

(O-83-135)

ORDINANCE NUMBER O-15915 (New Series)

Adopted on MAR 2 1983

AN ORDINANCE AMENDING CHAPTER IX, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 91.01, 91.02.0301(b), 92.0100 AND 93.00.0000, RELATING TO EXEMPTION OF HOSPITAL BUILDINGS FROM CITY BUILDING PERMITS.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter IX, of the San Diego Municipal Code be, and the same is hereby amended by amending Sections 91.01, 91.02.0301(b), 92.0100 and 93.00.0000, to read as follows:

SEC. 91.01 UNIFORM BUILDING CODE ADOPTED

A document, one copy of which is on file in the office of the City Clerk of The City of San Diego, California, marked and designated as the "Uniform Building Code, 1979 Edition, including only Chapters 11, 38, 48, 49, and 57 of the Appendix thereof, but excluding other portions of the Appendix and those portions of the Code set forth in Section 91.02 of this Code, and the Uniform Building Code Standards, 1979 Edition, insofar as applicable to the Uniform Building Code, 1979 Edition, both published by the International Conference of Building Officials," are adopted as the Building Code of The City of San Diego, California, for regulating the erection, construction, enlargement, alteration, repair, moving, removal,

demolition, conversion, occupancy, equipment, use, height, area and maintenance of all privately owned buildings and/or structures in the City of San Diego, California, except that work exempted in Section 91.02.0301; providing for the issuance of permits and collection of fees therefor; providing penalties for violations of the Code. Each of the regulations, provisions, penalties, conditions and terms of the "Uniform Building Code, 1979 Edition, and the Uniform Building Code Standards, 1979 Edition, insofar as applicable to the Uniform Building Code, 1979 Edition, published by the International Conference of Building Officials," on file in the office of the City Clerk, is referred to, adopted and made a part of this Article as if fully set forth in this Article; provided, however, that any of the provisions of the Uniform Building Code or the Uniform Building Code Standards, 1979 Edition, as adopted which are in conflict with any of the provisions of this Article, shall be superseded by the provisions of this Article.

The adoption of the Uniform Building Code shall in no way limit, prohibit, impede or prevent the City Council from adopting an ordinance limiting or preventing the issuance of any type, number, or geographical distribution of permits for construction of any facility for which a permit is required. If a determination is made at a public hearing that such issuance would detrimentally affect the public health,

safety or the general welfare of the citizens of the City of San Diego, an ordinance establishing a limitation may be imposed. The ordinance imposing a limitation shall specify: (1) the type of construction, (2) the geographical area, (3) the period of time for which the limitation shall be imposed, and (4) the facts which require the adoption of such an ordinance.

Notice of the time, date and place of the public hearing and a general description of the area affected shall be given by publication thereof for a period not less than five days in a newspaper of general circulation that is published on five or more days in a calendar week in the City of San Diego. Such publication shall be completed at least five days prior to the hearing and shall include a copy of the proposed ordinance.

SEC. 91.02.0301 SECTION 301(b) OF THE UNIFORM  
BUILDING CODE AMENDED

Section 301 (b). Exempted Work. A building permit will not be required for the following:

1. One-story detached accessory buildings used as tool and storage sheds, playhouses and similar uses, provided the projected roof area does not exceed 120 square feet.
2. Fences not over 6 feet high.
3. Oil derricks.
4. Cases, counters and partitions not over 69 inches in height.

5. Retaining walls which are not over 4 feet in height measured from the bottom of the footing to the top of the wall unless supporting a surcharge or impounding flammable liquids.

6. Water tanks supported directly upon grade if the capacity does not exceed 5000 gallons and the ratio of height to diameter or width does not exceed two to one.

7. Platforms, walks and driveways not more than 30 inches above grade and not over any basement or story below.

8. Painting, papering and similar finish work.

9. Temporary motion picture, television and theater stage sets and scenery.

10. Window awnings supported by an exterior wall of Group R, Division 3, and Group M Occupancies when projecting not more than 54 inches.

11. Prefabricated swimming pools accessory to a Group R, Division 3 Occupancy in which the pool walls are entirely above the adjacent grade and if the capacity does not exceed 5000 gallons.

12. Sunshade structures up to 300 square feet and at least 6 feet from any other building on the same property.

13. One-story buildings with not more than 100 square feet of projected roof area when located that distance from any other building on the property where protected openings would not be required for either

building in accordance with Section 504.

14. Television and radio antennas supported on roof.

15. Awnings projecting up to 6 feet and attached to the exterior walls of buildings of Group R-3 and M-1 occupancy.

16. Electrolier standards, flag poles and antennas not over 30 feet in height above finish grade.

17. Exterior walking decks supported on grade and extending not more than 30 inches above grade which are accessory to buildings of Group R-3 Occupancy (dwellings) and Group M-1 Occupancy (residential accessory structures).

18. Renewal of roof coverings on buildings of Group R-3 Occupancy (dwellings) and Group M-1 Occupancy (residential accessory structures).

19. Repairs which involve only the replacement of component parts or existing work with similar materials for the purpose of maintenance and which do not aggregate over \$250.00 in valuation in any 12 month period, and do not affect any electrical or mechanical installations. Repairs exempt from permit requirements shall not include any addition, change or modification in construction, exit facilities or permanent fixtures or equipment. Specifically excepted from permit requirements without limit to valuation are:

- a. Painting and decorating.
- b. Installation of floor covering.
- c. Cabinet work.
- d. Outside paving.

20. Hospital buildings as defined in Section 15026 of Division 12.5 of the California Health and Safety Code.

This section shall not be construed to require separate building permits for a dwelling and auxiliary buildings or structures on the same property which are described in the building permit application, plot plan and other drawings.

Unless otherwise exempted by this Code, separate plumbing, electrical and mechanical permits will be required for the above exempted items.

Exemption from the permit requirements of this Code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this Code or any other laws or ordinances of this jurisdiction.

SEC. 92.0100 SCOPE

The requirements of this Article shall apply to all privately owned electrical installations with the following exceptions:

A. Installations owned or leased by a public service corporation:

1. For use in generation, transformation, transmission, distribution,

and/or metering of electrical energy.

2. For the operation of signals and/or the transmission of intelligence.

3. In buildings used exclusively for (1) and/or (2) above.

4. For installations on public property.

5. For underground service conductors installed outdoors on private property.

B. Installations listed in Article 90-2(b) of the 1981 National Electrical Code.

C. Installations in hospital buildings as defined in Section 15026 of Division 12.5 of the California Health and Safety Code.

SEC. 93.00.0000 PURPOSE, INTENT AND SCOPE

It is the purpose and intent of this Code to reduce hazards to life and property from the use of plumbing, heating, ventilation, air conditioning and refrigeration systems and appliances.

Consistent with the above safeguards, it is intended and encouraged that these systems and appliances, together with their installation, quality, materials, maintenance, repair, assembly and manufacture, be such as to provide a high degree of comfort, convenience and service to the users, and at the same time to reduce the cost of housing for the people of the City of San Diego.

The requirements of this Article shall apply to

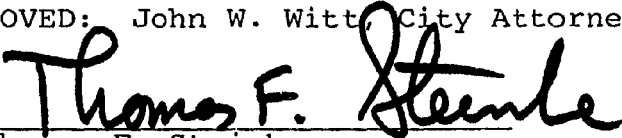
all privately owned plumbing and mechanical installations except such installations in hospital buildings as defined in Section 15026 of Division 12.5 of the California Health and Safety Code.

If any portion of this Code is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this Code.

Section 2. This ordinance shall take effect on the thirtieth day after its adoption.

APPROVED: John W. Witt, City Attorney

By

  
Thomas F. Steinke  
Deputy City Attorney

TFS:ta:551  
1/10/83  
Or.Dept:Bldg.Insp.  
Form=r.none



Passed and adopted by the Council of The City of San Diego on MAR 7 1983,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible	
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Ed Scruiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Mayor _____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	VACANT

AUTHENTICATED BY:

BILL CLEATOR  
 Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By Ellen Bovard, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

FEB 22 1983

MAR 7 1983

, and on \_\_\_\_\_.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By Ellen Bovard, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15915 Adopted \_\_\_\_\_

MAR 7 1983