived by the chief if there are special circumstances requiring such waiver.

(Ord. \_\_\_\_\_)

Section [A] 105.7.4 is amended to read as follows:

**[A] 105.7.4 Cryogenic fluids.** A construction permit is required for installation of or alteration to ~~outdoor stationary~~ cryogenic fluid storage systems where the system capacity exceeds the amounts listed in Table 105.6.11. Maintenance performed in accordance with this code is not considered an alteration and does not require a construction permit.

(Ord. \_\_\_\_\_)

## **SECTION 106 INSPECTIONS**

Section [A] 106.5 is added to read as follows:

**[A] 106.5 Final inspection.** No final inspection as to all or any portion of a development shall be deemed completed until the installation of the required fire protection facilities and access ways have been completed and approved. No final certificate of occupancy may be granted until the Fire Department issues notice of final clearance of such fire protection facilities and access ways to the Building Department.

## **SECTION 108 BOARD OF APPEALS**

Section [A] 108 is deleted in its entirety and replaced as follows:

**[A] 108.1 Appeals.** Appeals shall be in accordance with Section 17.80.010 of the Campbell Municipal Code.

## **SECTION 109 VIOLATIONS**

Section [A] 109.4 is amended to read:

**[A] 109.4 Violation penalties.** See Section 17.70.010 of the Campbell Municipal Code. (Note: 17.70.010 refers to Article 3 of the Uniform Fire Code. Ord. 1693 § 10, 1988)

*Need to modify Campbell Municipal Code Section 17.70.010 (b)(5):  
The provision violated is part of Article 3 of the Uniform Fire Code Section 109 of the International Fire Code, as incorporated into this title.*

(Ord. \_\_\_\_\_).

## Chapter 2 DEFINITIONS

Chapter 2 of the 2015 International Fire Code is adopted with the following amendments:

### SECTION 202 GENERAL DEFINITIONS

The following definitions are added/amended:

~~Add the following definition to read:~~

~~**CARCINOGEN** is a substance that causes the development of cancerous growths in living tissue. A chemical is considered a carcinogen if:~~

- ~~1. It has been evaluated by the International Agency for Research on Cancer and found to be a carcinogen or potential carcinogen, or~~
- ~~2. It is listed as a carcinogen or potential carcinogen in the latest edition of the Annual Report on Carcinogens published by the National Toxicology program, or~~
- ~~3. It is regulated by OSHA as a carcinogen.~~

Amend the following definition to read:

**CONTINUOUS GAS DETECTION SYSTEM.** An approved gas detection system where the analytical instrument is maintained in continuous operation and sampling is performed without interruption. Analysis is allowed to be performed on a cyclical basis at intervals not to exceed 30 minutes. In occupied areas where air is re-circulated and not exhausted to a treatment system (e.g. breathing zone), the Chief may require a cyclical basis at intervals not to exceed 5 minutes. The gas detection system shall be able to detect the presence of a gas at or below the permissible exposure limit in occupiable areas and at or below ½ IDLH (or 0.05 LC 50 if no established IDLH) in unoccupiable areas.

Add the following definition to read:

**CORROSIVE LIQUID.** Corrosive liquid is

1. any liquid which, when in contact with living tissue, will cause destruction or irreversible alteration of such tissue by chemical action;
2. any liquid having a pH of 2 or less or 12.5 or more;
3. any liquid classified as corrosive by the U.S. Department of Transportation; and
4. any material exhibiting the characteristics of corrosivity in accordance with Title 22, California Code of Regulations §66261.22.

~~Add the following definition to read:~~

~~**DEVICE.** Device is an appliance or piece of equipment that plays an active part in the proper functioning of the regulated systems. Examples include, but are not limited to the following: smoke detectors, heat detectors, flame detectors, manual pull stations, horns, alarms, bells, warning lights, hydrants, risers, FDCs, standpipes, strobes, control panels, transponders, and other such equipment used to detect, transmit, initiate, annunciate, alarm, or respond according to the system design criteria.~~

Add the following definition to read:

**MAXIMUM THRESHOLD QUANTITY (MAX TQ).** Maximum Threshold Quantity (Max TQ) is the maximum quantity of a moderately toxic or toxic gas, which may be stored in a single vessel before a more stringent category of regulation is applied. ~~The following equation shall be used to calculate the Max TQ:~~

$$\text{Max TQ (pounds)} = \text{LC50 (ppm)} \times 2 \text{ lb.}$$

~~For gas mixtures containing one or more toxic, highly toxic or moderately toxic components, LC50 shall be calculated using CGA Standards P-20 and P-23 as referenced in Appendix E, Section E103.1.3.1~~

Add the following definition to read:

**MINIMUM THRESHOLD QUANTITY.** Minimum threshold quantity is the aggregate of highly toxic, toxic or moderately toxic gases in a control area which, due to the minimum aggregate quantities, need only comply with the requirements set forth in Section 6004.1

Add the following definition to read:

**MODERATELY TOXIC GAS.** A chemical or substance that has a median lethal concentration (LC50) in air more than 2000 parts per million but not more than 5000 parts per million by volume of gas or vapor, when administered by continuous inhalation for an hour, or less if death occurs within one hour, to albino rats weighing between 200 and 300 grams each.

Add the following definition to read:

**OTHER HEALTH HAZARD MATERIAL** is a hazardous material which affects target organs of the body, including but not limited to, those materials which produce liver damage, kidney damage, damage to the nervous system, act on the blood to decrease hemoglobin function, deprive the body tissue of oxygen or affect reproductive capabilities, including mutations (chromosomal damage) or teratogens (effect on fetuses).

~~Add the following definition to read:~~

~~**SENSITIZER** is a chemical that causes a substantial proportion of exposed people or animals to develop an allergic reaction in normal tissue after repeated exposure to the chemical.~~

Amend the following definition to read:

**WORKSTATION** is a defined space or ~~an~~ independent principal piece of equipment using HPM ~~within a fabrication area~~ hazardous materials with a hazard rating of 3 or higher as ranked by NFPA 704 where a specific function, laboratory procedure or research activity occurs. Approved or listed hazardous materials storage cabinets, flammable liquid storage cabinets or gas cabinets serving a workstation are included as part of the workstation. A workstation is allowed to contain ventilation equipment, fire protection devices, electrical devices, and other processing and scientific equipment.

## Chapter 3

### GENERAL PRECAUTIONS AGAINST FIRE

Chapter 3 of the 2015 International Fire Code is adopted with the following amendments:

#### SECTION 311 VACANT PREMISES

~~Amend Section 311.1 to read:~~

~~**311.1 General.** Temporarily unoccupied buildings, structures, premises or portions thereof, including tenant spaces, shall be safeguarded and maintained in accordance with Sections 311.1 through 311.4~~

#### SECTION 316 HAZARDS TO FIREFIGHTERS

Add Section 316.7 to read: **BUILDING STANDARD**

**316.7 Roof guardrails at interior courts.** Roof openings into interior courts that are bounded on all sides by building walls shall be protected with guardrails. The top of the guardrail shall not be less than 42 inches in height above the adjacent roof surface that can be walked on. Intermediate rails shall be designed and spaced such that a 12-inch diameter sphere cannot pass through.

**Exception:**

Where the roof opening is greater than 600 square feet in area.

## Chapter 4

### ~~EMERGENCY PLANNING AND PREPAREDNESS~~

~~Chapter 4 of the 2012 International Fire Code is not adopted.~~

## Chapter 5

### FIRE SERVICE FEATURES

Chapter 5 of the 2015 International Fire Code is adopted with the following amendments:

#### SECTION 503 FIRE APPARATUS ACCESS ROADS

Amend Section 503.1 as follows:

**503.1 Where required.** Fire apparatus access roads shall be provided and maintained in accordance with Sections 503.1.1 through 503. 1.3 and as per fire department access road standards.

Amend Section 503.2.1 as follows:

**503.2.1 Dimensions.** Fire apparatus access roads shall have an unobstructed width of not less than 20 feet (6096 mm), exclusive of shoulders, or as required by fire department access road standards, except for approved security gates in accordance with Section 503.6, and an unobstructed vertical clearance of 13 feet 6 inches (4115 mm).

**Exception:**

When there are not more than two Group R, Division 3, or Group U occupancies, the access road width may be modified by the fire code official.

Amend Section 503.2.2 as follows:

**503.2.2 Authority.** The fire code official shall have the authority to require or permit modifications to the required access widths and/or vertical clearance where they are inadequate for fire or rescue operations or where necessary to meet the public safety objectives of the jurisdiction.

## **SECTION 504 ACCESS TO BUILDING OPENINGS AND ROOFS**

Add Section 504.5 to read:

**504.5 Access control devices.** When access control devices including bars, grates, gates, electric or magnetic locks or similar devices, which would inhibit rapid fire department emergency access to or within the building are installed, such devices shall be approved by the fire code official. All electrically powered access control devices shall be provided with an approved means for deactivation or unlocking from a single location or otherwise approved by the fire department code official.

Access control devices shall also comply with Chapter 10 Egress.

## **SECTION 510 EMERGENCY RESPONDER RADIO COVERAGE**

Add Section 510.1.1 as follows:

~~**510.1.1 Obstruction by new buildings.** When determined that a new structure obstructs the line of sight emergency radio communications to existing buildings or to any other locations, the developer of the structure shall provide and install the radio retransmission equipment necessary to restore communications capabilities. The equipment shall be located in an approved space or area within the new structure.~~

# **Chapter 6 BUILDING SERVICES AND SYSTEMS**

Chapter 6 of the 2015 International Fire Code is adopted with the following amendments:

## **SECTION 605 ELECTRICAL EQUIPMENT, WIRING AND HAZARDS**

Add Section 605.13 to read:

**605.13 Immersion heaters.** All electrical immersion heaters used in dip tanks, sinks, vats and similar operations shall be provided with approved over-temperature controls and low liquid level electrical disconnects. Manual reset of required protection devices shall be provided.

## ~~**SECTION 608 STATIONARY STORAGE BATTERY SYSTEMS**~~

~~Add Section 608.6.4 to read:~~

~~**608.6.4 Failure of Ventilation System.** Failure of the ventilation system shall automatically disengage the charging system.~~

## **Chapter 8 INTERIOR FINISH, DECORATIVE MATERIALS AND FURNISHINGS**

Chapter 8 of the 2015 International Fire Code is adopted with the following amendments:

## **SECTION 806 DECORATIVE VEGETATION IN NEW AND EXISTING BUILDINGS**

Amend Section 806.1.1 as follows:

~~**Restricted occupancies.** Natural cut trees shall be prohibited within ambulatory care facilities and Group , E, I-1, I-2, I-3, I-4, M, R-1, R-2 and R-4 occupancies.~~

**Display inside buildings.** The display of Christmas trees and other decorative vegetation shall be in accordance with the California Code of Regulations, Title 19, Division 1, §3.08 and Sections 806.1 through 806.5.

### **Exceptions:**

- ~~1. Trees located in areas protected by an approved automatic sprinkler system in accordance Section 903.1.1 or 903.3.1.2 shall not be prohibited in Groups A, E, M, R-1 and R-2.~~
- ~~2. Trees shall be allowed within dwelling units in Group R-2 occupancies.~~

## Chapter 9 FIRE PROTECTION SYSTEMS

Chapter 9 of the 2015 International Fire Code is adopted with the following amendments:

### SECTION 903      AUTOMATIC SPRINKLER SYSTEMS

Amend Section 903.2 to read:

**903.2 Where required.** Approved automatic sprinkler systems in new and existing buildings and structures shall be provided in the locations described in this Section or in Sections 903.2.1 through 903.2.19 whichever is the more restrictive.

For the purposes of this section, firewalls and fire barriers used to separate building areas shall be constructed in accordance with the California Building Code and shall be without openings or penetrations.

1. In other than residential buildings which require the installation of fire sprinklers for all new buildings according to the California Residential Code, an automatic sprinkler system shall be provided throughout all new buildings and structures.

Exceptions:

- a. Buildings and structures that do not exceed 1,000 square feet of building area.
- b. Group S-2 or U occupancies used exclusively for vehicle parking and meeting all of the following conditions:
  - i. Noncombustible construction
  - ii. Maximum building area not to exceed 5,000 square feet
  - iii. Structure is open on three (3) or more sides
  - iv. Minimum of 10 feet separation from existing buildings unless area is separated by fire walls complying with CBC 706.
2. An automatic sprinkler system shall be provided throughout existing buildings and structures when alterations or additions are made that create conditions described in Sections 903.2.1 through 903.2.19.
3. An automatic sprinkler system shall be provided throughout existing buildings and structures, when additions are made that increase the building area to more than 3,600 square feet.

Exception:

One or more additions made to a building after January 1, 2011 that do not total more than 1,000 square feet of building area.

4. An automatic sprinkler system shall be provided throughout all new basements regardless of size and throughout existing basements that are expanded by more than 50%.
5. Any change in the character of occupancy or in use of any building with a

building area equal to or greater than 3,600 square feet which, in the opinion of the fire code official or building official, would place the building into a more hazardous division of the same occupancy group or into a different group of occupancies and constitutes a greater degree of life safety<sup>1</sup> or increased fire risk<sup>2</sup>, shall require the installation of an approved fire automatic fire sprinkler system.

<sup>1</sup> Life Safety – Increased occupant load, public assembly areas, public meeting areas, churches, indoor amusement attractions, buildings with complex exiting systems due to increased occupant loads, large schools/day-care facilities, large residential care facilities with non-ambulatory

<sup>2</sup> Fire Risks – High-piled combustible storage, woodworking operations, hazardous operations using hazardous materials, increased fuel loads (storage of moderate to highly combustible materials), increased sources of ignition (welding, automotive repair with the use of flammable liquids and open flames).

Amend Section 903.3.1.1 to read:

~~903.3.1.1 NFPA 13 sprinkler systems. Where the provisions of this code require that a building or portion thereof be equipped throughout with an automatic sprinkler system in accordance with this section, sprinklers shall be installed throughout in accordance with NFPA 13 except as provided in Section 903.3.1.1.1.~~

- ~~1. For new buildings having no designated use or tenant, the minimum sprinkler design density shall be Ordinary Hazard Group 2. Where future use or tenant is determined to require a higher density, the sprinkler system shall be augmented to meet the higher density.~~

## ~~Chapter 28~~

### ~~LUMBER YARDS AND WOODWORKING FACILITIES~~

~~Chapter 28 of the 2012 International Fire Code is adopted with the following amendments:~~

#### ~~SECTION 2803 — GENERAL REQUIREMENTS~~

~~Add Section 2803.8 to read:~~

~~2803.8 Fire Protection Water Supply System. An approved fire protection water supply and hydrant system suitable for the fire hazard involved shall be provided for open storage yards and processing areas. Hydrant systems shall be installed in~~

## Chapter 33 FIRE SAFETY DURING CONSTRUCTION AND DEMOLITION

Chapter 33 of the 2015 International Fire Code is adopted with the following amendments:

### SECTION 3304 PRECAUTIONS AGAINST FIRE

Add Section 3304.8 to read:

**3304.8 Fire walls.** When firewalls are required, the wall construction shall be completed (with all openings protected) immediately after the building is sufficiently weather-protected at the location of the wall(s).

### SECTION 3311 MEANS OF EGRESS

#### Building Standard

Amend Section 3311.1 as follows:

**[B] 3311.1 Stairways required.** ~~Where a building has been constructed to a building height of 50 feet (15 240 mm) or four stories, or where an existing building exceeding 50 feet (15 240 mm) in building height is altered, not less than one temporary lighted stairway shall be provided unless one or more of the permanent stairways are erected as the construction progresses. Each level above the first story in multi-story buildings that require two exit stairways shall be provided with at least two usable exit stairways after the floor decking is installed. The stairways shall be continuous and discharge to grade level. Stairways serving more than two floor levels shall be enclosed (with openings adequately protected) after exterior walls/windows are in place. Exit stairs in new and in existing, occupied buildings shall be lighted and maintained clear of debris and construction materials at all times.~~

#### Exception:

For multi-story buildings, one of the required exit stairs may be obstructed on not more than two contiguous floor levels for the purposes of stairway construction (i.e., installation of gypsum board, painting, flooring, etc.).

#### Building Standard

Add Section 3311.1.1 to read:

**Section 3311.1.1 Required means of egress.** All buildings under construction shall have at least one unobstructed means of egress. All means of egress shall be identified in the prefire plan see Section 3308.2.

## Chapter 50

# HAZARDOUS MATERIALS-GENERAL PROVISIONS

Chapter 50 of the 2015 International Fire Code is adopted with the following amendments:

### SECTION 5001 GENERAL

Amend Section 5001.2.2.2 to read:

**5001.2.2.2 Health hazards** The material categories listed in this section are classified as health hazards. A material with a primary classification as a health hazard can also pose a physical hazard.

1. Highly toxic and toxic materials.
2. Corrosive materials.
3. Moderately toxic gas.
4. Other health hazards.

### SECTION 5003 GENERAL REQUIREMENTS

Add Section 5003.1.5 to read:

**5003.1.5 Toxic, highly toxic, moderately toxic gases and similarly used or handled materials.** The storage, use and handling of toxic, highly toxic and moderately toxic gases in amounts exceeding Table 6004.2 or 6004.3 shall be in accordance with this chapter and Chapter 60. Any toxic, highly toxic or moderately toxic material that is used or handled as a gas or vapor shall be in accordance with the requirements for toxic, highly toxic or moderately toxic gases.

Add Section 5003.1.6 to read:

**5003.1.6 Other health hazards.** The storage, use and handling of materials classified as other health hazards including carcinogens, irritants and sensitizers in amounts exceeding 810 cubic feet for gases, 55 gallons for liquids and 5,000 pounds for solids shall be in accordance with Section 5003.

Add Section 5003.1.7 to read:

**5003.1.7 Additional spill control and secondary containment requirements.** In addition to the requirements set forth in Section 5004.2, an approved containment system shall be is required for all any quantity of hazardous materials, which that are liquids or solids at normal temperature, and pressure (NTP) where a spill is determined to be a plausible event and where such an event would endanger people, property or the environment. Construction shall be substantial, capable of safely and securely containing a sudden release without discharge. Design criteria shall be performance oriented and constructed of physically and chemically compatible materials to resist degradation and provide structural and functional integrity for a period of time reasonably necessary to ensure detection, mitigation, and repair of the primary system. Regardless of quantities, spill control and secondary containment shall also comply with The approved containment system may be required to include a combination of spill control and secondary containment meeting the design and construction requirements set forth in Section 5004.2.

Amend Sec. 5003.2.2.1 to read:

**5003.2.2.1 Design and construction.** Piping, tubing, valves, fittings and related components used for hazardous materials shall be in accordance with the following:

1. Piping, tubing, valves, fittings and related components shall be designed and fabricated from materials compatible with the material to be contained and shall be of adequate strength and durability to withstand the pressure, structural and seismic stress, and exposure to which they are subject.
2. Piping and tubing shall be identified in accordance with ASME A13.1 and the Santa Clara County Fire Chiefs Marking Requirements and Guidelines for Hazardous Materials and Hazardous Waste to indicate the material conveyed.
3. Readily accessible manual valves or automatic remotely activated fail-safe emergency shutoff valves shall be installed on supply piping and tubing at the following locations:
  - 3.1. The point of use.
  - 3.2. The tank, cylinder or bulk use.
4. Manual emergency shutoff valves and controls for remotely activated emergency shutoff valves shall be identified and the location shall be clearly visible accessible and indicated by means of a sign.
5. Backflow prevention or check valves shall be provided when the backflow of hazardous materials could create a hazardous condition or cause the unauthorized discharge of hazardous materials.
6. Where gases or liquids having a hazard ranking of:
  - Health hazard Class 3 or 4
  - Flammability Class 4
  - Instability Class 3 or 4

in accordance with NFPA 704 are carried in pressurized piping above 15 pounds per square inch gauge (psig) (103 Kpa), an approved means of leak detection **and** emergency shutoff **and or** excess flow control shall be provided. Where the piping originates from within a hazardous material storage room or area, the excess flow control shall be located within the storage room or area. Where the piping originates from a bulk source, the excess flow control shall be located as close to the bulk source as practical.

**Exceptions:**

1. Piping for inlet connections designed to prevent backflow.
  2. Piping for pressure relief devices.
7. Secondary containment or equivalent protection from spills or leaks shall be provided for piping for liquid hazardous materials and for highly toxic and toxic corrosive gases above threshold quantities listed in Tables 6004.1 6004.2 and 6004.3. Secondary containment includes, but is not limited to double walled piping.

**Exceptions:**

1. Secondary containment is not required for toxic corrosive gases if the piping is constructed of inert materials.
  2. Piping under sub-atmospheric conditions if the piping is equipped with an alarm and fail-safe-to-close valve activated by a loss of vacuum.
8. Expansion chambers shall be provided between valves whenever the regulated gas may be subjected to thermal expansion. Chambers shall be sized to provide protection for piping and instrumentation and to accommodate the expansion of regulated materials.

Amend Section 5003.2.2.2 to read:

**5003.2.2.2 Additional regulation for supply piping for health-hazard materials.**

Supply piping and tubing for gases and liquids having a health hazard ranking of 3 or 4 shall be in accordance with ASME B31.3 and the following:

1. Piping and tubing utilized for the transmission of highly toxic, toxic, or highly volatile corrosive liquids and gases shall have welded, ~~threaded~~ or flanged brazed connections throughout except for connections within an ventilated exhausted enclosure if the material is a gas, or an approved method of drainage or containment is provided for connections if the material is a liquid.
2. Piping and tubing shall not be located within corridors, within any portion of a means of egress required to be enclosed in fire-resistance-rated construction or in concealed spaces in areas not classified as Group H occupancies.

**EXCEPTION:**

Piping and tubing within the space defined by the walls of corridors and the floor or roof above or in concealed space above other occupancies when installed in accordance with Section 415-8-6.3 415.11.6.4 of the California Building Code for Group H-5 occupancies.

3. All primary piping for toxic, highly toxic and moderately toxic gases shall pass a helium leak test of  $1 \times 10^{-9}$  cubic centimeters/second where practical, or shall pass testing in accordance with an approved, nationally recognized standard. Tests shall be conducted by a qualified third party not involved with the construction of the piping and control systems.

Amend Section 5003.3.1 as follows:

**5003.3.1 Unauthorized discharges.** When hazardous materials are released in quantities reportable under state, federal or local regulations or when there is release or a threatened release that presents a threat to health, property or the environment, the fire code official shall be notified immediately in an approved manner and the following procedures required in accordance with Sections 5003.3.1.1 through 5003.3.1.4.

Add Sec. 5003.5.2 to read:

**5003.5.2 Ventilation ducting.** Product conveying ducts for venting hazardous materials operations shall be labeled with the hazard class of the material being vented and the direction of flow.

Add Sec. 5003.5.3 to read:

**5003.5.3 "H" Occupancies.** In "H" occupancies, all piping and tubing may be required to be identified when there is any possibility of confusion with hazardous materials transport tubing or piping. Flow direction indicators are required.

Add Sec. 5003.9.11 to read:

**5003.9.11 Fire extinguishing systems for workstations dispensing, handling or using hazardous materials.** Combustible and non-combustible workstations, which dispense, handle or use hazardous materials, shall be protected by an approved automatic fire extinguishing system in accordance with Section 2703.10.

**Exception:**

Internal fire protection is not required for Biological Safety Cabinets that carry NSF/ANSI certification where quantities of flammable liquids in use or storage within the cabinet do not exceed 500ml.

Amend California amendment Section 5003.10.4 to read:  
**5003.10.4 Elevators utilized to transport hazardous materials.**

**5003.10.4.1** When transporting hazardous materials, elevators shall have no other passengers other than in the individual(s) handling the chemical transport cart.

**5003.10.4.2** Hazardous materials liquid containers shall have a maximum capacity of 20 liters (5.26 gal).

**5003.10.4.3** Toxic, ~~and highly toxic~~ and asphyxiant gases shall be limited to a container of a maximum water capacity of 1 lb.

**5003.10.4.4** Means shall be provided to prevent the elevator from being summoned to other floors.

## **SECTION 5004 STORAGE**

Amend Section 5004.2.1 as follows:

**5004.2.1 Spill control for hazardous material liquids.** Rooms, buildings or areas used for storage of hazardous material liquids in individual vessels having a capacity of more than 55 gallons (208 L), or in which the aggregate capacity of multiple vessels exceeds 1,000 gallons (3785 L), shall be provided with spill control to prevent the flow of liquids to adjoining areas. Floors in indoor locations and similar surfaces in outdoor locations shall be constructed to contain a spill from the largest single vessel by one of the following methods:

1. Liquid-tight sloped or recessed floors in indoor locations or similar areas in outdoor locations.
2. Liquid-tight floors in indoor locations or similar areas provided with liquid-tight raised or recessed sills or dikes.
3. Sumps and collection systems, including containment pallets in accordance with Section 5004.2.3.
4. Other approved engineered systems.

Except for surfacing, the floors, sills, dikes, sumps and collection systems shall be constructed of noncombustible material, and the liquid-tight seal shall be compatible with the material stored. When liquid-tight sills or dikes are provided, they are not required at perimeter openings having an open-grate trench across the opening that connects to an approved collection system.

~~Amend Section 5004.2.2 as follows:~~

~~**5004.2.2 Secondary Containment for Hazardous Material Liquids and Solids.** Buildings, rooms or areas used for the storage of hazardous materials liquids or solids shall be provided with secondary containment in accordance with this section.~~

~~Delete Table: **5004.2.2 REQUIRED SECONDARY CONTAINMENT FOR HAZARDOUS MATERIAL SOLIDS AND LIQUIDS STORAGE**~~

Amend Section 5004.2.2.2 as follows:

**5004.2.2.2 Incompatible materials.** ~~Incompatible materials used in open systems~~

shall be separated from each other in the independent secondary containment systems.

Amend Section 5004.2.3 as follows:

**5004.2.3 Containment pallets.** Combustible containment pallets shall not be used inside buildings to comply with Section 5004.2 where the individual container capacity exceeds 55 gallons (208 L) or an aggregate capacity of multiple containers exceeds 1,000 gallons (3785 L) for liquids or where the individual container capacity exceeds 550 pounds (250 kg) or an aggregate of multiple containers exceeds 10,000 pounds (4540 kg) for solids.

Where used as an alternative to spill control and secondary containment for outdoor storage in accordance with the exception in Section 5004.2, containment pallets shall comply with all of the following:

1. A liquid-tight sump accessible for visual inspection shall be provided;
2. The sump shall be designed to contain not less than 66 gallons (250L);
3. Exposed surfaces shall be compatible with material stored;
4. Containment pallets shall be protected to prevent collection of rainwater within the sump of the containment pallet.

## Chapter 56 EXPLOSIVES AND FIREWORKS

Chapter 56 of the 2015 International Fire Code is ~~not~~ adopted with the ~~exception of the following Sections~~ amendments:

Amend Section 5601.1.3 to read:

**5601.1.3 Fireworks.** The possession, manufacture, storage, sale, handling, and use of fireworks, including those fireworks classified as Safe and Sane by the California State Fire Marshal, are prohibited.

**Exceptions:**

1. *Storage and handling of fireworks as allowed in Section 5604.*
2. *Manufacture, assembly and testing of fireworks as allowed in Section 5605 and Health and Safety Code Division 11.*
3. *The use of fireworks for fireworks displays, pyrotechnics before a proximate audience and pyrotechnic special effects in motion pictures, television theatrical or group entertainment productions as allowed in Title 19, Division 1, Chapter 6 Fireworks reprinted in Section 5608 and Health and Safety Code Division 11.*

~~Amend Section 5601.1 to read:~~

~~**5601.1 Scope.** For explosives requirements see California Code of Regulations, Title 19, Division 1, Chapter 10 and section 5601.2 of this chapter. For fireworks requirements see California Code of Regulations, Title 19, Division 1, Chapter 6 and section 5601.3 of this chapter. For small arms ammunition, see Section 5601.5 of this~~

chapter.

**Exceptions:**

- ~~1. The armed Forces of the United States, Coast Guard or National Guard.~~
- ~~2. Explosives in forms prescribed by the official United States Pharmacopoeia.~~
- ~~3. The use of explosive materials by federal, state and local regulatory, law enforcement and fire agencies acting in their official capacities.~~
- ~~4. Items preempted by federal regulations.~~

~~———Add Section 5601.2 is to read:~~

~~**5601.2 Explosives.** The possession, manufacture, storage, sale, handling, and use of explosives are prohibited.~~

~~———Add Section 5601.3 is to read:~~

~~**5601.3 Fireworks.** The possession, manufacture, storage, sale, handling, and use of fireworks, including those fireworks classified as Safe and Sane by the California State Fire Marshal, are prohibited.~~

**Exceptions:**

- ~~1. Storage, handling and use of fireworks and pyrotechnic special effects outside of buildings when used for public or proximate audience displays, motion picture, television, theatrical and group entertainment productions and when in accordance with Title 19 of the California Code of Regulations.~~
- ~~2. Storage, handling and use of pyrotechnic special effects fireworks inside of buildings when used for proximate audience displays or special effects in theatrical, television, motion picture and group entertainment productions when in accordance with Title 19 of the California Code of Regulations and when in buildings equipped throughout with an approved fire sprinkler system.~~

~~———Add Section 5601.4 is to read:~~

~~**5601.4 Rocketry.** The storage, handling, and use of model rockets shall be in accordance with Title 19 of the California Code of Regulations and as approved by the fire code official.~~

~~———Add Sections 5601.5 through 5601.5.3.2.3 to read:~~

~~**5601.5 Small Arms Ammunition-General.** Indoor storage and display of black powder, smokeless propellants and small arms ammunition shall comply with Sections 5601.5.1 through 5601.5.4.2.3.~~

~~**5601.5.1 Packages.** Smokeless propellants shall be stored in approved shipping containers conforming to DOTn 49 CFR, Part 173.~~

~~**5601.5.1.1 Repackaging.** The bulk repackaging of smokeless propellants, black powder and small arms primers shall not be performed in retail establishments.~~

~~**5601.5.1.2 Damaged packages.** Damaged containers shall not be repackaged.~~

~~**Exception:** Approved repackaging of damaged containers of smokeless propellant into containers of the same type and size as the original container.~~

~~**5601.5.2 Storage in Group R occupancies.** The storage of small arms ammunition in~~

~~Group R occupancies shall comply with Sections 5601.5.2.1 through 5601.5.2.3.~~

~~**5601.5.2.1 Smokeless propellants.** Smokeless propellants intended for personal use in quantities not exceeding 20 pounds (9 kg) are permitted to be stored in Group R-3 occupancies where kept in original containers. Smokeless powder in quantities exceeding 20 pounds (9 kg) but not exceeding 50 pounds (23 kg) are permitted to be stored in Group R-3 occupancies where kept in a wooden box or cabinet having walls of at least 1 inch (25 mm) nominal thickness.~~

~~**5601.5.2.2 Black powder.** Black powder intended for personal use in quantities not exceeding 20 pounds (9 kg) are permitted to be stored in Group R-3 occupancies where kept in original containers and stored in a wooden box or cabinet having walls of at least 1 inch (25 mm) nominal thickness~~

~~**5601.5.2.3 Small arms primers.** No more than 10,000 small arms primers shall be stored in Group R-3 occupancies.~~

~~**5601.5.3 Display and storage in Group M occupancies.** The display and storage of small arms ammunition in Group M occupancies shall comply with Sections 5601.5.3.1 through 5601.5.3.2.3.~~

~~**5601.5.3.1 Display.** The display of small arms ammunition in Group M occupancies shall comply with Sections 5601.5.3.1.1 through 5601.5.3.1.3.~~

~~**5601.5.3.1.1 Smokeless propellant.** No more than 20 pounds (9 kg) of smokeless propellants, each in containers of 1 pound (0.454 kg) or less capacity, shall be displayed in Group M occupancies.~~

~~**5601.5.3.1.2 Black powder.** No more than 1 pound (0.454 kg) of black powder shall be displayed in Group M occupancies.~~

~~**5601.5.3.1.3 Small arms primers.** No more than 10,000 small arms primers shall be displayed in Group M occupancies.~~

~~**5601.5.3.2 Storage.** The storage of small arms ammunition in Group M occupancies shall comply with Sections 5601.5.3.2.1 through 5601.5.3.2.3.~~

~~**5601.5.3.2.1 Storage of Smokeless propellant.** Commercial stocks of smokeless propellants not on display shall not exceed 100 pounds (45 kg). Quantities exceeding 20 pounds (9 kg), but not exceeding 100 pounds (45 kg) shall be stored in portable wooden boxes having walls of at least 1 inch (25 mm) nominal thickness.~~

~~**5601.5.3.2.2 Black powder.** Commercial stocks of black powder not on display shall not exceed 50 pounds (23 kg) and shall be stored in a type 4 indoor magazine. When black powder and smokeless propellants are stored together in the same magazine, the total quantity shall not exceed that permitted for black powder.~~

~~**5601.5.3.2.3 Small arms primers.** Commercial stocks of small arms primers not on display shall not exceed 750,000. Storage shall be arranged such that not more than 100,000 small arms primers are stored in any one pile and piles are at least 15 feet (4572 mm) apart.~~

## Chapter 57

# FLAMMABLE AND COMBUSTIBLE LIQUIDS

Chapter 57 of the 2015 International Fire Code is adopted with the following amendments:

### SECTION 5704 STORAGE

Amend section 5704.2.7.5.8 to read:

**5704.2.7.5.8 Overfill prevention.** An approved means or method in accordance with Section ~~3404.2.9.6.6~~ 5704.2.9.7.5 shall be provided to prevent the overfill of all Class I, II and IIIA liquid storage tanks. Storage tanks in refineries, bulk plants or terminals regulated by Sections ~~3406.4~~ 5706.4 or ~~3406.7~~ 5706.7 shall have overfill protection in accordance with API 2350.

Exception: Outside aboveground tanks with a capacity of 1320 gallons (5000 L) or less provided an independent means of notifying the person filling the tank that the fluid level has reached 90 percent of tank capacity by providing an audible or visual alarm signal, or providing a tank level gauge marked at 90 percent of tank capacity.

An approved means or method in accordance with Section 5704.2.9.7.6 shall be provided to prevent the overfilling of Class IIIB liquid storage tanks connected to fuel-burning equipment inside buildings.

~~**Exception:** Outside above ground tanks with a capacity of 1,320 gallons (5000 L) or less.~~

Add section 5704.2.7.5.9 to read:

**5704.2.7.5.9 Automatic filling of tanks.** Systems that automatically fill flammable or combustible liquid tanks shall be equipped with overfill protection, approved by the fire code official, that sends an alarm signal to a constantly attended location and immediately stops the filling of the tank. The alarm signal and automatic shutoff shall be tested on an annual basis and records of such testing shall be maintained on-site for a period of five (5) years.

### SECTION 5707 ON-DEMAND MOBILE FUELING

**5701.1 General.** On-demand mobile fueling operations that dispense Class I, II, and III liquids into the fuel tanks of motor vehicles shall comply with Sections 5707.1 through 5707.7.

Exception: Fueling from an approved portable container in cases of an emergency or for personal use.

**5707.1.1 Approval Required.** Mobile fueling operations shall not be conducted without first obtaining a permit and approval from the fire code official. Mobile fueling operations shall only occur at approved locations.

**5707.2 Mobile fueling vehicle.** An on-demand mobile fueling vehicle shall be one of the following:

1. A tank vehicle complying with NFPA 385 that has chassis-mounted tanks or containers where the aggregate cargo capacity does not exceed 1200 gallons (4542 L).
2. A vehicle with one or more chassis-mounted tanks or containers that do not exceed 110 gallons (415 L) individual capacity and having an aggregate capacity that does not exceed 1200 gallons (4542 L).
3. A vehicle that carries a maximum of 60 gallons (227 L) of motor fuel in metal safety cans and listed in accordance with UL 30 or other approved metal containers each not to exceed 5 gallons (19 L) in capacity.

The mobile fueling vehicle shall comply with the requirements of all local, state and federal requirements.

Mobile fueling vehicles with a chassis-mounted tank in excess of 110 gallons (415 L) shall comply with the requirements of Section 5706.6, Section 5707, and NFPA 385.

The mobile fueling vehicle and its equipment shall be maintained in good repair.

Safety cans and approved metal containers shall be secured to the mobile fueling vehicle except when in use.

**5703.3 Required documents.** Documents developed to comply with Sections 5707.3.1 through 5707.3.3 shall be updated as necessary by the owner of the mobile fueling operations and shall be maintained in compliance with Section 107.3

**5707.3.1 Safety and emergency response plan.** Mobile fueling operators shall have an approved written safety and emergency response plan that establishes policies and procedures for fire safety, spill prevention and control, personnel training and compliance with other applicable requirements of this code.

**5707.3.2 Training records.** Training records of operators shall be maintained. Mobile fueling vehicle operators shall possess evidence of training on proper fueling procedures and the safety and emergency response plan.

**5707.3.3 Site plan.** A site plan shall be developed for each location at which mobile fueling occurs. The site plan shall be in sufficient detail to indicate: all buildings, structures, lot lines, property lines, and appurtenances on site and their use or function; all uses adjacent to the lot lines of the site; fueling locations, the locations of all storm drain openings and adjacent waterways or wetlands; information regarding slope, natural drainage, curbing, impounding and how a spill will be retained upon the site property; and the scale of the site plan.

**5707.4 Mobile fueling areas.** Mobile fueling shall not occur on public streets, public ways, or inside buildings. Fueling on the roof level of parking structures or other buildings is prohibited.

**5704.1 Separation.** Mobile fueling shall not take place within 25 feet (7620 mm) of buildings, property lines, or combustible storage.

**Exception:** The fire code official shall be authorized to decrease the separation distance for dispensing from metal safety cans or other approved metal containers in accordance with Section 5707.2.

When dispensing operations occur within 15 feet (4572 mm) of a storm drain; an approved storm drain cover or an approved equivalent method that will prevent any fuel from reaching the drain shall be used.

**5707.4.2 Sources of ignition.** Smoking, open flames, and other sources of ignition shall be prohibited within 25 feet (7620 mm) of fuel dispensing activities. Signs prohibiting smoking or open flames with 25 feet (7620 mm) of the vehicle and the point of fueling shall be prominently posted on the mobile fueling vehicle. The engines of vehicles being fueled shall be shut off during fueling.

**5707.5 Equipment.** Mobile fueling equipment shall comply with Sections 5707.5.1 through 5707.5.5.

**5707.5.1 Dispensing hoses and nozzles.** Where equipped, the dispensing hose shall not exceed 50 feet (15 240 mm) in length. The dispensing nozzles, hoses, and appurtenances shall be of an approved and listed type.

**5707.5.2 Break-away device.** A listed break-away device shall be provided at the nozzle.

**Exception:** Mobile fueling vehicles equipped with an approved brake interlock tied to the nozzle holder that prohibits movement of the mobile fueling vehicle when the nozzle is removed from its holder.

**5707.5.3 Shut off valve and fuel limit.** Mobile fueling vehicles shall be equipped with a listed shutoff valve assembly and a fuel limit switch set to a maximum of 30 gallons (116 L).

**5707.5.4 Fire extinguisher.** An approved portable fire extinguisher complying with Section 906 with a minimum rating of 4-A:80-B:C shall be provided on the mobile fueling vehicle with signage clearly indicating its location.

**5707.5.5 Spill kit.** Mobile fueling vehicles shall contain a minimum 5 gallon (19 L) spill kit of an approved type.

**5707.6 Operations.** Mobile fueling vehicles shall be constantly attended during fueling operations with brakes set and warning lights in operation. Mobile fueling vehicles shall not obstruct emergency vehicle access roads.

**5707.6.1 Dispensing hose.** Where equipped, mobile fueling vehicles shall be positioned in a manner to preclude traffic from driving over the dispensing hose. The dispensing hose shall be placed on an approved reel or in an approved compartment prior to moving the mobile fueling vehicle.

**5707.6.2 Drip control.** Operators shall place a drip pan or an absorbent pillow under the nozzle to catch drips and under each fuel fill opening prior to and during dispensing operations.

**5707.6.3 Nighttime deliveries.** Nighttime deliveries shall only be made in areas deemed adequately lighted by the fire code official.

5707.6.4 Vehicle lights. The mobile fueling vehicle flasher lights shall be in operation while dispensing operations are in progress.

5707.6.5 Safety cones. Safety cones or barriers shall be employed as warning devices to highlight the vehicle fueling area.

5707.6.6 Bonding. A means for bonding the mobile fueling vehicle to the motor vehicle shall be provided. Such bonding means shall be employed during fueling operations.

5707.6.7 Spill reporting. Spills shall be reported in accordance with Section 5003.3.1.

5707.7 Training. Mobile fueling vehicles shall be operated only by designated personnel who are trained on proper fueling procedures, and the safety and emergency response plan. The vehicle operator training shall be approved by the fire code official.

## **Chapter 58**

### **FLAMMABLE GASES AND FLAMMABLE CRYOGENIC FLUIDS**

Chapter 58 of the 2015 International Fire Code is adopted with the following amendment:

Add Section 5803.3 to read:

5803.3 Mobile fueling of hydrogen vehicles. Mobile fueling of hydrogen vehicles is prohibited unless approved by the fire code official.

# Chapter 60

## HIGHLY TOXIC, TOXIC AND MODERATELY TOXIC MATERIALS

Chapter 60 of the 2015 International Fire Code is adopted with the following amendments:

### SECTION 6001 — GENERAL

— Add Sec. 6001.3 to read:

~~6001.3 Moderately Toxic Gases With a LC50 Equal To Or Less Than 3000 Parts Per Million. Notwithstanding the hazard class definition in Section 3702, moderately toxic gases with an LC50 less than 3000 parts per million shall additionally comply with the requirements for toxic gases in Section 6004 of this code.~~

Amend Sec. 6004 to read:

### SECTION 6002                      DEFINITIONS

**6002.1 Definitions.** The following terms are defined in Chapter 2:

CONTAINMENT SYSTEM.

CONTAINMENT VESSEL.

EXCESS FLOW VALVE.

HIGHLY TOXIC.

MAXIMUM THRESHOLD QUANTITY.

MINIMUM THRESHOLD QUANTITY.

MODERATELY TOXIC GAS.

OZONE-GAS GENERATOR.

PHYSIOLOGICAL WARNING THRESHOLD.

REDUCED FLOW VALVE.

TOXIC.

Amend Sec. 6004 to read:

### **SECTION 6004                      HIGHLY TOXIC, TOXIC AND MODERATELY TOXIC** **COMPRESSED GASES INCLUDING THOSE USED** **AS REFRIGERANTS**

Amend Section 6004.1 to read:

~~6004.1 General. The storage and use of highly toxic and toxic compressed gases shall comply with this section. Materials stored and used as a gas whether or not the material meets the definition of a compressed gas, and meets the definition of a highly toxic, toxic and moderately toxic gas shall comply with Section 6004.~~

The minimum threshold quantity for highly toxic, toxic and moderately toxic gases, vapors and mists for indoor and exterior storage and use are set forth in Table 6004.1.

Add Table 6004.1 to read:

<b><u>Table 6004.1</u></b> <b><u>Minimum Threshold Quantities for Highly Toxic, Toxic and Moderately Toxic Gases</u></b>	
<u>Highly Toxic</u>	<u>0</u>
<u>Toxic</u>	<u>10 cubic feet</u>
<u>Moderately Toxic</u>	<u>20 cubic feet</u>

Amend Section 6004.1.1 to read:

**6004.1.1 Special limitations for indoor storage and use by occupancy.** The indoor storage and use of highly toxic, ~~and toxic~~ and moderately toxic ~~compressed~~ gases in certain occupancies shall be subject to the limitations contained in Sections 6004.1.1.1 through 6004.1.1.3.

Amend Section 6004.1.1.1 to read:

**6004.1.1.1 Group A, E, I or U occupancies.** ~~Toxic, and highly toxic~~ and moderately toxic ~~compressed~~ gases shall not be stored or used within Group A, E, I or U occupancies.

**Exception:** Cylinders not exceeding 20 cubic feet (0.556m<sup>3</sup>) at normal temperature and pressure (NTP) are allowed within gas cabinets or fume hoods.

Amend Section 6004.1.1.2 to read:

**6004.1.1.2 Group R occupancies.** ~~Toxic, and highly toxic~~ and moderately toxic ~~compressed~~ gases shall not be stored or used in Group R occupancies.

Amend Section 6004.1.1.3 to read:

**6004.1.1.3 Offices, retail sales and classrooms.** ~~Toxic, and highly toxic~~ and moderately toxic ~~compressed~~ gases shall not be stored or used in offices, retail sales or classroom portions of Group B, F, M or S occupancies.

**Exception:** In classrooms of Group B occupancies, cylinders with a capacity not exceeding 20 cubic feet (0.566 m<sup>3</sup>) at NTP are allowed in gas cabinets or fume hoods.

Amend Section 6004.1.2 to read:

**6004.1.2 Gas cabinets.** Gas cabinets containing highly toxic, ~~and toxic~~ and moderately toxic ~~compressed~~ gases shall comply with Section 5003.8.6 and the following requirements:

1. The average ventilation velocity at the face of gas cabinet access ports or windows shall not be less than 200 cubic feet per minute (1.02 m/s) with a minimum of 150 feet per minute (0.76 m/s) at any point of the access port or window.
2. Gas cabinets shall be connected to an exhaust system.
3. Gas cabinets shall not be used as the sole means of exhaust for any room or area.

4. The maximum number of cylinders located in a single gas cabinet shall not exceed three, except that cabinets containing cylinders not exceeding 1 pound (0.454 kg) net contents are allowed to contain up to 100 cylinders.

Gas cabinets required by Section 6004.2 or 6004.3 shall be equipped with an approved automatic sprinkler system in accordance with Section 903.3.1.1. Alternative fire-extinguishing systems shall not be used.

Amend Sec. 6004.1.3 to read:

**6004.1.3 Exhausted enclosures.** Exhausted enclosures containing highly toxic, or toxic or moderately toxic ~~compressed~~-gases shall comply with Section 5003.8.5 and the following requirements:

1. The average ventilation velocity at the face of the enclosure shall not be less than 200 feet per minute (1.02 m/s) with a minimum of 150 feet per minute (0.76 m/s).
2. Exhausted enclosures shall be connected to an exhaust system.
3. Exhausted enclosures shall not be used as the sole means of exhaust for any room or area.

Exhausted enclosures required by Section 6004.2 or 6004.3 shall be equipped with an approved automatic sprinkler system in accordance with Section 903.3.1.1. Alternative fire-extinguishing system shall not be used.

Add Sec. 6004.1.4 to read:

**6004.1.4 Automatic shut-off valve.** An automatic shut-off valve, which is of a fail-safe to close design, shall be provided to shut off the supply of highly toxic gases for any of the following:

1. Activation of a manual fire alarm system.
2. Activation of the gas detection system.
3. Failure of emergency power.
4. Failure of primary containment.
5. Seismic activity.
6. Failure of required ventilation.
7. Manual activation at an approved remote location.

Add Sec. 6004.1.5 to read:

**6004.1.5 Emergency control station.** Signals from emergency equipment used for highly toxic gases shall be transmitted to an emergency control station or other approved monitoring station, which is continually staffed by trained personnel.

Add Sec. 6004.1.6 to read:

**6004.1.6 Maximum threshold quantity.** Toxic gases stored or used in quantities exceeding the maximum threshold quantity in a single vessel per control area or outdoor control area shall comply with the additional requirements for highly toxic gases

of Section 6004 of this code.

Moderately toxic gases stored or used in quantities exceeding the maximum threshold quantity in a single vessel per control area or outdoor control area shall comply with the additional requirements for toxic gases of Section 6004 of this code.

The following formula shall be used to calculate the maximum threshold quantity:

$$\text{Max TQ (pounds)} = \text{LC}_{50} \text{ (ppm)} \times 2 \text{ lb.}$$

For gas mixtures containing one or more toxic, highly toxic or moderately toxic components, the LC<sub>50</sub> shall be calculated using CGA Standards P-20 and P-23.

Add Section 6004.1.7 to read:

**6004.1.7 Reduced flow valve.** All containers of materials other than lecture bottles containing Highly Toxic material and having a vapor pressure exceeding 29 psia shall be equipped with a reduced flow valve when available. If a reduced flow valve is not available, the container shall be used with a flow-limiting device. All flow limiting devices shall be part of the valve assembly and visible to the eye when possible; otherwise, they shall be installed as close as possible to the cylinder source.

Add Section 6004.1.8 to read:

**6004.1.8 Fire extinguishing systems.** Buildings and covered exterior areas for storage and use areas of materials regulated by this Chapter shall be protected by an automatic fire sprinkler system in accordance with NFPA 13. The design of the sprinkler system for any room or area where highly toxic, toxic and moderately toxic gases are stored, handled or used shall be in accordance with Section 5004.5.

Add Section 6004.1.9 to read:

**6004.1.9 Local gas shut off.** Manual activation controls shall be provided at locations near the point of use and near the source, as approved by the fire code official. The fire code official may require additional controls at other places, including, but not limited to, the entry to the building, storage or use areas, and emergency control stations. Manual activated shut-off valves shall be of a fail-safe-to-close design.

Add Section 6004.1.10 to read:

**6004.1.10 Exhaust ventilation monitoring.** For highly toxic gases and toxic gases exceeding threshold quantities, a continuous monitoring system shall be provided to assure that the required exhaust ventilation rate is maintained. The monitoring system shall initiate a local alarm. The alarm shall be both visual and audible and shall be designed to provide warning both inside and outside of the interior storage, use, or handling area.

Add Section 6004.1.11 to read:

**6004.1.11 Emergency response plan.** If the preparation of an emergency response plan for the facility is not required by any other law, responsible persons shall prepare, or cause to be prepared, and filed with the fire code official, a written emergency response plan. If the preparation of an emergency response plan is required by other law, a responsible person shall file a copy of the plan with the fire code official.

Add section 6004.1.12 to read:

**6004.1.12 Cylinder leak testing.** Cylinders shall be tested for leaks immediately upon delivery and again immediately prior to departure. Testing shall be approved by the fire code official in accordance with appropriate nationally recognized industry standards and practices, if any. Appropriate remedial action shall be immediately undertaken when leaks are detected.

Add Sec. 6004.1.13 to read:

**6004.1.13 Inert gas purge system.** Gas systems shall be provided with dedicated inert gas purge systems. A dedicated inert gas purge system may be used to purge more than one gas, provided the gases are compatible. Purge gas systems inside buildings shall be located in an approved gas cabinet unless the system operates by vacuum demand.

Add Sec. 6004.1.14 to read:

**6004.1.14 Seismic shutoff valve.** An automatic seismic shut-off valve, which is of a fail-safe to close design, shall be provided to shutoff the supply of highly toxic, toxic and moderately toxic gases with an LC<sub>50</sub> less than 3000 parts per million upon a seismic event within 5 seconds of a horizontal sinusoidal oscillation having a peak acceleration of 0.3G (1.47m/sec<sup>2</sup>) and a period of 0.4 seconds.

Amend Section 6004.2 to read:

**6004.2 Indoor storage and use.** The indoor storage or use of highly toxic, toxic or moderately toxic compressed gases shall be in accordance with Sections 6004.2.1 through 6004.2.2.10.4. The threshold quantity for highly toxic, toxic and moderately toxic gases for indoor storage and use are set forth in Table 6004.2.

Add Table 6004.2 to read:

<u>Threshold Quantities for Highly Toxic, Toxic and Moderately Toxic Gases for Indoor Storage and Use</u>	
<u>Highly Toxic</u>	<u>0</u>
<u>Toxic</u>	<u>10 cubic feet</u>
<u>Moderately Toxic</u>	<u>20 cubic feet</u>

Amend Section 6004.2.1 to read:

**6004.2.1 Applicability.** The applicability of regulations governing the indoor storage and use of highly toxic, toxic, and moderately toxic compressed gases shall be as set forth in Sections 6004.2.1.1 through 6004.2.1.35.

Amend Sec. 6004.2.1.1 to read:

**6004.2.1.1 Quantities not exceeding the maximum allowable quantity per control area.** The indoor storage or use of highly toxic, toxic and moderately toxic gases in amounts not exceeding the maximum allowable quantity per control area set forth in Table 5003.1.1(2) shall be in accordance with Sections 5001, 5003, 6001, and 6004.1, 6004.2.1.4 and 6004.2.1.5.

Add Sec. 6004.2.1.4 to read:

**6004.2.1.4 Quantities not exceeding minimum threshold quantity per control area.** The indoor storage or use of highly toxic, toxic and moderately toxic gases in amounts not exceeding the minimum threshold quantity per control area set forth in Table 6004.1 shall be in accordance with Sections 6001, and 6004.1 and Chapter 50.

Add Section 6004.2.1.5 to read:

6004.2.1.5 Quantities exceeding the minimum threshold quantity per control area. The indoor storage or use of highly toxic, toxic and moderately toxic gases in amounts exceeding the minimum threshold quantity per control area set forth in Table 6004.1 shall be in accordance with Sections 6001, 6004.1, 6004.2 and Chapter 50.

Amend Sec. 6004.2.2 to read:

**6004.2.2 General Indoor Requirements.** The general requirements applicable to the indoor storage and use of highly toxic and toxic compressed gases shall be in accordance with Sections 6004.2.2.1 through 6004.2.2.10.4.

Moderately toxic gases with an LC<sub>50</sub> equal to or less than 3000 parts per million shall comply with the requirements for toxic gases in Sections 6004.2.2.1 through 6004.2.2.10.4.

~~All other moderately toxic gases exceeding the threshold quantity shall comply with the requirements for toxic gases in Sections 6004.2.2.1 through 6004.2.2.7.~~

Moderately toxic gases with an LC<sub>50</sub> more than 3000 parts per million but not greater than 5000 parts per million and exceeding the maximum threshold quantity, as determined by 6004.1.6, shall comply with the requirements for toxic gases in Sections 6004.2.2.1 through 6004.2.2.7.

Moderately toxic gases shall not be considered as toxic gases for maximum allowable quantities determinations under Table 5003.1.1(2).

Amend Sec. 6004.2.2.7 to read:

**6004.2.2.7 Treatment systems.** The exhaust ventilation from gas cabinets, exhausted enclosures and gas rooms and local exhaust systems required in Section 6004.2.2.4 and 6004.2.2.5 shall be directed to a treatment system. The treatment system shall be utilized to handle the accidental release of gas and to process exhaust ventilation. The treatment system shall be designed in accordance with Sections 6004.2.2.7.1 through 6004.2.2.7.5 and Chapter 5 of the California Mechanical Code.

**Exceptions:**

1. Highly toxic, ~~toxic~~ and moderately toxic gases—storage. A treatment system is not required for cylinders, containers and tanks in storage when all of the following are provided:
  - 1.1. Valve outlets are equipped with gas-tight outlet plug or caps.
  - 1.2. Hand wheel-operated valves have handles secured to prevent movement.
  - 1.3. Approved containment vessels or containment systems are provided in accordance with Section 6004.2.2.3.
2. ~~Toxic gases—use. Treatment systems are not required for toxic gases supplied by cylinders or portable tanks not exceeding 1,700 pounds (722 kg) water capacity where the following are provided:~~
  - 2.1. ~~A listed or approved gas detection system with a sensing interval not exceeding 5 minutes.~~
  - 2.2. ~~A listed or approved automatic closing fail safe valve located~~

~~immediately adjacent to cylinder valves. The fail safe valve shall close when gas is detected at the permissible exposure limit (PEL) by a gas detection system monitoring the exhaust system at the point of discharge from the gas cabinet, exhausted enclosure, ventilated enclosure or gas room. The gas detection system shall comply with Section 6004.2.2.10.~~

Amend 6004.2.2.10.2 to read:

**6004.2.2.10.2. Alarms.** The gas detection system shall initiate a local alarm and transmit a signal to a constantly attended control station when a short-term hazard condition is detected. The alarm shall be both visual and audible and shall provide warning both inside and outside the area where the gas is detected. The audible alarm shall be distinct from all other alarms.

**Exception:**

~~Signal transmission to a constantly attended control station is not required where not more than one cylinder of highly toxic or toxic gas is stored~~

Amend Section 6004.3 to read:

**6004.3 Outdoor storage and use.** The outdoor storage or use of highly toxic, toxic and moderately toxic compressed gases shall be in accordance with Sections 6004.3.1 through 6004.3.4. The minimum threshold quantity for highly toxic, toxic and moderately toxic gases for outdoor storage and use are set forth in Table 6004.3 6004.1.

~~Add Table 6004.3 to read:~~

<del>Threshold Quantities for Highly Toxic, Toxic and Moderately Toxic Gases for Outdoor Storage and Use</del>	
<del>Highly Toxic</del>	<del>0</del>
<del>Toxic</del>	<del>10 cubic feet</del>
<del>Moderately Toxic</del>	<del>20 cubic feet</del>

Amend Section 6004.3.1 to read:

**6004.3.1 Applicability.** The applicability of regulations governing the outdoor storage and use of highly toxic, toxic, and moderately toxic compressed gases shall be as set forth in Sections 6004.3.1.1 through 6004.3.1.35.

Amend Section 6004.3.1.1

**6004.3.1.1 Quantities not exceeding the maximum allowable quantity per control area.** The outdoor storage or use of highly toxic and toxic gases in amounts exceeding the maximum allowable quantity per control area set forth in Table 5004.3.1.1(4) shall be in accordance with Sections 5001, 5003, 6001, 6004.1, 6004.3.1.4 and 6004.3.1.5.

~~Moderately toxic gases with an LC50 less than 3000 parts per million in amounts exceeding the threshold quantity in Table 6004.3 shall comply with the requirements for toxic gases in Sections 5001, 5003, 6001, 6004.1 and 6004.3.~~

~~Moderately toxic gases in amounts exceeding the threshold quantity in Table 6004.3 shall comply with the requirements for toxic gases in Sections 5001, 5003, 6001, 6004.1 and 6004.3.2.1 through 6004.3.2.5.~~

Add Section 6004.3.1.4 to read:

**6004.3.1.4 Quantities not exceeding the minimum threshold quantity per control area.** The outdoor storage or use of highly toxic, toxic and moderately toxic gases in amounts not exceeding the minimum threshold quantity per control area set forth in Table 6004.1 shall be in accordance with Sections 6001, 6004.1 and Chapter 50.

Add Section 6004.3.1.5 to read:

**6004.3.1.5 Quantities exceeding the minimum threshold quantity per control area.** The outdoor storage or use of highly toxic, toxic and moderately toxic gases in amounts exceeding the minimum threshold quantity per control area set forth in Table 6004.1 shall be in accordance with Sections 6001, 6004.3 and Chapter 50.

Amend Section 6004.3.2 to read:

**6004.3.2 General outdoor requirements.** The general requirements applicable to the outdoor storage and use of highly toxic, toxic and moderately toxic gases shall be in accordance with Sections 6004.3.2.1 through 6004.3.2.4.

Moderately toxic gases with an LC<sub>50</sub> equal to or less than 3000 parts per million shall comply with the requirements for toxic gases in Sections 5001, 5003, 6001, 6004.1 and 6004.3.

Moderately toxic gases with an LC<sub>50</sub> more than 3000 parts per million but not greater than 5000 parts per million and exceeding the maximum threshold quantity, as determined by 6004.1.6, shall comply with the requirements for toxic gases in Sections 5001, 5003, 6001, 6004.1 and 6004.3.2.1 through 6004.3.2.4.

Moderately toxic gases shall not be considered as toxic gases for maximum allowable quantities determinations under Table 5003.1.1(4).

Amend Section 6004.3.3 to read:

**6004.3.3 Outdoor storage weather protection for portable tanks and cylinders.** Weather protection in accordance with Section 5004.13 shall be provided for portable tanks and cylinders located outdoors and not within gas cabinets or exhausted enclosures. The storage area shall be equipped with an approved automatic sprinkler system in accordance with Section ~~903.1.4~~ 5004.5.

## **Chapter 64 PYROPHORIC MATERIALS**

Chapter 64 of the 2015 International Fire Code is adopted with the following amendments:

Add Section 6405.3.1 to read:

**6405.3.1 Silane distribution systems automatic shutdown.** Silane distribution systems shall automatically shut down at the source upon activation of the gas detection system at levels above the alarm level and/or failure of the ventilation system for the silane distribution system.

## Chapter 80 REFERENCE STANDARDS

Chapter 80 of the 2015 International Fire Code is adopted with the following amendments:

### CGA

<del>C-7 (2011)</del>	<del>Guide to the Preparation of Precautionary Labeling and Marking of Compressed Gas Containers . . . . .</del>	<del>5303.4.2, 5503.4.2</del>
<u>C-7 (2014)</u>	<u>Guide to Classification and Labeling of Compressed Gases . . . .</u>	<u>5303.4.2, 5503.4.2</u>
G-13 (2006)	Storage and Handling of Silane and Silane Mixtures	
(2015)	(an American National Standard) . . . . .	6404.1, 6404.2, 6405.3
P-1 (2000)	Safe Handling of Compressed Gases in Containers . . . . .	5305.7
ANSI/P-18 (2006)	Standard for Bulk Inert Gas Systems . . . . .	5501.1
(2013)		
S-1.1 (2011)	Relief Device Standards – Part 1 – Cylinders for Compressed Gases . . . . .	5003.3.2, 5503.2
S-1.2 (2005)	Pressure Relief Device Standards – Part 2 Portable Containers for Compressed Gases . . . . .	5003.3.2, 5503.2
(2009)		
S-1.3 (2008)	Pressure Relief Device Standards – Part 3 – Stationary Storage Containers for Compressed Gases . . . . .	5003.3.2, 5503.2
V-1 (2005)	Standard for Compressed Gas Cylinder Valve Outlet and Inlet Connections. . . . .	3505.2.1
(2013)		

## **Title 18**

### **BUILDING CODES AND REGULATIONS**

Chapter 18.04 - BUILDING CODE

Chapter 18.05 - POST-DISASTER SAFETY ASSESSMENT PLACARD

Chapter 18.06 - POST-DISASTER DEMOLITION

Chapter 18.07 - DISASTER REPAIR AND RECONSTRUCTION

Chapter 18.08 - PLUMBING CODE

Chapter 18.09 - ABATEMENT OF DANGEROUS BUILDINGS

Chapter 18.10 - CALIFORNIA EXISTING BUILDING CODE

Chapter 18.11 - CALIFORNIA RESIDENTIAL CODE

Chapter 18.12 - MECHANICAL CODE

Chapter 18.16 - ELECTRICAL CODE

Chapter 18.20 - PROPERTY MAINTENANCE CODE

Chapter 18.21 - STATE HISTORICAL CODE

Chapter 18.24 - SWIMMING POOLS

Chapter 18.26 - GREEN BUILDING STANDARDS CODE

Chapter 18.28 - HOUSE MOVING AND OVERSIZE OBJECT MOVING

Chapter 18.32 - DETERMINATION OF SCOPE OF WORK

Chapter 18.36 - HOUSE NUMBERING

Chapter 18.50 - PENALTIES

Chapter 18.60 - IDENTIFICATION AND MITIGATION OF POTENTIALLY HAZARDOUS BUILDINGS

Chapter 18.70 - WOODBURNING APPLIANCES

## Chapter 18.04 BUILDING CODE

### Sections:

18.04.010 Adoption of the International Building Code.

18.04.020 Portions not adopted.

18.04.030 Portions modified.

18.04.035 Construction debris.

18.04.040 Camp cars and/or trailers.

18.04.045 Fee schedule.

18.04.046 Exemption from fees.

18.04.052 Hours of construction—Time and noise limitations.

### **18.04.010 Adoption of the International Building Code.**

The city council adopts a International Building Code for the regulation of construction, alteration, renovating and remodeling of buildings and structures, the issuance of permits therefore and enforcement thereof which Building Code is as follows: All of the provisions of the International Building Code of 2012, 2015 Volumes 1 and 2 of the International Code Council, as amended in 2013, 2016 by the State of California in the State Building Standard Regulations (Title 24), hereinafter termed the "California Building Code," and each and all of the regulations, appendices, provisions, penalties, conditions and terms of such California Building Code (one copy of which code has been filed for use and examination by the public in the office of the City Clerk) are referred to and are adopted and made a part hereof, the same as if fully set forth in this chapter, and are adopted as sections of this chapter bearing the same numerical sections, designations, titles as appear in the California Building Code except as excepted, modified or amended in this chapter.

### **18.04.020 Portions not adopted.**

The following chapters, parts or provisions of the California Building Code are not adopted: Appendices A, B, C, D, E, F, G, H, K, L, and M.

### **18.04.030 Portions modified.**

The following sections are either enacted in modification of the California Building Code, adopted by reference or are added in place of those sections, parts and/or provisions of the California Building Code which have not been adopted:

- (a) (1) An additional sentence is added to Chapter 1, Division II, Administration Section 114.4, to read: "For penalty clause, see Section 10.50.010 of the Campbell Municipal Code."
- (2) An additional sentence is added to Chapter 1, Division II, Administration Section 110.6 to read: "Approvals of the Building Division are granted to allow work to proceed and are not necessarily for code compliance. See Section 104.11."
- (b) Chapter 1, ADMINISTRATION, Section 109.6 Refunds. Shall be replaced with the following text:

"The building official may authorize refunding of any fee paid hereunder which was erroneously paid or collected.

The building official may authorize refunding of not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The building official may authorize refunding of not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan reviewing is done.

The building official shall not authorize refunding of any fee paid except on written application filed by the original permit holder not later than 180 days after the date of fee payment."

- (c) ~~Section 1905.1.8, ACI 318 Section 22.10.1 shall be modified to delete ACI 318, Section 22.10 and replace with the following:~~

~~22.10 — Plain concrete in structures assigned to Seismic Design Category C, D, E or F.~~

~~22.10.1 — Structures assigned to seismic Design Category C, D, E or F shall not have elements of structural plain concrete, except as follows:~~

- ~~(a) Isolated footings of plain concrete supporting pedestals or columns are permitted, provided the projection of the footing beyond the face of the supported member does not exceed the footing thickness.~~

~~Exception: — In detached one and two family dwelling three stories or less in height, the projection of the footing beyond the face of the supported member is permitted to exceed the footing thickness.~~

- ~~(b) Plain concrete footings supporting walls are permitted, provided the footings have at least two continuous longitudinal reinforcing bars. Bars shall not be smaller than No. 4 and shall have a total area of not less than 0.002 times the gross cross-sectional area of the footing. A minimum of one bar shall be provided at the top and bottom of the footing. Continuity of reinforcement shall be provided at corners and intersections.~~

~~Exception: — In detached one and two family dwelling three stories or less in height and constructed with stud bearing walls, plain concrete footings with at least two continuous longitudinal reinforcing bars not smaller than No. 4 are permitted to have a total area of less than 0.002 times the gross cross-sectional area of the footing.~~

- (c) *Section 1905.1.7, ACI 318 Section 14.1.4 shall be replaced with the following:*

*14.1.4 — Plain concrete in structures assigned to Seismic Design Category C, D, E or F.*

*14.1.4.1 — Structures assigned to Seismic Design Category C, D, E or F shall not have elements of structural plain concrete, except as follows:*

- (a) Isolated footings of plain concrete supporting pedestals or columns are permitted, provided the projection of the footing beyond the face of the supported member does not exceed the footing thickness.*

*Exception: In detached one- and two-family dwelling three stories or less in height, the projection of the footing beyond the face of the supported member is permitted to exceed the footing thickness.*

- (b) *Plain concrete footing supporting walls are permitted, provided the footings have at least two continuous longitudinal reinforcing bars. Bars shall not be smaller than No. 4 and shall have a total area of not less than 0.002 times the gross cross-sectional area of the footing. A minimum of one bar shall be provided at the top and bottom of the footing. Continuity of reinforcement shall be provided at corners and intersections.*

*Exception: In detached one- and two-family dwellings three stories or less in height and constructed with stud bearing walls, plain concrete footings with at least two continuous longitudinal reinforcing bars not smaller than No.4 are permitted to have a total area of less than 0.002 times the gross cross-sectional area of the footing.*

**RATIONALE:**

*The proposed amendment addresses the problem of poor performance of plain concrete or under-reinforced concrete footings during a seismic event. This amendment reflects the recommendations by the Structural Engineers Association of Southern California (SEACSC) and the Los Angeles City Joint Task Force that investigated the poor performance of plain and under-reinforced concrete footing observed in the 1994 Northridge earthquake.*

- (d) *Section 1705.3 Concrete Construction. Shall be modified to read:*

**1705.3 Concrete construction.** *The special inspections and verifications for concrete construction shall be as required by this section and Table 1705.3*

**Exception:** *Special inspections shall not be required for:*

- 1. Isolated spread concrete footings of buildings three stories or less above grade plane that are fully supported on earth or rock, where the structural design of the footing is based on a specific compressive strength,  $f'c$ , no greater than 2,500 pounds per square inch (psi) (17.2 Mpa).*

**RATIONALE:**

*Results from studies after the 1994 Northridge earthquake indicated that a lot of the damages were attributed to lack of quality control during construction. The proposed amendment improves quality control during construction and therefore needs to be incorporated into the Code. Revise CBC Section 1705.3 exception No.1 to allow special inspection not to be required for isolated spread footing where the structural design of the footing is based on a specified compressive strength,  $f'c$ , no greater than 2,500 psi. This proposed amendment is a continuation of an amendment adopted during a previous code adoption cycle.*

- (f) (e) *Section R602.10.4 and Table R602.10.3(3) (2013 2016 CRC). Add a new footnote "e" "f" to the end of CRC Table R602.10.3(3) , to read:*

**e.f.** *In Seismic Design Categories D0, D1, and D2, Method GB is not permitted and the use of Method PCP is limited to one-story single family dwellings and accessory structures.*

Add the "e" "f" footnote notation in the title of Table R602.10.3(3) to read:

TABLE R602.10.3(3)<sup>e</sup>

Add a new subsection R602.10.4.4, to read:

**R602.10.4.4 Limits on methods GP and PCP.** In Seismic Design Categories D0, D1, and D2, Method GB is not permitted for use as intermittent braced wall panels, but gypsum board is permitted to be installed when required by this Section to be placed on the opposite side of the studs from other types of braced wall panel sheathing, Seismic Design Categories D0, D1, and D2, the use of Method PCP is limited to on-story single family dwellings and accessory structures.

~~(g) Section 2308.9.3 is amended by deleting Item Numbers 5 and 7~~

~~(h) Chapter 31, Section 3109.4.1 is amended to read: "The top of the barrier shall be at least 60 inches (1524 mm) above grade measured on the side of the barrier that faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches (51 mm) measured on the side of the barrier that faces away from the swimming pool. Where the top of the pool structure is above grade, the barrier is authorized to be at ground level or mounted on top of the pool structure, and the maximum vertical clearance between the top of the pool structure and the bottom of the barrier shall be 4 inches (102 mm)."~~

#### 18.04.035 Construction debris.

Every building permit application shall contain the following notice:

"NOTICE: Pursuant to Chapter 11.32 of the Campbell Municipal Code, any dirt or debris generated at a construction site that is allowed to remain on a public right of way for more than twelve (12) hours may be removed by the City AT THE EXPENSE OF THE APPLICANT FOR THIS BUILDING PERMIT. FAILURE TO PAY THE EXPENSE WILL RESULT IN SUSPENSION OF FURTHER BUILDING INSPECTIONS."

#### 18.04.040 Camp cars and/or trailers.

- A. *Definition.* A "camp car" and/or "trailer," subject to the provisions of this chapter, means any unit or structure designed, constructed and/or used for living or sleeping purposes or human habitation, which is equipped with wheels or similar devices for the purpose of transporting the unit and/or structure from place to place, whether by motive power or by other means.
- B. *Building Code Requirements.* Any camp car and/or trailer, as defined in Section 18.04.040, shall constitute the same as a dwelling for purpose of the requirements of the California State Division of Housing.
- C. *Temporary Location.*
  - (1) No camp car and/or trailer shall be connected to utilities or used for living or sleeping purposes or as a place of human habitation within the city except for the same be located and maintained with a trailer park as specified under the provisions of Section 21.72.120(L), and existing nonconforming trailer parks.
  - (2) *Exception.* Notwithstanding anything contained herein to the contrary, transient camp cars and/or trailers may be parked for visitation purposes for a period not to exceed fifteen days.

Trailers shall not exceed eighteen feet in length and shall be parked on private property. The city building division shall be notified as to calendar dates of visitation and the address of the property.

#### **18.04.045 Fee schedule.**

Chapter 1 ADMINISTRATION, Section 109 FEES, subsection 109.2 Schedule of permit fees, shall be amended to read: "The City Council shall establish all fees by Resolution."

#### **18.04.046 Exemption from fees.**

- (a) Owners of single-family dwellings and accessory buildings that conform to the permitted uses in an R-1 zoning district, regardless of the current zoning of the property, which is their principal place of residence, are exempt from building permit fees for reconstruction of a building which was damaged or destroyed by earthquake, fire, flood or other causes over which the owner had no control; provided that compliance with any building code or other ordinance requirement of the city or any other applicable law shall not be deemed a cause over which the owner has not control; and further provided there are no additional square feet of floor area added.
- (b) Capital improvement projects involving city owned property requiring building permits and city council approval shall be exempt from building permit fees.

#### **18.04.052 Hours of construction—Time and noise limitations.**

Construction activity shall be limited to the hours of eight a.m. and five p.m. daily, Monday through Friday. Saturday hours of construction shall be nine a.m. and four p.m. There shall be no construction activity on Sundays or National Holidays.

No loud environmentally disruptive noise over fifty dbs., such as air compressors without mufflers, continuously running motors or generators, loud playing musical instruments or radios will be allowed during the authorized hours of construction, Monday through Saturday, where such noise may be a nuisance to adjacent residential neighbors. Such nuisances shall be discontinued.

Exception.

- (a) Construction activity is permitted for homeowner permits, when the work is being performed by only the owner of the property, provided no construction activity or loud noises are conducted prior to six a.m. or after seven p.m., Monday through Saturday, and prior to eight a.m. or after six p.m. on Sundays or National Holidays.
- (b) Where emergency conditions exist, as determined by the building official, construction activity or construction noise may be permitted at any hour or day of the week. Such emergencies shall be completed as rapidly as possible to prevent any disruption to the residential neighborhood.
- (c) When the building official determines that construction activity and/or construction noises will not be detrimental to the adjacent neighbors, an exception to the time of work activity may be granted to the general contractor who shall be responsible for controlling the site for loud disruptive noises as described above. Hours of operation shall be determined by the building official on a case-by-case basis.

If the building official determines that construction activity and/or construction noises, as described herein above, are unreasonably interfering in the reasonable use and enjoyment of adjacent properties, the building official shall notify the general contractor in writing that the exception has been voided and canceled and the construction time and noise conditions as described in Section 18.04.052 shall apply immediately and the general contractor shall be subject to the penalty(ies) as provided for in this code.

- (d) (1) Construction activity, under contracts awarded by the city for public improvements, shall be allowed during the working hours specified by the city engineer, as described in the

construction project contract documents. Such working hours shall be designed to prevent unnecessary hazard or inconvenience to members of the public. In establishing such working hours, the city engineer may consider:

- (A) The impact of the work on vehicular and pedestrian traffic;
  - (B) The proximity of the work to residential neighborhoods, schools, hospitals and libraries; and
  - (C) Other factors relating to the public safety, health and welfare.
- (2) Deviation from the working hours specified in the contract documents shall be deemed a violation of a mandatory provision of the code.

## **Chapter 18.05 POST-DISASTER SAFETY ASSESSMENT PLACARD**

### **Sections:**

18.05.010 Intent.

18.05.020 Application of provisions.

18.05.030 Definitions.

18.05.040 Placards.

### **18.05.010 Intent.**

This chapter establishes standard placards to be used to indicate the condition of a structure for continued occupancy after any natural or man-made disaster. The chapter further authorizes the division of building and safety and the department of public works, as well as authorized representatives of those departments, to post the appropriate placard at each entry point to a building or structure upon completion of a safety assessment.

### **18.05.020 Application of provisions.**

The provisions of this chapter are applicable, following each natural or man-made disaster, to all buildings and structures of all occupancies regulated by the City of Campbell. The council may extend the provisions as necessary to protect the health, safety or welfare of the community.

### **18.05.030 Definitions.**

For the purpose of this chapter: "Safety assessment" means a visual, nondestructive examination of a building or structure for the purpose of determining the condition for continued occupancy following a natural or manmade disaster.

**18.05.040 Placards.**

- (a) The following are verbal descriptions of the official jurisdiction placards to be used to designate the condition for continued occupancy of buildings or structures. Copies of actual placards are set out at the end of this section as Exhibit 18.05.040
  - (1) "Inspected—Lawful Occupancy Permitted" is to be posted on any building or structure wherein no apparent structural hazard has been found. This placard is not intended to mean that there is no damage to the building or structure.
  - (2) "Restricted Use" is to be posted on each building or structure that has been damaged wherein the damage has resulted in some form of restriction to the continued occupancy. The individual who posts this placard will note in general terms the type of damage encountered and will clearly and concisely note the restrictions on continued occupancy.
  - (3) "Unsafe—Do Not Enter or Occupy" is to be posted on each building or structure that has been damaged such that continued occupancy poses a threat to life safety. Buildings or structures posted with this placard shall not be entered under any circumstance except as authorized in writing by the department that posted the building, upon establishment of suitable conditions necessary to ensure a reasonable level of safety. Safety assessment teams shall be authorized to enter these buildings at any time. This placard is not to be used or considered as a demolition order. The individual who posts this placard will note in general terms the type of damage encountered.
- (b) The number of the ordinance codified in this chapter, the name of the department, its address and phone number shall be permanently affixed to each placard.
- (c) Once it has been attached to a building or structure, a placard is not to be removed, altered or covered until done so by an authorized representative of the department or upon written notification from the department.

**Exhibit 18.05.040**

<h1>INSPECTED</h1>	
<b>LAWFUL OCCUPANCY PERMITTED</b>	
This structure has been inspected (as indicated below) and no apparent structural hazard has been found.	Date: _____
	Time: _____
<input type="checkbox"/> <b>Inspected Exterior Only</b>	(Caution: Aftershocks since last inspection may increase damage and risk.)
<input type="checkbox"/> <b>Inspected Exterior and Interior</b>	This facility was inspected under emergency conditions for the City of Campbell.
Report any unsafe condition to local authorities: Re-inspection may be required!	Inspector ID/ Agency
Inspector Comments: _____ _____	_____ _____
Facility Name and Address: _____ _____ _____	_____ _____ _____
<b>Do Not Remove, Alter or Cover this Placard until Authorized by the Building Official of the City of Campbell</b>	
<small>Per City of Campbell – Municipal Code Chapter 18.05 POST-DISASTER SAFETY ASSESSMENT PLACARD</small>	

# RESTRICTED USE

**Caution:** This structure has been inspected and found to be damaged as described below:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Entry, occupancy, and lawful use are restricted as indicated below:**

Do not enter the following areas:

Brief entry allowed for access to contents:

Other restrictions:

Facility Name and Address:

\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

Time: \_\_\_\_\_

**(Caution:** Aftershocks since last inspection may increase damage and risk.)

This facility was inspected under emergency conditions for the City of Campbell.

Inspector ID/ Agency

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Do Not Remove, Alter or Cover this Placard until  
Authorized by the Building Official of the City of Campbell**

Per City of Campbell - Municipal Code  
Chapter 18.05 POST-DISASTER SAFETY ASSESSMENT PLACARD

# UNSAFE

**DO NOT ENTER OR OCCUPY THIS STRUCTURE**

This structure has been inspected, found to be seriously damaged and is unsafe to occupy as described below.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

Time: \_\_\_\_\_

**(Caution:** Aftershocks since last inspection may increase damage and risk of falling debris.)

This facility was inspected under emergency conditions for the City of Campbell.

**Do not enter, except as specifically authorized in writing by the City of Campbell, Entry may result in death or injury!**

Inspector ID/ Agency

Facility Name and Address:

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**Do Not Remove, Alter or Cover this Placard until  
Authorized by the Building Official of the City of Campbell**

Per City of Campbell - Municipal Code  
Chapter 18.05 POST-DISASTER SAFETY ASSESSMENT PLACARD

**(THIS PLACARD IS NOT A DEMOLITION ORDER!)**

## Chapter 18.06 POST-DISASTER DEMOLITION

### Sections:

18.06.010 Intent.

18.06.020 Application of provisions.

18.06.030 Definitions.

18.06.040 Demolition criteria.

18.06.050 Demolition criteria for historic buildings or structures.

18.06.060 Board of appeals.

### **18.06.010 Intent.**

This chapter established demolition criteria for all buildings and structures damaged, as a result of a disaster for which a local emergency has been declared by the city council, to the degree where demolition is a viable alternative to repair.

### **18.06.020 Application of provisions.**

The provisions of this chapter are applicable following each disaster when a local emergency has been declared by the city council to all buildings and structures regulated by the City of Campbell. The council may extend the provisions as necessary to protect the public health, safety or welfare.

### **18.06.030 Definitions.**

For purposes of this chapter, the following definitions apply:

"Event" means any natural occurrence which results in the declaration of a disaster and shall include wind storms, earthquakes, floods and other similar incidents.

"Civil engineer" means an individual registered by the State of California to practice civil engineering as defined in the State of California Business and Professions Code.

"Historic building or structure" means any building or structure included on the national register of historic places, or points of interest, or a local register of historic places. Historic buildings and structures shall also include those buildings and structures within a recognized historic district wherein the specific building has historic significance.

"State historic preservation officer (SHPO)" means the individual appointed by the Governor, pursuant to Section 101(b)(1) of the National Historic Preservation Act of 1966, as amended, to administer the State Historic Preservation Program.

#### **18.06.040 Demolition criteria.**

- (a) Within five days after the event, any building or structure determined by the building official after a field survey by a licensed engineer registered with the State of California that such a structure represents an imminent hazard to public health and safety, or poses an imminent threat to the public right-of-way, shall be condemned and after duly noticed and processed shall be demolished. Notification shall be to the owner and each tenant of the structure. If a liability release can be signed, private property may be recovered prior to demolition. Such a release shall be discussed with the city attorney before entry into such a building may take place. Demolition may take place after the above notice has been mailed. Notice to the owner shall be by the U.S. Postal mail service to the last known address as given in the county assessor's rolls.
  - (1) Whenever possible, within reasonable limits as determined by the building official, the building or structure shall be braced or shored by the owner in such a manner as to mitigate the hazard to public health and safety or the hazard to the public right-of-way.
  - (2) Whenever bracing or shoring by the owner is determined not to be reasonable, the building official shall cause the building or structure to be condemned and immediately demolished. Such condemnation and demolition shall be performed in the interest of the public health and safety without a condemnation hearing as otherwise required by this code. Prior to commencing demolition, the building official shall photographically record the entire building or structure.
- (b) If, after the specified time frame noted in subsection (a) of this section, any building or structure is determined by the building official to represent a hazard to the health and safety of the public, or to pose a threat to the public right-of-way, the building official shall duly notify the building owners and proceed with a condemnation hearing within ten business days of the notice in accordance with Chapter 6.10
- (c) For any building or structure wherein the owner has decided to demolish rather than repair, the owner, or owner's representative, shall follow the established procedures to secure a demolition permit.

#### **18.06.050 Demolition criteria for historic buildings or structures.**

- (a) If within five days after the event any historic building or structure is determined by the building official to represent an imminent hazard to the health and safety of the public, or to pose an imminent threat to the public right-of-way, the building official, after obtaining a second engineering opinion, shall notify the State Historic Preservation Officer and the local historic preservation officer and the local historic preservation board, that one of the following actions will be taken:
  - (1) Whenever possible, within reasonable limits as determined by the building official, the building or structure shall be braced or shored in such a manner as to mitigate the hazard to public health and safety or the hazard to the public right-of-way.
  - (2) Whenever bracing or shoring is determined not to be reasonable, the building official shall cause the building or structure to be condemned and immediately demolished. Such condemnation and demolition shall be performed in the interest of the public health and safety without a condemnation hearing as otherwise required by this code. Prior to commencing demolition, the building official shall photographically record the entire building or structure.
- (b) If, after the specified time frame noted in subsection (a) of this section, and less than thirty days after the event, a historic building or structure is determined by the building official to represent a hazard to the health and safety of the public, or to pose a threat to the public right-of-way, the building official shall duly notify the building owner of his/her intent to proceed with a condemnation hearing within ten business days of the notice in accordance with Chapter 6.10. The building official shall notify the Federal Emergency Management Agency (FEMA), in accordance with the National Historic Preservation Act of 1966, as amended in its intent to hold a condemnation hearing.

- (c) For any historic building or structure wherein the building official and the owner have agreed to demolish the building or structure within thirty days after the event, the building official shall submit to the Federal Emergency Management Agency, in accordance with the National Historic Preservation Act of 1966, as amended, a request to demolish. Said request shall include all substantiating data.
- (d) If after thirty days from the event, the building official and the owner of a historic building or structure agree that the building or structure should be demolished, such action will be subject to the review process established by the National Historic Preservation Act of 1966 and the local historic preservation board, as amended.

#### **18.06.060 Board of appeals.**

- (a) The provisions of this chapter may be appealed to the City of Campbell board of appeals pursuant to Section 113, Chapter 1 of the California Building Code 2013, 2016 edition.

## **Chapter 18.07 DISASTER REPAIR AND RECONSTRUCTION**

### **Sections:**

18.07.010 Intent.

18.07.020 Application of provisions.

18.07.030 Definitions.

18.07.040 Repair criteria.

18.07.050 Repair criteria for chimneys.

18.07.060 Repair criteria for essential services facilities.

18.07.070 Repair criteria for historic buildings or structures.

18.07.080 Repair criteria for un-reinforced masonry buildings and structures.

18.07.090 Board of appeals.

#### **18.07.010 Intent.**

This chapter establishes standards and regulations for the expeditious repair and reconstruction of structures damaged as a result of a disaster for which a local emergency has been declared by the city council. This chapter does not allow exemption from the building, fire, electrical, mechanical, plumbing or other codes.

#### **18.07.020 Application of provisions.**

- (a) The provisions of this chapter are applicable following each disaster when a local emergency has been declared by the city council to all buildings and structures of all occupancies regulated by the

City of Campbell. The council may extend the provisions as necessary to protect the public health, safety or welfare of the community.

- (b) When approved by the building official, the requirements of this chapter may be waived in favor of repair recommendations included in an engineering evaluation as defined in Section 18.07.030

### **18.07.030 Definitions.**

For purposes of this chapter, the following definitions apply:

"Architect" means an individual licensed by the State of California to practice architecture as defined in the State of California Business and Professions Code.

"Civil engineer" means an individual registered by the State of California to practice civil engineering as defined in the State of California Business and Professions Code.

"Current code" means the edition of the International Building Code, published by the International Code Conference, as adopted by the City of Campbell in accordance with operation of law pursuant to Section 18941.5 of the State of California Health and Safety Code. The edition to be applied shall be that edition in effect at the time of the declaration of a local emergency by the city council.

"Engineering evaluation" means an evaluation of a damaged building or structure, or suspected damaged building or structure, performed under the direction of a structural engineer, civil engineer or architect retained by the owner of the building or structure. Engineering evaluations shall, at a minimum, contain recommendations for repair with appropriate opinion of construction cost for those repairs.

"Essential service facility" means those buildings or structures which have been designated by the city council to house facilities which are necessary for the emergency operations subsequent to a disaster.

"Replacement value" means the dollar value, as determined by the building official, of replacing the damaged structure with a new structure of the same size, construction material and occupancy on the same site.

"Structural engineer" means an individual registered by the State of California to practice civil engineering and to use the title "structural engineer" as defined in the State of California Business and Professions Code.

"Value of repair" means the dollar value, as determined by the building official, of making the necessary repairs to the damaged structure.

### **18.07.040 Repair criteria.**

- (a) Section 101.1 of the International Building Code 2012 ~~2015~~ edition as published by the International Code Conference, as amended in 2013 ~~2016~~ by the State of California in the State Building Standard Regulations (Title 24), hereinafter termed the "California Building Code," one copy of which is on file in the office of the city building official, is adopted.
- (b) Buildings and structures of all occupancies which have been damaged as a result of a disaster, except as otherwise noted, shall be repaired in accordance with the following criteria:
  - (1) When the estimated value of repair does not exceed ten percent of the replacement value of the structure, the damaged portion(s) shall be restored to their pre-disaster condition.  
EXCEPTION: When the damaged elements included suspended ceiling systems, the ceiling system shall be repaired and all bracing required by current code shall be installed.
  - (2) When the estimated value of repair is greater than ten percent but less than fifty percent of the replacement value of the structure, the damaged elements, as well as all critical ties, supported

elements and supporting elements associated with the damaged elements, shall be repaired and/or brought into conformance with the structural requirements of the current code.

- (3) When the estimated value of repair is fifty percent or more of the replacement value of the structure, the entire structure shall be brought into conformance with the structural requirements of the current code.
- (4) In Group R, Division 3 occupancies, the repair value of damaged chimneys shall be excluded from the computation of percentage of replacement value. Damaged chimneys shall be repaired in accordance with Section 18.07.050

#### **18.07.050 Repair criteria for chimneys.**

- (a) All damaged chimneys must be repaired or reconstructed to comply with the requirements of Chapter 21 of the current code. Damaged portions of chimneys shall be removed in accordance with the following criteria:
  - (1) When the damaged portion of the chimney is located between the roof line and the top of the chimney, the damaged portion shall be removed to the roof line, provided the roof and ceiling anchorage are in sound condition. Reconstruction portion of the chimney shall be braced to the roof structure.
  - (2) For a single-story structure in which the damaged portion of the chimney is below the roof line or the damaged portion extends from above the roof line to below the roof line, the chimney shall be removed to the top of the damper.
  - (3) For a multistory structure, the damaged portion of the chimney shall be removed from the top to a floor line where sound anchorage is found.
  - (4) In any structure where the firebox has been damaged, the entire chimney and firebox shall be removed to the foundation. If the foundation is in sound condition, the firebox and chimney may be reconstructed using the existing foundation. If the foundation has been damaged, the foundation shall be removed and replaced.
- (b) Where existing conditions preclude the installation of all anchorage required by Chapter 21A of the current code, alternate systems may be used in accordance with the alternate methods and material provision of the current code when approved by the building official. Such alternate systems shall be designed and detailed by a structural engineer, civil engineer or architect.
- (c) When the portion of the chimney extending above the roof line exceeds two times the least dimension of the chimney, that portion above the roof line shall be braced to the roof structure.

#### **18.07.060 Repair criteria for essential services facilities.**

- (a) Buildings or structures housing essential service facilities which have been damaged as a result of a disaster shall have an engineering evaluation performed.
- (b) Minimum criteria for repair shall be as follows:
  - (1) When the estimated value of repairs is less than thirty percent of the replacement value of the structure, the damaged elements, as well as all critical ties, supported elements and supporting elements associated with the damaged elements, shall be repaired and/or brought into conformance with the structural requirements of the current code.
  - (2) When the estimated value of repair is thirty percent or more than the replacement value of the structure, the entire structure shall be brought into conformance with the structural requirements of the current code.

### **18.07.070 Repair criteria for historic buildings or structures.**

- (a) Buildings or structures which are included on a national, state or local register of historic places or which are qualifying structures within a recognized historic district, which have been damaged as a result of a disaster, shall have an engineering evaluation performed.
- (b) The minimum criteria for repair shall be as included in Section 18.07.040, repair criteria with due consideration given to the historical rating and nature of the structures. Additional standards and criteria, as noted in Part 8, Title 24, California Code of Regulations, the State of California Historic Building Code, shall apply.
- (c) Where conflicts exist between the standards contained herein and the State of California Historic Building Code, the Historic Building Code shall govern.

### **18.07.080 Repair criteria for un-reinforced masonry buildings and structures.**

- (a) The ~~2013~~ **2016** California Existing Building Code, Part 10, Title 24, California Code of Regulations, the State of California Existing Building Code, one copy of which is on file in the office of the city building official, is adopted. As each subsequent edition is adopted, it shall replace the edition referenced above.
  - (b) All damaged buildings determined to be bearing wall buildings constructed of un-reinforced masonry shall be repaired and strengthened to fully comply with the requirements of the ~~2013~~ **2016** California Existing Building Code, Part 10, Title 24, California Code of Regulations, the State of California

### **18.07.090 Board of appeals.**

The provisions of this chapter may be appealed to the City of Campbell board of appeals pursuant to Section 113, Chapter 1 of the California Building Code ~~2013~~ **2016** edition.

## **Chapter 18.08 PLUMBING CODE**

### **Sections:**

18.08.010 Adoption of the Uniform Plumbing Code.

18.08.020 Portions not adopted.

18.08.040 Fee schedule.

### **18.08.010 Adoption of the Uniform Plumbing Code.**

The city council adopts the Uniform Plumbing Code for the regulation of installation of plumbing fixtures and appliances, gas fixtures and appliances and to provide for the issuance of permits thereof and enforcement of the code, which plumbing code is as follows:

All of the provisions of the International Association of Plumbing and Mechanical Officials Uniform Plumbing Code of 2012 **2015**, as amended in ~~2013~~ **2016** by the State of California in the State Building

Standard Regulations (Title 24), and the following appendixes, A, B, D, G, I, and L, hereinafter termed the "California Plumbing Code," and each and all of the regulations, provisions and terms of such plumbing code (one copy of which code has been filed for use and examination by the public in the office of the city clerk) are referred to and are adopted and made a part of this chapter, the same as if fully set forth in this chapter, and are adopted as sections of this chapter bearing the same numerical sections, designations, titles as appear in the plumbing code except as excepted, modified or amended in this chapter.

#### **18.08.020 Portions not adopted.**

The following parts, sections and/or provisions of the California Plumbing Code are not adopted:  
Table 1-1.

#### **18.08.040 Fee schedule.**

Section 403.4 *104.5*, shall be amended to read:

"The City Council shall establish all fees by Resolution."

Section 403.4.1 *104.5.4* shall be amended *added* to read:

**"Plan Review Fees.** When a plan or other data is required to be submitted by Section 403.2.1 *104.5.4*, a plan review fee shall be paid at the time of submitting plans and specifications for review."

"The plan review fees specified in this subsection are separate fees from the permit fees specified in this section and are in addition to the permit fees."

"When plans are incomplete or changed so as to require additional review, a fee shall be charged."

## **Chapter 18.09 ~~ABATEMENT OF DANGEROUS BUILDINGS~~ *Unused***

### **Sections:**

~~18.09.010 Adoption of the Uniform Code for the Abatement of Dangerous Buildings.~~

~~18.09.020 Modifications.~~

~~18.09.030 Equivalency to health and safety code.~~

### **~~18.09.010 Adoption of the Uniform Code for the Abatement of Dangerous Buildings.~~**

~~The city council adopts the Uniform Code for the Abatement of Dangerous Buildings to provide a just, equitable and practical method whereby buildings or structures from any cause endanger the life, limb, health, morals, property, safety or welfare of the general public or their occupants may be required to repair, vacate or demolish such dangerous buildings.~~

~~All of the provisions of the Uniform Code for the Abatement of Dangerous Buildings Code, 1997 edition, hereinafter termed the "dangerous building code" and each and all of the regulations, provisions~~

and terms of such dangerous building code (one copy of which has been filed for use and examination of the public in the office of the city clerk) are referred to and are made a part of this chapter, the same as if fully set forth in this chapter, and are adopted as sections of this chapter bearing the same numerical sections, designations, titles as appear in the dangerous building code.

#### ~~18.09.020 Modifications.~~

~~The following sections of the Uniform Code for Abatement of Dangerous Buildings are modified or amended as set forth below:~~

~~(a) Paragraph 6 is added to Section 401.2, to read as follows:~~

~~All notices issued by the Building Official to correct violations or to abate nuisances shall contain a provision notifying the owner that, in accordance with Section 17274 and 24436.5 of the California Revenue and Taxation Code, a tax deduction may not be allowed for interest, taxes, depreciation, or amortization paid or incurred in the taxable year.~~

~~(b) Paragraphs 3 and 4 are added to Section 403, to read as follows:~~

~~3. Whenever the Building Official has inspected or caused to be inspected any building and has determined that the building is a substandard building, the Building Official shall commence proceedings to abate the violation by repair, rehabilitation, vacation, or demolition of the building. The Building Official shall not require the vacating of a residential building unless it concurrently requires expeditious demolition or repair to comply with this part, the building standards published in the State Building Standards Code, or other rules and regulations adopted by the City. The owner shall have the choice of repairing or demolishing. However, if the owner chooses to repair, the Building Official shall require that the building be brought into compliance according to a reasonable and feasible schedule for expeditious repair. The Building Official may require vacation and demolition or may itself vacate the building, repair, demolish, or institute any other appropriate action or proceeding, if any of the following occur:~~

~~(1) The repair work is not done as scheduled;~~

~~(2) The owner does not make a timely choice of repair or demolition;~~

~~(3) The owner selects an option which cannot be completed within a reasonable period of time, as determined by the Building Official, for any reason, including, but not limited to, an outstanding judicial or administrative order.~~

~~4. In deciding whether to require vacation of the building or to repair as necessary, the Building Official shall give preference to the repair of the building whenever it is economically feasible to do so, without having to repair more than 75 percent of the dwelling, as determined by the Building Official and shall give full consideration to the needs for housing as expressed in the City's Housing Element. Prior to ordering demolition, the Building Official shall issue written findings that (a) repair of the building is not economically feasible without having to repair more than 75 percent of the structure; and that the needs for housing as expressed in the City's Housing Element have been given full consideration.~~

#### ~~18.09.030 Equivalency to health and safety code.~~

~~The building official finds and declares that the abatement procedures set forth in this chapter are substantially equivalent to the procedures set forth in California Health and Safety Code Section 17980.~~

## **Chapter 18.10 CALIFORNIA EXISTING BUILDING CODE**

### **Sections**

#### 18.10.010 Adoption of the California Existing Building Code.

#### **18.10.010 Adoption of the California Existing Building Code.**

The city council adopts the California Existing Building Code, 2013 ~~2016~~ edition, California Existing Building Code, Part 10, Title 24, California Code of Regulations, to establish minimum standards to allow for the effective preservation of existing buildings. All of the provisions of the California Existing Building Code, current edition, hereinafter termed the "California Existing Building Code" and each and all of the regulations, provisions and terms of such conservation code (one copy of which has been filed for use and examination of the public in the office of the building official) are referred to and made a part of this chapter, the same as if fully set forth in this chapter and are adopted as sections of this chapter bearing the same numerical sections, designations, titles as appear in the California Existing Building Code.

## **Chapter 18.11 CALIFORNIA RESIDENTIAL CODE**

### **Sections:**

#### 18.11.010 Adoption of the California Residential Code.

#### 18.11.020 Portions not adopted.

#### 18.11.030 Modifications.

#### **18.11.010 Adoption of the California Residential Code.**

The city council adopts the California Residential Code, 2013 ~~2016~~ edition, California Residential Code, Part 2.5, Title 24, California Code of Regulations,

#### **18.11.020 Portions not adopted.**

The following chapters, parts or provisions of the California Residential Code are not adopted: Appendices **A, B, C, D, E, F, G, I, J, K, L, M, N, O, P, R, S, T, U, V & W**

### 18.11.030 Modifications.

The following sections are either enacted in modification of the California Residential Code, adopted by reference or are added in place of those sections, parts and/or provisions of the California Residential Code which have not been adopted:

- (a) Chapter 1, Division II, Section R108.5 Refunds, shall be replaced with the following text:

"The building official may authorize refunding of any fee paid hereunder which was erroneously paid or collected.

The building official may authorize refunding of not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The building official may authorize refunding of not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan reviewing is done.

The building official shall not authorize refunding of any fee paid except on written application filed by the original permittees not later than 180 days after the date of fee payment."

- (b) An Additional sentence is added to Chapter 1, Division II, Section R109.4 to read: "Approvals of the Building Division are granted to allow work to proceed and are not necessarily for code compliance. See Section R104.11."
- (c) An additional sentence is added to Chapter 1, Division II, Section R113.4, to read: "For penalty clause, see Section 10.50.010 of the Campbell Municipal Code."
- (d) Section R313.1 is amended to read:

R313.1 Townhouse automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in all new townhouses and in existing townhouses when additions are made that increase the building area to more than 3,600 square feet.

Exception: A one-time addition to an existing building that does not total more than 1,000 square feet of building area.

- (e) Section R313.2 is amended to read:

R313.2 One- and two-family dwellings automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in one- and two-family dwellings as follows:

1. In all new one- and two-family dwellings and in existing one- and two-family dwellings when additions are made that increase the building area to more than 3,600 square feet.

Exception: A one-time addition to an existing building that does not total more than 1,000 square feet of building area.

2. In all new basements and in existing basements that are expanded.

Exception: Existing basements that are expanded by not more than 50%.

- ~~(f) Section R403.1.3 Seismic Reinforcing, first paragraph, shall be amended to read:~~

~~"Concrete footings located in Seismic Design Categories D<sub>0</sub>, D<sub>1</sub> and D<sub>2</sub>, as established in Table R301.2(1), shall have minimum reinforcement of at least two continuous longitudinal reinforcing bars not smaller than No. 4 bars. Bottom reinforcement shall be located a minimum of 3 inches (76 MM) clear from the bottom of the footing."~~

- (g) Section R506.1 General, shall be amended to add the following sentence:

"The slab shall be reinforced with not less than 6" x 6", 10 gauge wire mesh or an approved alternate installed at mid-height of the slab." Following the first sentence of the section.

- (h) ~~Table R602.10.1.2 (2)~~ **R602.10.3(3)**, Add new footnote 'e' *f* to the end of Table R602.10.3(3), to read:

'e' *f* In Seismic Design Categories D<sub>0</sub>, D<sub>1</sub> and D<sub>2</sub>, Methods GB and PCB are not permitted.

- (i) ~~Section R602.10.2.1, shall add new subsection R602.10.2.1.1, to read: "Limits on methods GB and PCP. In Seismic Design Categories D<sub>0</sub>, D<sub>4</sub> and D<sub>2</sub>, Methods GB is not permitted for use as intermittent braced wall panels, but gypsum board is permitted to be installed when required by this Section to be placed on the opposite side of the studs from other types of braced wall panel sheathing. In Seismic Design Categories D<sub>0</sub>, D<sub>4</sub> and D<sub>2</sub>, the use of Method PCP is not permitted.~~

- (i) ~~Appendix G, Swimming Pools, Spas and Hot Tubs, Section AG105 Barrier Requirements, AG105.2 Outdoor swimming pool, Subsection (1) shall be amended to read: "The top of the barrier shall be at least 60 inches (1524 mm) above grade measured on the side of the barrier that faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches (51 mm) measured on the side of the barrier that faces away from the swimming pool. Where the top of the pool structure is above grade, the barrier is authorized to be a ground level or mounted on top of the pool structure, and the maximum vertical clearance between the top of the pool structure and the bottom of the barrier shall be 4 inches (102 mm).~~

## Chapter 18.12 MECHANICAL CODE

### Sections:

18.12.010 Adoption of Uniform Mechanical Code.

18.12.020 Portions not adopted.

18.12.030 Modifications.

### 18.12.010 Adoption of Uniform Mechanical Code.

The city council adopts the Uniform Mechanical Code for the regulation and installation of any heating, ventilating, comfort cooling, refrigeration systems, providing for the issuance of permits therefore and administration thereof which Uniform Mechanical Code is as follows:

All of the provisions of the Uniform Mechanical Code of 2012 **2015** as published by the International Association of Plumbing and Mechanical Officials, and amended in 2013 **2016** by the State of California in the State Building Standard Regulations (Title 24), and the following appendixes, A, B, C and D, thereafter termed the "California Mechanical Code," and each and all of the regulations, provisions, penalties, conditions and terms of such mechanical code (one copy of which code has been filed for use and examination by the public in the office of the city clerk) are referred to and are adopted and made a part of this chapter, the same as if fully set forth in this chapter, and are adopted as sections, designations, titles as appear in the mechanical code, except as excepted, modified or amended in this chapter.

### 18.12.020 Portions not adopted.

The following parts, sections and/or provisions of the Uniform Mechanical code are not adopted: Section 414.1, Section 414.2 **104.5** and Table 414.1. **104.5**

### 18.12.030 Modifications.

Sections 414.4 **104.5** is amended to read:

**"General.** The City Council shall establish all fees by Resolution."

Section 414.3 **104.5.4** is amended **added** to read:

**"Plan Review Fees.** When a plan or other data is required to be submitted by Section 413.4 **104.4**, a plan review fee shall be paid at the time of submitting plans and specifications for review."

"The plan review fees specified in this subsection are separate fees from the permit fees specified in this section and are in addition to the permit fees."

"When plans are incomplete or changed so as to require additional review, a fee shall be charged."

## Chapter 18.16 ELECTRICAL CODE

### Sections:

#### 18.16.010 Adoption of National Electrical Code.

#### 18.16.010 Adoption of National Electrical Code.

The city council adopts the National Electrical Code for the regulation of electrical installations, facilities and appliances, the issuance of permits therefore, and enforcement thereof, which electrical code is as follows:

All of the provisions of the National Fire Protection Association's National Electrical Code of 2011 **2014** edition, as amended in ~~2013~~ **2016** by the State of California in the State Building Standard Regulations (Title 24), hereinafter termed the "California Electrical Code" and each and all of the regulations, provisions, penalties, conditions and terms, including the modifications, exceptions and additions hereinafter set forth (one copy of which code has been filed for use and examination by the public in the office of the city clerk) are referred to and are adopted and made a part hereof, the same as if fully set forth in this chapter, and are adopted as sections of the chapter (bearing the same numerical sections, designations and titles as appear in the National Electrical Code), except insofar as the terms and provisions of the code are modified, altered, amplified and extended by the provisions of this chapter.

## Chapter 18.20 PROPERTY MAINTENANCE CODE

### Sections:

18.20.010 Adoption of International Property Maintenance Code.

18.20.020 Modifications.

18.20.030 Utility meters.

### 18.20.010 Adoption of International Property Maintenance Code.

The city council adopts a property maintenance Code for the regulation of various types of housing accommodations, and providing for the administration and enforcement thereof, which International Property Maintenance Code is as follows:

All of the provisions of the International Code Conference's International Property Maintenance Code of 2012 ~~2012~~ 2015, hereafter called "housing code," and each and all of the regulation's provisions, penalties, conditions and terms thereof (one copy of which has been filed for use and examination by the public in the office of the building official), are referred to and are adopted and made a part thereof, the same as if fully set forth in this chapter, and are adopted as sections of this chapter, bearing the same numerical sections designations and titles as appear in the International Property Maintenance Code except as excepted, modified or amended in this chapter.

### 18.20.020 Modifications.

Section 303 Swimming Pools, Spas and Hot Tubs, Subsection 303.2 Enclosures. Is amended to read: "Private swimming pools, hot tubs and spas, containing water more than 24 inches (610 mm) in depth shall be completely surrounded by a fence or barrier at least 60 inches (1524 mm) in height above the finished ground level measured on the side of the barrier away from the pool".

### 18.20.030 Utility meters.

No parcel or lot located in an R-1 zoning district shall have more than one utility meter (Water, Gas or Electric) for each utility servicing the parcel or lot.

### FOOTNOTE(S):

**Note**— For statutory provisions relating to the "State Housing Law," defining the scope of such law and stating type of housing to which it applies, see West's Cal. Health and Safety Code § 17910 et seq. and § 17950. For the provisions describing the nature and duties of the local appeals board under the Housing Law, see Health and Safety Code § 17920.5. For the statutory provision adopting the International Property Maintenance Code (~~2012~~ 2015 Ed.), the International Building Code (2012 ~~2012~~ 2015 Ed.), the Uniform Plumbing Code (~~2012~~ 2015 Ed.), the Uniform Mechanical Code (2012 ~~2012~~ 2015 Ed.) and the National Electrical Code (~~2014~~ 2014) as part of the State Housing Law, see Health and Safety Code § 17922. (Back)

## Chapter 18.21 STATE HISTORICAL CODE

### Sections:

18.21.010 Adoption of the State Historical Code.

### 18.21.010 Adoption of the State Historical Code.

The city council adopts the California Historical Building Code, Title 24, Part 8, California Code of Regulations, for the regulation of rehabilitation, preservation, restoration (including related reconstruction), or relocating of buildings or structures designated as historic buildings. Such alternative building standards and building regulations are intended to facilitate the restoration or change of occupancy so as to preserve their original or restored architectural elements and features. All of the provisions of the State of California State Historical Building Code hereinafter termed Historical Code, and each and all of the regulations, provisions, penalties, conditions and additions hereinafter set forth (one copy of which has been filed for use and examination by the public in the office of the building official) are referred to and are adopted and made a part hereof, the same as if fully set forth in this chapter, and are adopted as sections of the chapter (bearing the same numerical sections, designations and titles as appear in the State Historical Building Code), except insofar as the terms and provisions of the code are modified, altered, amplified and extended by the provisions of this chapter.

## Chapter 18.24 SWIMMING POOLS

### Sections:

18.24.010 Definitions.

18.24.020 Building permit.

18.24.030 General construction requirements for permanently installed pools.

18.24.040 General construction requirements for storable pools.

18.24.050 Indoor swimming pools.

18.24.060 Inspection.

### 18.24.010 Definitions.

- (a) "*Private swimming pool*" includes all artificially constructed pools which are used in connection with and appurtenant to a single-family residence and available only to the family of the householder or his private guests.

- (b) *"Public pool"* includes all artificially constructed pools which are available to the general public either free or by paying a fee.
- (c) *"Semipublic pool"* includes all artificially constructed pools which are used in connection with multiple family or cooperative groups (such as apartments, hotels, motels, private clubs, subdivisions, etc.) and available only to such groups and their private guests but not available to the general public.
- (d) *"Swimming pool"* means an artificial pool of water including all appurtenances to its use and used for swimming or recreational bathing.
  - (1) *"Permanently installed spa, swimming or wading pool"* means one that is constructed in the ground, on the ground, or in a building in such a manner that the pool cannot be readily disassembled for storage.
  - (2) *"Storable swimming or wading pool"* means one that is so constructed that it may be readily disassembled for storage and reassembled to its original integrity.
- (e) *"Wading pool"* means either a storable or permanent water container for recreational wading purposes which at its deepest point is not over sixteen inches.

#### **18.24.020 Building permit.**

- (a) Application for permits for public and/or semipublic pools shall be accompanied by a certificate of acceptance by the county department of health, plans, calculations and specifications, in duplicate, and shall be in sufficient detail to show the following:
  - (1) Plot plan, including all easements and overhead utilities adjacent to pool area or over the property;
  - (2) Pool dimensions, depths, and volume in gallons;
  - (3) Type and size of filter system, filtration and backwash capacities;
  - (4) Pool piping layout with all pipe sizes shown and type of material;
  - (5) Pool pump capacity;
  - (6) Waste disposal system;
  - (7) Other pertinent data as may be required by the building official.

#### **18.24.030 General construction requirements for permanently installed pools.**

- (a) *Water Treating Devices.* Where devices for chemically treating the water to be used in the pool are installed, they shall meet the requirements of the county department of environmental health.
- (b) *Filter and Re-circulation System.* All pools shall be equipped with an efficient and dependable circulation and purification system, consisting of circulation pumps and piping arranged for optimum circulation in the pool, and a filter with the usual and necessary appurtenances as approved by the building official. Such system shall be operated at all times when the pool is in use. There shall be provided a complete turnover of the pool water in twenty-four hours or less for private pools, and eight hours or less for semipublic or public pools.
- (c) *Underwater Lighting.* Each public and semipublic pool shall have installed at least one underwater lighting fixture.
- (d) *Steps and Stairways.* Steps and stairways for entering and leaving the pool shall be of such construction as to minimize danger. Convex, semicircular or triangular steps shall have rounded corners. Public and semipublic pools shall meet all disability requirements of California State Title 24.

There shall be at least one stairway or ladder for exiting or entering the pool, located in the shallow end. There may be at least one ladder or shelf for entering or exiting the pool at the deep end. Treads of ladders and/or steps shall be of non-slip construction.

- (e) *Runways or Decks.* Runways, at least thirty inches wide for private pools and four feet wide for public pools, shall be placed adjacent to the pool. Runways shall be sloped one-fourth inch to the foot away from the pool, and should be of a material approved by the building official, which shall be of non-slip texture and easily cleaned. Grading around the pool area shall be such that the surface runoff shall be diverted from the pool.
- (f) *Scum Gutters and Skimmers.* Scum gutters and skimmers shall conform to the requirements of the state Department of Health. Inlets for fresh or re-purified water shall be located to produce a reasonably uniform circulation of water throughout the entire pool without the existence of "dead" spots.
- (g) *Clearances.* No private pool shall have its water line closer than five feet from any property or building line, except pools may be no closer than thirty inches to the building if satisfactory evidence is submitted to show that no damage to the building will occur or any other hazardous or unsafe condition will be created. No semipublic or public pool shall have its water line closer than five feet from any property line or four feet from any building line. All related pool equipment shall be located in the rear yard and shall be located no closer than five feet from any property line, except when enclosed by a sound barrier, for which drawings have been approved by the building department, in which case the setback may be six inches.
- (h) *Walls and Floors.* The walls and floors shall be of an approved, engineered design and constructed to be structurally sound under the conditions of the site. The pool walls and floor shall be constructed of smooth, nonabsorbent materials, free from cracks, light in color and so constructed as to be properly drained through one or more metal-grated openings. A tight, leak-proof pool with easily cleaned surfaces shall be provided. The inner surface of the pool must be coved, rounded or bull-nosed at all joints, corners, angles of bases, walls, floors or curbs. No sharp corners or projections will be permitted. Floor drains shall be flush with the finished surface. The materials used in wall and floor construction shall conform to the provisions of the building code of the city.

#### **18.24.040 General construction requirements for storable pools.**

Subsections (a), (b), (c), (d), (e), (f) and (g) of Section 18.24.030 shall apply to the construction of storable pools. Storable pools shall be installed as per manufacturer's instructions.

#### **18.24.050 Indoor swimming pools.**

In addition to the remainder of the requirements in this chapter, indoor swimming pools shall have windows or a skylight equal to at least one-half of the surface area of the pool; provided, that artificial light may be used in lieu thereof if approved by the building official.

#### **18.24.060 Inspection.**

All portions of the construction of the pool shall be inspected by the building official or his representative to insure compliance with the required codes of the city. A final inspection to allow occupancy cannot be made until the pool is completed, filled with water and the filter system is in operation and that all phases function correctly.

#### **FOOTNOTE(S):**

Prior history: Ords. 1470, 1407 and prior code §§ 8105.3, 8105.6 and 8105.7 (Back)

## Chapter 18.26 GREEN BUILDING STANDARDS CODE

### Sections:

18.26.010 Adoption of the State Green Building Code.

18.26.020 Modifications.

### 18.26.010 Adoption of the State Green Building Code.

The city council adopts the California Green Building Standards Code, Title 24, Part 11, 2013 ~~2016~~ Ed. California Code of Regulations, for the improvement of public health, safety and general 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.

### 18.26.020 Modifications.

Section 102.3 Verification. Shall be modified to read:

Prior to final building inspection and occupancy for projects included in this chapter, documentation of conformance for applicable green building measures shall be provided to the enforcing agency. Alternate methods of documentation shall be acceptable when the enforcing agency finds that the proposed alternate documentation is satisfactory to demonstrate substantial conformance with the intent of the proposed green building measure. When required by the Building Official, a qualified independent green building professional shall provide evidence of adequate green building compliance or documentation to the Building Official to satisfy the requirements of compliance for residential and non-residential projects covered under this chapter. The Building Official shall make the final determination whether a project meets the requirements of this chapter.

## Chapter 18.28 HOUSE MOVING AND OVERSIZE OBJECT MOVING

### Sections:

18.28.010 Definitions.

18.28.020 Relocation permit required.

18.28.030 Inspection application.

18.28.040 Architectural approval.

18.28.050 Unused

18.28.060 Posting of moving notice.

18.28.070 Moves into or within the city.

18.28.080 Moves outside the city.

### 18.28.090 Oversize objects.

#### **18.28.010 Definitions.**

For the purpose of this chapter, certain words and phrases shall be construed as set forth in this section, unless it is apparent from the context that a different meaning is intended.

- (1) *"Building"* or *"structure"* as used in this chapter is defined as a roofed enclosure of not less than one hundred square feet of floor space which can be used or occupied by persons, animals or property;
- (2) *"Person"* includes individuals, firms, partnerships, associations, corporations, companies and organizations.
- (3) *"Oversize object"* includes any item or building or structure which exceeds the height, width or length maximums as specified in Sections 35109, 35251, 35401c of the California Vehicle Code.

#### **18.28.020 Relocation permit required.**

No person shall move any building or structure or oversize object over, along or across any highway, street or alley in the city without first obtaining a permit in writing from the police department. Refer to Section 18.28.090.

#### **18.28.030 Inspection application.**

A person seeking issuance of a permit under this chapter shall file an application for such permit with the building inspector.

- (1) *Form.* The application shall be made in writing upon forms provided by the building inspector and shall be filed in the office of the building inspector, who shall transmit one copy to the planning division.
- (2) *Contents.* The application for a house relocation inspection to move a building from outside the city into the city, or for moving a building from one location within the city to another location within the city, shall include:
  - (A) An application fee of forty-five dollars to cover the cost of the survey and mileage to the site;
  - (B) Copies of all building permits for the building from the jurisdiction in which it was constructed;
  - (C) The building shall not be moved more than twenty miles distance from its proposed new location within the city;
  - (D) The location by street address of the structure's present location;
  - (E) The location by street address and assessor's parcel number of the lot to which the proposed building is to be moved inside the city.
- (3) *Procedures.*
  - (A) The building division and the planning division shall by appointment with the applicant inspect the present building and the site of its future location.

- (B) The community development director and the building official shall make a determination in accordance with the zoning regulations and building codes permitting or disallowing the applicant to proceed any further, and notify the applicant in writing.
- (C) If the applicant disagrees with the decision of the building official and the community development director, the applicant may within ten days following the written decision file an appeal to the city council. The appeal must be filed in writing with the city clerk and must contain the name and address of the applicant and a general statement of the grounds of the appeal. The city clerk shall set the appeal for the next regular meeting of the city council and the appellant shall be notified in writing of the date, place, and time of the hearing.

#### **18.28.040 Architectural approval.**

~~After receipt of written notice of approval by the community development director and building official, applicant shall apply to the planning division on the form entitled "Application for S-Approval." This form shall be completed and filed with the planning division and applicant shall be notified of the time, place, and date of the planning commission meeting for consideration of his application.~~

*In addition to the House Relocation Inspection application required by this Chapter, the applicant shall apply to the planning division for either a Zone Clearance, Administrative Site and Architectural Review Permit or Sit and architectural Review Permit pursuant to the requirements set forth in CMC Section 21.42.020*

#### **18.28.050 Unused**

#### **18.28.060 Posting of moving notice.**

Upon filing of an application to move an old or previously occupied building from one location to another location inside the city, the building division shall cause a notice to be posted on the front and rear of the proposed location, and on the front of the building proposed to be moved. Such notice shall be posted at least five days prior to the consideration of the application by the planning commission.

Such notice shall have a title in letters not less than one inch in height, "MOVING NOTICE" shall give the location of the house by street number and the name and address of the applicant desiring a permit to move such building, shall set forth the date of the posting, and shall state that protests may be filed with the planning commission of the city within five days after the date of posting of such notice, excluding Saturdays, Sundays and holidays.

#### **18.28.070 Moves into or within the city.**

An applicant desiring to move a building to a location in the city shall make application on a form provided by the building division "House Moving Application."

- (1) The house moving fee of ~~two hundred fifty two~~ *two hundred fifty seven* dollars;
- (2) Application for building permit on the standard form provided by the building division;
- (3) All building division fees shall be as per Section 18.02.042;
- (4) A city business license.

### **18.28.080 Moves outside the city.**

An applicant desiring to move a building within the city to an outside location shall make application on the form provided by the building division entitled "House Moving Application." With the application, applicant shall include:

- (1) A ~~two hundred fifty two~~ *two hundred fifty seven* dollar moving permit fee;
- (2) A city business license;
- (3) Location of sanitary sewer from Sanitation District No. 4;
- (4) Confirmation of worker's compensation insurance coverage;
- (5) Proof of public liability insurance in the amount of not less than one million dollars;
- (6) The applicant shall deposit with the building division the minimum sum of five hundred dollars by check, by moving bond, or any form of legal tender acceptable to the building inspector. This money shall be returned, after inspection by the building division showing the sewer is capped and the building site is returned to its original condition.

### **18.28.090 Oversize objects.**

An applicant desiring to move an oversize object through the city shall make application on a form provided by the police department. In granting a permit, the police department may require, but is not restricted to, any or all of the following conditions:

- (1) Specified hours of operation;
- (2) Specified route of travel;
- (3) Specified type of escort service or traffic control;
- (4) Proof of public liability insurance in the amount of not less than one million dollars.

## **Chapter 18.32 DETERMINATION OF SCOPE OF WORK**

### **Sections:**

Section 18.32.010 Definition of "Scope of Work"

Section 18.32.020 Process of Appeal

Section 18.32.010 Definition of "Scope of Work" A project submitted as a "Remodel" or "Remodel and Addition" shall be considered and defined as a "New Dwelling using portions of the original structure" when at least 3 of the following criteria are satisfied:

1. The valuation of the proposed work exceeds \$185,000.00 (valuation calculated using established Valuation Tables published by the International Code Council (ICC) and modified by the Building Division);
2. 75% or more of the roof framing (Area) is proposed to be removed;

3. 75% or more of exterior walls (Lineal Footage of Wall) are removed or replaced with new walls;
4. 75% or more of interior walls (Lineal Footage of Wall) are removed, replaced or relocated.

Section 18.32.020 Process of Appeal In the event that an applicant disagrees with the findings above, an appeal can be made to the Building Board of Appeal.

The results of all appeals shall be final.

## **Chapter 18.36 HOUSE NUMBERING**

### **Sections:**

18.36.010 Adoption of house numbering master plan.

18.36.020 Authority of building inspectors.

18.36.030 City council—Enabling provision.

### **18.36.010 Adoption of house numbering master plan.**

There is adopted a certain master plan for the city, County of Santa Clara, State of California, which plan is entitled "House Numbering and Building Numbering Plan," the plan consisting of a uniform system of house and building numbers for the city as shown upon the map attached to Ordinance No. 94 which is on file with the city clerk.

Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Said numbers shall contrast with their background and be no smaller than four inches in height.

### **18.36.020 Authority of building inspectors.**

The city building inspector is authorized to receive applications for, and to assign house and building numbers in accordance with this plan and to enforce the provisions of the plan adopted in Section 18.36.010; provided, however, that when there are existing house and building numbers, the requirement for renumbering in accordance with the plan adopted in Section 18.36.010 shall not become effective until the expiration of sixty days from the effective date of the ordinance codified in this chapter.

### **18.36.030 City council—Enabling provision.**

The city council may by resolution prescribe such rules, standards and regulations for the carrying into effect of the plan adopted in Section 18.36.010, as are consistent therewith.

## **Chapter 18.50 PENALTIES**

### **Sections:**

18.50.010 Penalty clauses.

### **18.50.010 Penalty clauses.**

- (a) It is unlawful for any person, firm or corporation to violate any provision, or fail to comply with any of the requirements of this title. Except as otherwise provided in subsection (b) of this section, any person, firm or corporation violating any provision, or failing to comply with any requirement of this title is guilty of an infraction and upon conviction shall be punished by a fine of not more than one hundred dollars.
- (b) Notwithstanding any provision to the contrary, any person, firm or corporation committing any act made unlawful pursuant to subsection (a) of this section, shall be guilty of a misdemeanor, and upon conviction punished by a fine of not more than one thousand dollars and/or imprisonment of not more than six months, if any of the following circumstances exists:
  - (1) The violation was committed willfully or with knowledge of its illegality;
  - (2) The violator does not cease or abate the violation after receiving notice of such violation; or
  - (3) The violator has violated the same provision of this title within two years of the violation charged.
- (c) Each person, firm or corporation violating any provision, or failing to comply with the requirements of this title shall be deemed guilty of a separate offense for each and every day during any portion of which any violation of any provision of this title is committed, continued, or permitted by such person, firm or corporation, and shall be punishable as provided in this section.
- (d) Upon notification to the violator by the building official or his or her authorized representative, a recording of the violation shall be completed by the building official with the county recorder's office by parcel number.

## **Chapter 18.60 IDENTIFICATION AND MITIGATION OF POTENTIALLY HAZARDOUS BUILDINGS**

### **Sections:**

18.60.010 Adoption of California Existing Building Code.

18.60.020 Compliance with Future Codes.

18.60.030 Mitigating Measures.

18.60.040 Fee Waiver.

18.60.050 Building Identification.

18.60.060 Notification and Recordation.

### **18.60.010 Adoption of California Existing Building Code.**

The city council adopts the California Existing Building Code, including appendices, for the regulation of buildings, identified as un-reinforced masonry buildings as defined by Section 8875 et seq. of the California Government Code and listed by the City of Campbell as "un-reinforced masonry buildings."

Such list will be maintained by the building official who may add or delete buildings based on his inspection and/or engineering analysis. This code shall pertain to altering, renovating and remodeling of buildings and structures, the issuance of permits therefore and enforcement thereof, which building code is as follows:

All of the provisions of the California Existing Building Code 2013 **2016** edition of the International Code Conference, hereinafter termed the: "existing building code," and each and all of the regulations, appendices, provisions, penalties, conditions and terms of such building code (one copy of which code has been filed for use and examination by the public in the office of the city clerk) are referred to and are adopted and made a part hereof, the same as if fully set forth in this chapter, and are adopted as sections of this chapter bearing the same numerical sections, designations, titles as appear in the Existing Building Code.

#### **18.60.020 Compliance with Future Codes.**

Structural standards for the repair and strengthening of URM buildings shall be evaluated and updated to conform to the triennial adoption of California State Building Codes. Should State Building Codes become more restrictive than local adopted standards, State Building Codes shall be followed.

#### **18.60.030 Mitigating Measures.**

Mitigating measures for un-reinforced masonry buildings (URM) for structural upgrading are as follows:

A notice was sent by the Building Official to owners of all known URM buildings that their structures have been identified as URM structures. Said notices were sent by first class mail before January 15, 1990. At any time after receiving notice, the owners may voluntarily modify and strengthen their buildings to the approved standard set forth in the Conservation Code

Mandatory Structural Strengthening and Abatement of URM buildings according to the requirements of the California Existing Building Code is required prior to occupancy under the following conditions:

1. If the established occupant load of any URM building is proposed to be increased by more than 10% as a result of permitted tenant improvement or permitted changes in use of the building. When an increase of 10% results in 1 person or less, a maximum increase of 2 persons will be allowed. This condition is based upon the condition and occupant load existing on July 1, 2007. All future changes shall be considered cumulative. The Building Official shall maintain the official list of occupant loads for all URM buildings in the City of Campbell.
2. If any URM building is proposed to be remodeled or modified in the course of tenant improvements to the space, strengthening shall be required if the valuation of the permitted work is determined to be in excess of the valuation threshold referenced in Section 1134B.2.1, Exception 1 of the 2001 edition of the California Building Code. As referenced by the California Division of the State Architect (\$116,837.68 for Year 2007). Valuation shall be adjusted and revised in accordance with the Division of the State Architect each January.
3. In all cases, all un-reinforced masonry buildings in the City of Campbell shall be strengthened in accordance with analysis, plans and specifications prepared by a licensed civil or structural engineer in compliance with provisions of the California Existing Building Code by no later than January 1, 2018. URM buildings not in compliance by January 1, 2018 shall be vacated and posted for limited occupancy until such time that compliance is made

#### **18.60.040 Fee Waiver.**

Owners submitting applications for strengthening their URM buildings in compliance with the requirements of this chapter shall be allowed a 50% waiver of Building Permit and Plan Review fees typically charged by the City of Campbell Building Inspection Division. Fee waiver does not apply to work not related to URM structural abatement.

#### **18.60.050 Building Identification.**

The Building Official shall maintain a list of properties that have been identified as Un-reinforced Masonry Buildings (URM) and as such are assigned occupant loads per Chapter 10 of the California Building Code 2001 edition. Properties completing strengthening according to the requirements of this chapter shall be removed from this list. Properties not currently on this list and found to be Un-reinforced Masonry Buildings shall be added to this list and owners formally notified upon discovery. Occupant loads are established based upon Table 10-A of the California Building Code 2001 edition.

#### **18.60.060 Notification and Recordation.**

The Building Official shall make official recordation of Un-reinforced Masonry Building status with the Santa Clara County Recorder's Office on all properties with existing URM buildings. Owners of all identified URM buildings shall also be notified by first class mail of the status of their building and current City of Campbell Municipal Code dealing with the mitigation of URM buildings on a regular 3 year basis beginning January 1 2008. Upon said buildings being retrofitted, strengthened and/or demolished, recordation shall be removed.

## **Chapter 18.70 WOODBURNING APPLIANCES**

### **Sections:**

18.70.010 Purpose.

18.70.020 Definitions.

18.70.030 Residential installations.

18.70.040 Commercial installations.

18.70.050 Gas fireplaces.

18.70.060 Unauthorized appliances prohibited.

18.70.070 Additions, alterations or repairs.

18.70.080 Certification.

18.70.090 Burning of specific materials prohibited.

### **18.70.010 Purpose.**

The purpose of this chapter is to reduce wood smoke pollution in order to improve and maintain air quality conditions in the city and protect and enhance the health and quality of life of its citizens, as well as contribute to improvements in regional air quality by reducing air pollutant emissions from wood-burning fireplaces.

### **18.70.020 Definitions.**

- (a) "*Bay area air quality management district*" means the air quality agency for the San Francisco Bay Area pursuant to California Health and Safety Code Section 40200.
- (b) "*E.P.A.*" means United States Environmental Protection Agency.
- (c) "*E.P.A. certified wood heater*" means any wood heater that meets the standards in Title 40, Part 60, Subpart AAA, Code of Federal Regulations in effect at the time of installation and is certified and labeled pursuant to those regulations.
- (d) "*Fireplace*" means any permanently installed masonry or factory-built wood-burning appliance, except a pellet-fueled wood heater, designed to be used with an air-to-fuel ratio greater than or equal to thirty-five to one. Excluded from this definition are devices intended to be solely used for preparation of food (e.g., wood burning ovens, outdoor barbeques).
- (e) "*Garbage*" means all solid, semisolid and liquid wastes generated from residential, commercial and industrial sources, including trash, refuse, rubbish, industrial wastes, asphalt based products, manure, vegetable or animal solids and semisolid wastes, and other discarded solid and semisolid wastes.
- (f) "*Gas fireplace*" means any device designated to burn natural gas in a manner that simulates the appearance of a wood-burning fireplace.
- (g) "*Masonry fireplace*" means a fire chamber of solid masonry units such as bricks, stones, or masonry units constructed on a foundation and provided with a suitable chimney.
- (h) "*Pellet-fueled wood heater*" means any wood heater that operates on wood pellets.
- (i) "*Wood-burning appliance*" means fireplace, wood heater, or pellet-fired wood heater or any similar device burning any solid fuel used for aesthetic or space-heating purposes.

### **18.70.030 Residential installations.**

All wood-burning appliances installed in new residential units or wood-burning appliances being added to or replacing wood-burning appliances in existing residential units shall comply with this chapter.

### **18.70.040 Commercial installations.**

All wood-burning appliances installed in new commercial buildings or wood-burning appliances being added to or replacing wood-burning appliances in existing commercial buildings shall comply with this chapter. Commercial buildings shall include, but not be limited to, hotels and restaurants.

### **18.70.050 Gas fireplaces.**

Gas fireplaces shall be exempt from this chapter. However, the conversion of a gas fireplace to burn wood shall constitute the installation of a wood-burning appliance and shall be subject to the requirements of the chapter.

#### **18.70.060 Unauthorized appliances prohibited.**

No person shall install a wood-burning appliance that is not one of the following:

- (1) A pellet-fueled wood heater;
- (2) An E.P.A. certified wood heater; or,
- (3) A fireplace certified by the E.P.A., should the E.P.A. develop a fireplace certification program.

#### **18.70.070 Additions, alterations or repairs.**

A wood-burning appliance shall comply with this chapter, if:

- (1) The appliance is reconstructed; and,
- (2) Any of the following type of work is done, the cost of which exceeds five thousand dollars:
  - (A) Additions, alterations, or repairs to the appliance; or,
  - (B) Remodel or renovation work which requires opening up walls within twelve inches of the appliance.
- (3) The amount set forth in subsection (2) shall be adjusted by the building official on an annual basis according to the increase in consumer price index in increments no less than one hundred dollars.

#### **18.70.080 Certification.**

Any person who plans to install a wood-burning appliance must submit documentation to the building official demonstrating that the appliance is a pellet-fueled wood heater, or an EPA certified wood heater.

#### **18.70.090 Burning of specific materials prohibited.**

It is unlawful to burn garbage, plastics, rubber, paints, solvents, oil, treated wood products, particle board, glossy or treated paper, coal, or any other material that produces noxious or toxic emissions when burned in a wood-burning fireplace.



# *City Council Report*

**Item:**  
**Category:**  
**Meeting Date:**

10.  
**New Business**  
**November 15, 2016**

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**TITLE: Age-Friendly Cities Initiative**

## **RECOMMENDATION**

It is recommended that Council accept the report on the Age-Friendly City Initiative and authorize staff to work on obtaining the Age-Friendly City designation for the City of Campbell.

## **BACKGROUND**

In 2006, the World Health Organization (WHO) recognized two major global trends: rapid aging and increasing urbanization. A major study was conducted in 33 different cities around the world which included focus groups composed of older adults ages 60 and above from various socio-economic backgrounds. These groups were instrumental in helping the WHO compile a list of services that influence a resident's quality of life as they age. The following eight key elements were identified through this process as basic characteristics of an Age-Friendly community:

- Housing
- Transportation
- Social Participation
- Respect and social inclusion
- Civic participation and employment
- Communication and information
- Community support and health services
- Outdoor spaces and buildings

In an Age-Friendly City, policies, services, settings, and structures enable and support people as they grow older to live healthy and vibrant lives. Moreover, these ideals optimize opportunities for health, participation, and security in order to enhance the quality of life as people age. In the past nine years, hundreds of cities from around the world have embraced Age-Friendly ideals and are creating programs to incorporate the goals developed by the WHO. There are currently 38 cities in the United States that have been accepted into the WHO Age-Friendly City Network. Additionally, AARP facilitates the process for cities in the United States in the enrollment of WHO Age-Friendly Cities through their Network of Age-Friendly Communities and gives assistance to cities in the implementation and assessment process.

A number of large cities such as Chicago, New York City, Los Angeles, and San Francisco have been accepted by WHO as Age-Friendly Cities. An “Age-Friendly City” has not only structures and services that are accessible and inclusive of older people with varying needs and capacities, but also the eight key elements support an urban environment that improves the quality of life for all residents. For example, a sidewalk curb cut-out benefits an elderly person who has difficulty walking, an individual in a wheelchair or a parent pushing a stroller.

As a regional example, the US Census Bureau estimated that in 2013 12% of the population in Santa Clara County was 65 and older, and that by 2020 older adults are expected to make up 20% of the county’s residents. In the City of San Jose, the fastest growing age group is 65 and above. In the City of Campbell, the population of older adults age 65+ is currently at 11% with an estimated projection of 25% by 2060.

## **DISCUSSION**

The City of San Jose and Santa Clara County are partnering in working towards the WHO’s designation of an Age-Friendly City for all cities in Santa Clara County. Presently, the Cities of Los Altos, Morgan Hill, and Saratoga have received the distinguished Age-Friendly City designations. The Cities of Milpitas, Mountain View, Santa Clara, and Sunnyvale have all taken steps towards becoming Age-Friendly Cities. By approving this recommendation the City agrees to:

- Conduct focus groups and administer Santa Clara County Age-Friendly surveys to determine the baseline assessment of Age-Friendliness in the eight key elements
- Develop a three-year action plan based on the findings of the assessment
- Identify indicators so progress can be monitored against the action plan

Becoming an Age-Friendly City does not commit the City to make specific improvements or funding allocations. The Age-Friendly City Initiative established goals for the City as a whole and increases awareness of creating an Age-Friendly community.

City staff will have support from the Center for Age-Friendly Excellence (CAFÉ) and the newly formed Age-Friendly Cities Collaborative Silicon Valley who will assist all cities in Santa Clara County to organize, conduct a community assessment, and apply to WHO. Santa Clara County is also providing support to all Cities to earn this designation by June 2017.

## **Timeline**

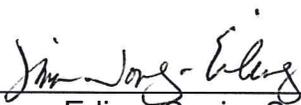
Should Council approve this request it would be approximately a three-month period, from December 2016 through February 2017, to conduct focus groups, receive survey analysis from the County, and create an action plan. The application to WHO requires a letter of commitment from the Mayor.

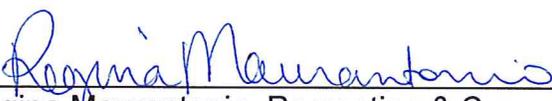
**FISCAL IMPACT**

At this time, the Age-Friendly City project could be implemented by Adult Center staff. Further needs of staff support may be evaluated when an action plan is created.

**ALTERNATIVES**

1. Do not authorize staff to work on Age-Friendly Cities.
2. Provide other direction to staff.

Prepared by:   
Tina Wong-Erling, Senior Services Supervisor

Reviewed by:   
Regina Maurantonio, Recreation & Community Services Director

Approved by:   
Mark Linder, City Manager



# City Council Report

Item: 11.  
Category: Old Business  
Date: November 15, 2016

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**TITLE: FIRST QUARTER UPDATE – FY 2016-17 COUNCIL STRATEGIC PRIORITIES AND CITY COUNCIL RESERVE FUND PROJECTS**

## **RECOMMENDATION**

Accept the first quarter report providing a status update on work related to Council Strategic Priorities and Reserve Fund Projects.

## **BACKGROUND AND DISCUSSION**

On November 1, 2016, the City Council meeting agenda included Consent Calendar approval of the FY 2016-17 Council Priorities – First Quarter Update. Vice Mayor Gibbons requested this item pulled from the Consent Calendar and discussed after Item 20. However, Item 20 was completed at approximately 10:45 p.m. Due to the late hour, by motion vote, discussion of the Council Priorities First Quarter Update was continued to the November 15, 2016 meeting.

Attached is the report and matrix as presented on the November 1 agenda.

Prepared and  
approved by:

  
\_\_\_\_\_  
Mark Linder, City Manager

## Attachments:

1. November 1, 2016 Staff Report
2. First Quarter Update Strategic Priorities Matrix (July 2016 – June 2017)



# City Council Report

Item:  
Category: Consent Calendar  
Date: November 1, 2016

**TITLE: FIRST QUARTER UPDATE – FY 2016-17 COUNCIL STRATEGIC PRIORITIES AND CITY COUNCIL RESERVE FUND PROJECTS**

## **RECOMMENDATION**

Accept the first quarter report providing a status update on work related to Council Strategic Priorities and Reserve Fund Projects.

## **BACKGROUND**

Each year, the City Council holds an annual Council Priorities workshop for the purpose of identifying projects of strategic importance to the City Council. The setting of these annual priorities allows the organization to plan for any related work load, timeline and budget impacts associated with the City Council priorities.

On January 29, 2016, the City Council held the Fiscal Year (FY) 16-17 Priority Setting Session. At this meeting, Council and City staff also discussed current departmental projects that require significant staffing and departmental resources, concluding in a list of 33 projects grouped in the following order:

### **A. High Priority - 7 Projects**

- These seven projects were identified as high priority projects for the City Council: Potential Ballot Measure; General Plan Update; Residential and Commercial Impact Fees; Firearms Safety Ordinance; Campbell Village Area Plan, Use of Park Impact Fees; and Traffic Calming Processes.
- Six of the seven projects were identified for review or completion during the first six months of the fiscal year, identified with a plus sign (+).

### **B. Medium Priority – 9 Projects**

- These 9 projects were all continued from the prior fiscal year (FY 15-16) and identified with an asterisk (\*). They also have a *FY 16* notation.

### **C. Low Priority – 1 Project**

- One project continued from FY 15-16 and identified with an asterisk (\*) and *FY 16* notation.

**D. FY 15-16 City Council Reserve Allocation – 8 Projects**

- In 2015, the City Council established a \$500,000 reserve in the General Fund to be used for specific Council projects.
- Eight projects were identified in 2015. Three projects were completed in FY 2015-16: CERT supplies, iPads for Planning Commissioners, and Super Bowl 50 marketing.

**E. Not Selected – 8 Projects**

The following eight projects were discussed at the priority setting session but did not receive a majority of the Council support and are therefore not active departmental projects. However, the Minimum Wage Policy will be presented to Council for discussion at the November 1 meeting per a request from the Santa Clara County Cities Association. The completion of the report on regional impacts associated with an increase in minimum wage led to various cities in the County considering adoption of a Minimum Wage Police.

1	City Manager's Office	Supporting Homeless Services	Participation in regional efforts
2	City Manager's Office	Update Admin. Policies & Procedures	Review of all City policies & procedures
3	City Manager's Office City Attorney	Minimum Wage Policy	Policy in alignment with regional actions
4	Community Development	Planning & Building Permit Process Survey	Provision of status and feedback information relative to permitting process
5	Public Works City Attorney	Traffic Impact Fees	Review and modification consideration
6	Public Works	Street Maintenance & Sidewalks Community Survey	Status and feedback information relative to streets maintenance & sidewalks
7	Recreation & Community Services	Enhancing Service Options for Target Groups	Focus on veterans and disabled populations
8	Recreation & Community Services	Enhancing Involvement Options for Senior Adults	Consideration of opportunities within programs and services

These priorities were formally adopted on June 21, during the adoption of the FY 2016-17 Operating Budget.

## **DISCUSSION**

The attached document provides an update on the 19 projects that received a majority of the Council support and identified as FY 16-17 Strategic Priorities and the remaining five projects funded from the Fiscal Year (FY) 15-16 City Council Reserve fund.

### High Priority Projects

As directed by Council during the adoption of the Council Priorities, staff addressed all six of the projects identified for completion or review during the first six months of the fiscal year.

- Firearms Safety Ordinance and Use of Park Impact Fees have been completed.
- Council will be presented with next steps options for the Campbell Village Area Plan and Traffic Calming Processes at its December 6, 2016 meeting.
- Staff is awaiting next steps from Council regarding Residential and Commercial Impact Fees.
- Staff will calendar a discussion with Council regarding future revenue measures to be placed on an election ballot in early 2017.
- Work on the Envision Campbell General Plan Update progresses with updates from the consultant provided to the Council on a monthly basis.

### Medium Priority Projects

- Work on the "Medium" priorities identified in FY 16 continues to steadily progress. In 2017, Council can expect to take action related to the implementation of Community Choice Energy, Public Art expansion and if approved, Envision Silicon Valley Measure B funds.
- Public Works projects on LED streetlight conversions, San Tomas Aquino Creek Trail development, and a feasibility report on a signal at Gilman & Page are anticipated to continue throughout the remaining portion of the fiscal year.
- In July, Council approved updates to the Density Bonus Ordinance to achieve consistence with State law. On October 18, Council reviewed Ordinance changes related to the Sign Ordinance as part of the Pruneyard Master Use Permit discussion. However, if Council would like to direct staff to work on changes beyond those already conducted, additional funds and Council direction would be needed.

- The two year pilot “Youth Engagement” priority will be completed in June 2017. Staff anticipates assessing the staffing and program costs during the development of the FY 2017-18 budget.

Low Priority Projects

- In July, when Council voted to not place a revenue measure on the November 2016 ballot, discussion regarding the Civic Center Master Plan paused. Staff recommends reconvening with Council on this project in early 2017.

Council Reserve Fund Projects

- As of June 30, 2016, the balance in this reserve fund is \$429,681.
- The Public Art Policy has been completed and the implementation work will now be tracked via Strategic Priority #9 “Public Art Expansion.”
- Council can expect to see various activities related to Bicycle Transportation and Community Beautification for feedback/direction in early 2017.

**FISCAL IMPACT**

There is no additional fiscal impact associated with the approval of the first quarter report of the FY 2016-17 Council Strategic Priorities and City Council Reserve Fund Projects. Funding for these projects is included as part the proposed FY 2016-17 City budget. Mid-Year budget requests to fund these projects may be forthcoming during the Mid-Year budget review process beginning in January 2017.

**ALTERNATIVES**

1. Provide other direction to staff.

**Prepared by:**   
Margarita F. Mendoza, Administrative Analyst

**Reviewed by:**   
Al Bito, Deputy City Manager

**Reviewed by:**   
Jesse Takahashi, Finance Director

**Approved by:**   
Mark Linder, City Manager

Attachment:

1. First Quarter Update Strategic Priorities Matrix (July 2016 – June 2017)

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department	Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested	
<b>HIGH PRIORITY (A) – 7 Projects</b>					
1	City Manager's Office	Potential Ballot Measure* (+) <i>FY 16</i>	Consideration of options and work plans based upon outcomes	<p><u>July 2016:</u> Council voted to not place a ballot measure on the Nov. 2016 ballot.</p> <p><u>January 2017:</u> Begin staff work to study the scope, timeline, and related public outreach to place a measure in the 2018 election cycle.</p>	
2	Community Development	Envision Campbell General Plan Update* (+) <i>FY 16</i>	Implementation of the general plan update	<p><u>October 2016:</u> Consultant will provide monthly project updates to the Council.</p> <p>October – January: Consultant working on Existing Conditions Report to be completed in January 2017.</p>	
3	Community Development City Attorney	Residential and Commercial Impact Fees (+)	Review and modification consideration	<p><u>October 2016:</u> Consultant presented the Nexus Study at the October 4 meeting. No action was taken.</p> <p>Next step is for the Council to forward staff their list of questions for consultant to answer.</p>	Funded \$25,000 in FY 16. Keyser Marston Associates performing the study. Organized by Silicon Valley Community Foundation.

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
*FY 16:* Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested
4	Police	Firearms Safety Ordinance	Development of an ordinance patterned after City of Sunnyvale	<p><u>July 2016:</u> The following State legislation achieves the goals of this priority. No additional City specific Ordinance is needed.</p> <ul style="list-style-type: none"> <li>• <b>SB 146</b> outlaws high capacity magazines in the State of California.</li> <li>• <b>SB1235</b> requires all ammunition purchases beginning January 2017 to be registered. In addition, purchasers must pass a background check.</li> <li>• <b>Penal Code Section 25105</b> requires the safe storage of firearms in a home.</li> </ul> <p><b>PRIORITY COMPLETED.</b></p>	
	City Attorney				
5	Public Works	Campbell Village Area Plan* (+) <i>FY 16</i>	Development of potential action items	<p><u>October 2016:</u> PW and CDD is conducting three community meetings (October 6, 13, and 20) to revise the draft Area Plan. Staff is anticipating the need for further discussion to address unresolved issues.</p> <p><u>November 2016:</u> Council review of draft Area Plan.</p> <p><u>December 6:</u> Study Session.</p>	The FY 2016-17 proposed budget includes a request for \$20,000 in the Public Works operating budget to fund the time of an engineer dedicated to this project.
	Community Development				

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
*FY 16:* Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested
6	Public Works	Use of Park Impact Fees* (+) FY 16	Consideration of implementation options	<u>September 2016</u> : Policy was adopted by the City Council with clarifying language. <b>PRIORITY COMPLETED.</b>	
	Recreation & Community Services				
	City Manager's Office				
7	Public Works	Traffic Calming Processes (+)	Review of current status, focus on Circulation Element and Neighborhood barriers policy	<u>November 2016</u> : Compiled an inventory of best practices from other local cities.  <u>December 6</u> : Draft policy with key discussion points, will be presented to Council.	The FY 2016-17 proposed budget includes a request for \$20,000 in the Public Works operating budget to fund the time of an engineer dedicated to this project.
<b>MEDIUM PRIORITY (B) - 9 Projects</b>					
8	City Manager's Office	Community Choice Energy* FY 16	Consideration of options	<u>September 2016</u> : Recruitment of staff positions and CPUC certification.  <del><u>November-October 2016</u></del> : Campbell to consider 100% renewable energy options.	No additional staff or fiscal resources requested.
9	City Manager's Office	Public Art Expansion* FY 16	Consideration and implementation of options	<u>June 2016</u> : City Council approved new public art policy.  <u>October 2016</u> : Staff has received a proposal for a statute to be placed at Campbell Park. Proposal analysis underway and to proceed according to Policy framework.	No additional resources requested.

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
 FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested
10	Community Development	Density Bonus Ordinance* <i>FY 16</i>	Provide an analysis of discreet components and options	<p><u>July 19, 2016</u>: City Council approved the Density Bonus Ordinance updates to achieve consistency with State Law.</p> <p><b>PRIORITY COMPLETE.</b> See notes in the next column.</p>	Any additional changes the Council wants over and above state law were not part of this priority.
	City Attorney				
11	Community Development	Sign Ordinance Update* <i>FY 16</i>	Review and modification of current sign ordinance	<p><u>August 2016</u>: Planning Commission approved revisions to two sections of the Sign Ordinance relating to freeway-oriented and roof-top signage at its August 23 meeting.</p> <p><u>October 18, 2016</u>: Council review of Ordinance changes during the Pruneyard Master Use Permit discussion.</p>	A comprehensive update to the Sign Ordinance is not possible with existing staffing. If a comprehensive update is desired, the City should prepare a formal RFP and hire a consultant. Staff estimates a \$100,000 budget. The RFP, with approved Scope of Work, will help refine the actual amount.
	City Attorney				
12	Public Works	Envision SV* <i>FY 16</i>	Council consideration of options	<p><u>November 8</u>: If approved, Campbell's estimated share of Measure B funds allocated for Annual Street Maintenance is \$800,000 per year for the life of the measure – 30 years.</p> <p><u>January 2017</u>: If the measure is approved, staff will present related information during the tentatively scheduled Street Maintenance Study Session.</p>	
	City Manager's Office				

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
*FY 16*: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested
13	Public Works	LED Streetlights Upgrade* FY 16	Phase II conversions- targeting over 500 streetlights utilizing PG&E Financing	<u>June 2016</u> : Retrofit work on identified streetlights anticipated by the end of the fiscal year.	If direction is provided to expand retrofits Citywide – funds need to be identified. Citywide conversions are currently listed on the CIP Unfunded List.
14	Public Works	San Tomas Aquino Creek Trail Development* FY 16	Exploration of funding and coordination options	<u>May 2016</u> : Established a Technical Advisory Team.	Consultant hired by May 2016 and project carried over as an active Capital Improvement Project. The FY 15-16 CIP budget for this project totaled \$520,000.
	Recreation & Community Services			<u>October 2016</u> : One Community meeting held. Currently in study/feasibility analysis stage.  <u>November 2016</u> : Next round of TAC and community meetings.	
15	Public Works	Signal at Gilman & Page* FY 16	Feasibility Memo on Status	<u>October 2016</u> : Currently being evaluated as part of the development proposal for the Del Grande property.	Feasibility/status report will be prepared by in-house staff with some support from consultant services. Design resources will be required.
16	Recreation & Community Services	Youth Engagement* FY 16	Continued implementation of coordination efforts	Year 2 efforts underway. <ul style="list-style-type: none"> <li><u>September 2016</u>: 15 Youth Commissioners were appointed for terms ending in May 2017.</li> <li><u>October 2016</u>: Hired eight teens under the Work Experience program to work in various City departments.</li> </ul>	No additional funding in FY 17. Funding to continue the Limited Term Recreation Specialist position will be reviewed during FY 18 budget process.

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
(+) Project prioritized for completion or review during the first six months of the Fiscal Year  
FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department	Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested	
<b>LOW PRIORITY (C) - 1 Active Project</b>					
17	Public Works  City Manager's Office	Civic Center Master Plan (CCMP)* FY 16	Consideration of options and recommendations	<p><u>March 2016</u>: Study Session held to discuss design scenarios, cost, and project scale.</p> <p><u>July 2016</u>: Council did not approve the placement of a ballot measure to fund the CCMP.</p> <p><u>Early 2017</u>: Staff recommends reconvening with Council to discuss scoping and financing mechanisms.</p>	Requires additional in-house project management services.
<b>FY 15-16 CITY COUNCIL RESERVE ALLOCATION – 5 Projects</b>					
18	City Manager's Office	Community Beautification	Development of a "Community Beautification Grant Program"	<p><u>August 2016</u>: CIC formed a Beautification Subcommittee to develop program goals and guidelines.</p> <p><u>October - December 2016</u>: CIC discussion and forwarding recommending to the City Council for action.</p>	
19	City Manager's Office	Planning Commission technology support	iPads for Planning Commissioners	<p><u>February 2016</u>: Planning Commissioners began to use their iPads for City business.</p> <p><b>PRIORITY COMPLETED.</b></p>	

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
 FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell**  
**Strategic Priorities**  
**July 1, 2016 – June 30, 2017**

	Department	Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested
20	City Manager's Office	Super Bowl 50 Marketing	Promotion support to market City restaurant, hotels and events during Super Bowl 50 festivities.	<u>February 2016</u> : Purchased Downtown banners, video vignette, Promotional Fun Card, and partial funding of Water Tower lighting enhancements. <b>PRIORITY COMPLETED.</b>	
21	City Manager's Office	Public Art	Public Art Policy	<u>June 2016</u> : Policy completed. <b>PRIORITY COMPLETED.</b> Implementation of the policy will be tracked via Priority #9- Public Art Expansion.	
22	City Manager's Office	Volunteer Appreciation	Enhancing the event and gift provided to individuals who volunteer for the City in various capacities.	<u>April 2016</u> : Volunteers luncheon. Umbrellas with logos distributed as appreciation gifts. <u>November 29, 2016</u> : Board & Commission appreciation event. Appreciation gifts will be provided.	\$10,000 to fund appreciation gift for both events.
23	Community Development	Economic Development Activities	Enhancements to the City's Economic Development efforts.	<ul style="list-style-type: none"> <li>• The Division's website continues to be improved.</li> <li>• Staff is preparing an Economic Development Plan and has begun by identifying draft objectives.</li> <li>• City to host "Brokers Breakfast" on October 27 with participation from the</li> </ul>	

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
 FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

	Department	Project Name	Description	Status / Anticipated Timeline	Additional Resources Requested
				Silicon Valley Economic Development Alliance (SVEDA) through Joint Venture Silicon Valley.	
24	Public Works	Bicycle Transportation	Various efforts in support of bicycle transportation.	<ul style="list-style-type: none"> <li>• Project to install electronic bike lockers at Campbell Light Rail Stations (consistent with other VTA facilities) is moving forward.</li> <li>• June – October: Bike Valet at weekly Farmer’s Market.</li> <li>• January 2017: Installation of approximately 30 bike racks for the downtown area.</li> <li>• Early 2017: Second phase of downtown bike rack installations around City Hall and the Library.</li> </ul>	\$22,000 (City grant match)
25	Police	CERT supplies	Supporting the CERT volunteer program with enhanced one-time funding to purchase needed supplies.	Captain Cefalu discussed with the CERT Board their equipment needs and purchased items accordingly. <b>PRIORITY COMPLETED.</b>	

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
 FY 16: Project identified as an “A” Strategic Priority in Fiscal Year 2015-16

MEMORANDUM



City of Campbell

City Clerk's Office

To: Honorable Mayor and City Council

Date: November 15, 2016

From: Andrea Sanders, Deputy City Clerk

Via: Mark Linder, City Manager 

Subject: **Desk Item 11 – Additional Information for Council Strategic Priorities**

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Discussion

Council requested additional information on staff hours devoted to Council Priorities. I have added the estimated staff for hours for each priority for the FY 16/17.

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department	Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
<b>HIGH PRIORITY (A) – 7 Projects</b>				
1	City Manager's Office	Potential Ballot Measure* (+) FY 16	Consideration of options and work plans based upon outcomes	<p><u>July 2016:</u> Council voted to not place a ballot measure on the Nov. 2016 ballot.</p> <p><u>January 2017:</u> Begin staff work to study the scope, timeline, and related public outreach to place a measure in the 2018 election cycle.</p> <ul style="list-style-type: none"> <li>• Info. Mailer: \$8,991.51</li> <li>• Consultant and Polling (Godbe): \$30,000</li> <li>• Lew Edwards Group Consulting: \$25,000</li> <li>• Biggs Cardoza Tier I assessment: \$28,000</li> </ul> <p>Deputy City Manager – 50 hours, City Manager 25 hours, Public Works Director, 30 hours, Finance Director, 10 hours</p>
2	Community Development	Envision Campbell General Plan Update* (+) FY 16	Implementation of the general plan update	<p><u>October 2016:</u> Consultant will provide monthly project updates to the Council.</p> <p>October – January: Consultant working on Existing Conditions Report to be completed in January 2017.</p> <p>Total Council approved funding for the project is \$1,054,642.</p> <p>Community Development Director – 200 hours, Senior Planner – 100 hours, City Manager, Public Works Director, Police Chief, Recreation and Community Services Directors – 20 hours each</p>
3	Community Development City Attorney	Residential and Commercial Impact Fees (+)	Review and modification consideration	<p><u>October 2016:</u> Consultant presented the Nexus Study at the October 4 meeting. No action was taken.</p> <p>Next step is for the Council to forward staff their list of questions for consultant to answer.</p> <p>Funded \$25,000 in FY 16. Keyser Marston Associates performing the study. Organized by Silicon Valley Community Foundation.</p> <p>Senior Planner – 10 hours</p>
4	Police	Firearms Safety Ordinance	Development of an ordinance patterned after City of	<p><u>July 2016:</u> The following State legislation achieves the goals of this priority. No additional City</p> <p>None.</p>

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year  
 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
 FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
	City Attorney		Sunnyvale	<p>specific Ordinance is needed.</p> <ul style="list-style-type: none"> <li>• <b>SB 146</b> outlaws high capacity magazines in the State of California.</li> <li>• <b>SB1235</b> requires all ammunition purchases beginning January 2017 to be registered. In addition, purchasers must pass a background check.</li> <li>• <b>Penal Code Section 25105</b> requires the safe storage of firearms in a home.</li> </ul> <p><b>PRIORITY COMPLETED.</b></p>	
5	Public Works	Campbell Village Area Plan* (+) FY 16	Development of potential action items	<p><u>October 2016:</u> PW and CDD are conducting three community meetings (October 6, 13, and 20) to revise the draft Area Plan. Staff is anticipating the need for further discussion to address unresolved issues.</p> <p><u>November 2016:</u> Council review of draft Area Plan.</p> <p><u>December 6:</u> Study Session.</p>	<p>The FY 2016-17 proposed budget includes a request for \$20,000 in the Public Works operating budget to fund the time of an engineer dedicated to this project.</p> <p>Public Works Director – 300 hours, Community Development Director – 200 hours, Associate Planner – 10 hours, Senior Engineer – 10 hours</p>
	Community Development				
6	Public Works	Use of Park Impact Fees* (+) FY 16	Consideration of implementation options	<p><u>September 2016:</u> Policy was adopted by the City Council with clarifying language.</p> <p><b>PRIORITY COMPLETED.</b></p>	<p>Public Works Director – 20 hours, Recreation Manager – 50 hours</p>
	Recreation				
	CMO				

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year

(+) Project prioritized for completion or review during the first six months of the Fiscal Year

FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
7	Public Works	Traffic Calming Processes (+)	Review of current status, focus on Circulation Element and Neighborhood barriers policy	<p><u>November 2016</u>: Compiled an inventory of best practices from other local cities.</p> <p><u>December 6</u>: Draft policy with key discussion points, will be presented to Council.</p>	<p>The FY 2016-17 proposed budget includes a request for \$20,000 in the Public Works operating budget to fund the time of an engineer dedicated to this project.</p> <p>Public Works Director -300hours, Admin Analyst – 40 hours</p>
<b>MEDIUM PRIORITY (B) - 9 Projects</b>					
8	City Manager's Office	Community Choice Energy* FY 16	Consideration of options	<p><u>September 2016</u>: Recruitment of staff positions and CPUC certification.</p> <p><u>November-October 2016</u>: Campbell to consider 100% renewable energy options.</p>	Deputy City Manager – 30 hours, City Manager 10 hours
9	City Manager's Office	Public Art Expansion* FY 16	Consideration and implementation of options	<p><u>June 2016</u>: City Council approved new public art policy.</p> <p><u>October 2016</u>: Staff has received a proposal for a statute to be placed at Campbell Park. Proposal analysis underway and to proceed according to Policy framework.</p>	Deputy City Manager – 20 hours
10	Community Development City Attorney	Density Bonus Ordinance* FY 16	Provide an analysis of discreet components and options	<p><u>July 19, 2016</u>: City Council approved the Density Bonus Ordinance updates to achieve consistency with State Law.</p> <p><b>PRIORITY COMPLETE.</b> See notes in the next column.</p>	<p>Any additional changes the Council wants over and above state law were not part of this priority.</p> <p>Senior Planner 10 hours, City Attorney – 5 hours</p>

\* FY 15-16 Strategic Priority Project not completed and will be continued to the following Fiscal Year

(+) Project prioritized for completion or review during the first six months of the Fiscal Year

FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
11	Community Development	Sign Ordinance Update* FY 16	Review and modification of current sign ordinance	<p><u>August 2016</u>: Planning Commission approved revisions to two sections of the Sign Ordinance relating to freeway-oriented and roof-top signage at its August 23 meeting.</p> <p><u>October 18, 2016</u>: Council review of Ordinance changes during the Pruneyard Master Use Permit discussion.</p>	<p>A comprehensive update to the Sign Ordinance is not possible with existing staffing. If a comprehensive update is desired, the City should prepare a formal RFP and hire a consultant. Staff estimates a \$100,000 budget. The RFP, with approved Scope of Work, will help refine the actual amount.</p> <p>Senior Planner – 5 hours</p>
	City Attorney				
12	Public Works	Envision SV* FY 16	Council consideration of options	<p><u>November 8</u>: If approved, Campbell's estimated share of Measure B funds allocated for Annual Street Maintenance is \$800,000 per year for the life of the measure – 30 years.</p> <p><u>January 2017</u>: If the measure is approved, staff will present related information during the tentatively scheduled Street Maintenance Study Session.</p>	<p>Public Works Director – 250 hours, City Manager – 20 hours</p>
	City Manager's Office				
13	Public Works	LED Streetlights Upgrade* FY 16	Phase II conversions- targeting over 500 streetlights utilizing PG&E Financing	<p><u>June 2016</u>: Retrofit work on identified streetlights anticipated by the end of the fiscal year.</p>	<p>If direction is provided to expand retrofits Citywide – funds need to be identified. Citywide conversions are currently listed on the CIP Unfunded List.</p> <p>PW Director 200 hours Admin Analyst – 10 hours City Engineer – 20 hours</p>

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 (+) Project prioritized for completion or review during the first six months of the Fiscal Year  
 FY 16: Project identified as an "A" Strategic Priority in Fiscal Year 2015-16

**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
14	Public Works  Recreation & Community Services	San Tomas Aquino Creek Trail Development* FY 16	Exploration of funding and coordination options	<p><u>May 2016</u>: Established a Technical Advisory Team.</p> <p><u>October 2016</u>: One Community meeting held. Currently in study/feasibility analysis stage.</p> <p><u>November 2016</u>: Next round of TAC and community meetings.</p>	<p>Consultant hired by May 2016 and project carried over as an active Capital Improvement Project. The FY 15-16 CIP budget for this project totaled \$520,000.</p> <p>Public Works Director – 300 hours</p>
15	Public Works	Signal at Gilman & Page* FY 16	Feasibility Memo on Status	<p><u>October 2016</u>: Currently being evaluated as part of the development proposal for the Del Grande property.</p>	<p>Feasibility/status report will be prepared by in-house staff with some support from consultant services. Design resources will be required.</p> <p>Public Works Director – 40 hours</p>
16	Recreation & Community Services	Youth Engagement* FY 16	Continued implementation of coordination efforts	<p>Year 2 efforts underway.</p> <ul style="list-style-type: none"> <li><u>September 2016</u>: 15 Youth Commissioners were appointed for terms ending in May 2017.</li> <li><u>October 2016</u>: Hired eight teens under the Work Experience program to work in various City departments.</li> </ul>	<p>No additional funding in FY 17. Funding to continue the Limited Term Recreation Specialist position will be reviewed during FY 18 budget process.</p> <p>Recreation Specialist – 1,000 hours, Recreation Manager – 50 hours</p>
<b>LOW PRIORITY (C) - 1 Active Project</b>					
17	Public Works  City Manager's	Civic Center Master Plan (CCMP)* FY 16	Consideration of options and recommendations	<p><u>March 2016</u>: Study Session held to discuss design scenarios, cost, and project scale.</p> <p><u>July 2016</u>: Council did not approve</p>	<p>Requires additional in-house project management services.</p> <p>See Priority #1 for relevant expenditures.</p>

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**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
	Office			the placement of a ballot measure to fund the CCMP.  <u>Early 2017</u> : Staff recommends reconvening with Council to discuss scoping and financing mechanisms.	Public Works Director – 400 hours, City Manager - 50 hours, Essential Services Study of Police building - \$25,000
<b>FY 15-16 CITY COUNCIL RESERVE ALLOCATION – 5 Projects</b>					
18	City Manager's Office	Community Beautification	Development of a "Community Beautification Grant Program"	<u>August 2016</u> : CIC formed a Beautification Subcommittee to develop program goals and guidelines. <u>October - December 2016</u> : CIC discussion and forwarding recommending to the City Council for action.	Deputy City Manager – 40 hours, \$25,000 in grants being recommended by CIC and coming to Council in January 2017
19	City Manager's Office	Planning Commission technology support	iPads for Planning Commissioners	<u>February 2016</u> : Planning Commissioners began to use their iPads for City business. <b>PRIORITY COMPLETED.</b>	\$ 6,584.00 for iPads and Cases. IT Manager – 15 hours
20	City Manager's Office	Super Bowl 50 Marketing	Promotion support to market City restaurant, hotels and events during Super Bowl 50 festivities.	<u>February 2016</u> : Purchased Downtown banners, video vignette, Promotional Fun Card, and partial funding of Water Tower lighting enhancements. <b>PRIORITY COMPLETED.</b>	\$52,645 for items on the previous column.  Deputy City Manager – 20 hours, Community Development Director – 15 hours
21	City Manager's	Public Art	Public Art Policy	<u>June 2016</u> : Policy completed. <b>PRIORITY COMPLETED.</b>	Deputy City Manager – 15 hours

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**City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017**

Department		Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
	Office			Implementation of the policy will be tracked via Priority #9- Public Art Expansion.	
22	City Manager's Office	Volunteer Appreciation	Enhancing the event and gift provided to individuals who volunteer for the City in various capacities.	<p><u>April 2016</u>: Volunteers luncheon. Umbrellas with logos distributed as appreciation gifts.</p> <p><u>November 29, 2016</u>: Board &amp; Commission appreciation event. Appreciation gifts will be provided.</p>	<p>\$5,000 to purchase umbrellas for Volunteer Appreciation gift.</p> <p>\$5,000 (budget) to purchase gift for Nov. 29 Boards and Commissions Dinner.</p> <p>HR Representative – 1 hours, City Clerk – 3 hours</p>
23	Community Development	Economic Development Activities	Enhancements to the City's Economic Development efforts.	<ul style="list-style-type: none"> <li>• The Division's website continues to be improved.</li> <li>• Staff is preparing an Economic Development Plan and has begun by identifying draft objectives.</li> <li>• City to host "Brokers Breakfast" on October 27 with participation from the Silicon Valley Economic Development Alliance (SVEDA) through Joint Venture Silicon Valley.</li> </ul>	<p>\$3,261 for Roadshow Promotional Items (Banner, tablecloth, USB drives)</p> <p>Community Development Director – 50 hours, Project Manager 1,000 hours, Economic Development Coordinator-2,000 hours</p>
24	Public Works	Bicycle Transportation	Various efforts in support of bicycle transportation.	<ul style="list-style-type: none"> <li>• Project to install electronic bike lockers at Campbell Light Rail Stations (consistent with other VTA facilities) is moving forward.</li> <li>• June – October: Bike Valet at weekly Farmer's Market.</li> </ul>	<p>\$22,000 (City grant match)</p> <p>Public Works Director – 200 hours</p> <p>Bike Valet - \$10,000</p>

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City of Campbell  
Strategic Priorities  
July 1, 2016 – June 30, 2017

Department		Project Name	Description	Status / Anticipated Timeline	Staffing and Fiscal Resources Utilized
				<ul style="list-style-type: none"> <li>• January 2017: Installation of approximately 30 bike racks for the downtown area.</li> <li>• Early 2017: Second phase of downtown bike rack installations around City Hall and the Library.</li> </ul>	
25	Police	CERT supplies	Supporting the CERT volunteer program with enhanced one-time funding to purchase needed supplies.	Captain Cefalu discussed with the CERT Board their equipment needs and purchased items accordingly. <b>PRIORITY COMPLETED.</b>	\$5,000 in supplies

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# City Council Report

Item: 12.  
Category: Council Committee Reports  
Meeting Date: November 15, 2016

## DISCUSSION

This is the section of the City Council Agenda that allows the City Councilmembers to report on items of interest and the work of City Council Committees.

### MAYOR BAKER

Cities Association of Santa Clara County:  
Board of Directors  
Selection Committee  
City Atty. Performance/Comp. Subcommittee  
City Clerk Performance/Comp. Subcommittee  
City Mgr. Performance/Comp. Subcommittee  
County Expressway Policy Advisory Board  
County Library District JPA Board of Dir.  
*Metropolitan Transportation Commission\*\**  
*Bay Area Toll Authority*  
*Santa Clara County Operational Area*  
*Council (Chair)\*\**  
*VTA Board of Directors\*\**  
West Valley Mayors and Managers

### VICE MAYOR GIBBONS:

Advisory Commissioner Appointment Interview Subcommittee  
Campbell Historical Museum & Ainsley House Foundation Liaison  
City Atty. Performance/Comp. Subcommittee  
City Clerk Performance/Comp. Subcommittee  
City Mgr. Performance/Comp. Subcommittee  
CDBG Program Committee (County) (Alt.)  
Cities Association of Santa Clara County:  
Board of Directors (Alt.)  
Selection Committee (Alt.)  
County Expressway Policy Adv. Board (Alt.)  
County Library District JPA Board of Dir. (Alt.)  
Downtown Subcommittee  
Education Liaison Subcommittee  
Finance Subcommittee  
Friends of the Heritage Theatre Liaison (Alt.)  
Housing Rehabilitation Loan Committee  
Legislative Subcommittee  
State Route (SR) 85 Corridor Policy Advisory Board (Alt.)  
Silicon Valley Clean Energy Authority Board of Directors  
Santa Clara Valley Water District:  
County Water Commission (Alt.)  
20% Housing Committee (Successor Agency)  
West Valley Mayors and Managers (Alt.)

### COUNCILMEMBER CRISTINA:

Assn. of Bay Area Governments  
Cities Association of Santa Clara County:  
ABAG Representative (Alternate)  
Economic Development Subcommittee  
Santa Clara Valley Water District:  
County Water Commission  
Silicon Valley Clean Energy Authority Board of Directors (Alt.)

### COUNCILMEMBER KOTOWSKI:

Assn. of Bay Area Governments (Alt.)  
CDBG Program Committee (County)  
Education Liaison Subcommittee  
Friends of the Heritage Theatre Liaison  
Housing Rehab Loan Committee (Alt.)  
*Recycling Waste Reduction Commission\*\**  
Legislative Subcommittee  
Silicon Valley Animal Control Authority Board (SVACA) (Alt.)  
Valley Transportation Authority Policy Advisory Committee (Alt.)  
West Valley Sanitation District  
West Valley Solid Waste Authority JPA (Alt.)

### COUNCILMEMBER RESNIKOFF:

Advisory Commissioner Appointment Interview Subcommittee  
Campbell Historical Museum & Ainsley House Foundation Liaison (Alt.)  
Downtown Subcommittee  
Economic Development Subcommittee  
Education Subcommittee (Alt.)  
Finance Subcommittee  
State Route (SR) 85 Corridor Policy Advisory Board  
Silicon Valley Animal Control Authority Board (SVACA)  
20% Housing Committee (Successor Agency)  
Valley Transportation Authority Policy Advisory Committee  
West Valley Sanitation District (Alt.)  
West Valley Solid Waste Authority JPA

**\*\*appointed by other agencies**