



**COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
BUILDING DEPARTMENT**

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**NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo**

MEETING DATE: January 14, 2020

TO: Board of Supervisors

FROM: **Craig Griesbach, Building Director**

SUBJECT: A public hearing was held on November 12, 2019 to introduce and waive further reading of an Ordinance amending Chapter V of the Nevada County Land Use and Development Code, adopting Building Standards and Local Amendments; and making express findings of reasonable necessity for changes and modification to the California Building Standards Code in response to local climatic, geological, or topographical conditions.

RECOMMENDATION:

Waive further reading and adopt the attached Ordinance amending Chapter V of the Nevada County Land Use and Development Code, adopting Building Standards and Local Amendments to the 2019 California Building Standards Code.

FUNDING:

No direct fiscal impact to the county.

ATTACHMENTS:

1. Ordinance Amending Chapter V of the Nevada County Land Use and Development Code
2. Recommendation Letter from Building and Accessibility Standards Board of Appeals

BACKGROUND:

The California Building Standards Commission has adopted and published the 2019 triennial edition of the California Building Standards Code with an effective date of January 1, 2020. The California Building Standards Code includes the 2019 California Building, Electrical, Plumbing, Mechanical, Residential, Green Building, Energy, Historical Building, Existing Building, Referenced Standards, and Fire Codes. The Code is required to be enforced in all parts of the State in accordance with California Health and Safety Code Section 17958. The California Building

Standards Law provides that a local jurisdiction may, as reasonably necessary, establish more restrictive amendments based upon local climatic, topographical or geological conditions.

During the first reading of this ordinance on November 12, 2019 the Board directed staff to make two amendments to the Ordinance. The first change was to Sec. L-V 2.4 (15)(d)(7) for the minimum setback for high and low tunnel structures from each other being reduced from 10ft to 5ft. The second change was to L-V 5.24 requesting to omit this section removing the requirement for fire sprinkler systems being required to be installed in all newly permitted manufactured housing. Both of these requested changes are reflected in the attached Ordinance.

Adoption of the proposed ordinance is exempt from CEQA review pursuant to the CEQA guidelines, including Section 15378(b)(5) as an organizational or administrative governmental activity that will not result in direct or indirect physical changes to the environment, and Section 15060(c)(2) as an activity covered by the general rule that CEQA applies only to projects that have the potential for direct, indirect or reasonably foreseeable physical change in the environment.

County Counsel has reviewed the findings for exception for CEQA, the resolution of findings for amendment of the California Building Standards Code, and the ordinance to amend Chapter V of the Land Use and Development Code.

Item Initiated and Approved by: Craig Griesbach, Director of Building