

(O-92-45)

ORDINANCE NUMBER O-17701 (NEW SERIES)

ADOPTED ON OCT 21 1991

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 3, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 93.0206, RELATING TO THE INSTALLMENT OF LOW WATER-USE PLUMBING FIXTURES IN NEW CONSTRUCTION.

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

Section 1. That Chapter IX, Article 3, Division 2, of the San Diego Municipal Code be and the same is hereby amended by amending Section 93.0206, relating to the installment of Low Water-Use Plumbing Fixtures in new construction to read as follows:

SEC. 93.0206 LOW WATER-USE PLUMBING FIXTURES.

a. through d. [No Change.]

e. Definition.

The following definitions are applicable to this section:

1. "Low Water-Use Plumbing Fixtures" means any toilet using a maximum of 1.6. gallons of water per flush, urinals that use a maximum of 1.0 gallons of water per flush, showerheads with a maximum flow capacity of 2.5 gallons of water per minute, and faucets that emit a maximum of 2.5 gallons of water per minute.

2. "New Construction" means any construction of a previously non-existent structure requiring a

discretionary or ministerial permit issued after the effective date of the ordinance adopting this section.

3. "Existing Plumbing Fixtures" means any toilet using more than 1.6 gallons of water per flush, urinals using more than 1.0 gallons of water per flush, showerheads with a maximum flow capacity of more than 2.5 gallons of water per minute, and faucets that emit more than 2.5 gallons of water per minute.

4. "Administrative Authority" means the Building Inspection Department of The City of San Diego.

f. Implementation.

1. Effective December 1, 1991, no new building shall be constructed which employs a toilet that uses more than 1.6 gallons of water per flush, or which employs urinals and associated flushometer valves, if any, that use more than 1.0 gallon of water per flush, or showerheads with a flow capacity of more than 2.5 gallons of water per minute, or faucets that emit more than 2.5 gallons of water per minute.

2. All toilets, urinals and associated flushometer valves installed after December 1, 1991, shall be approved by the Administrative Authority as meeting adequate standards of safety and sanitation, and be certified by the International Association of Plumbing and Mechanical Officials and comply with all applicable American National Standards Institute standards.

3. The use of existing plumbing fixtures with a maximum flush not to exceed 3.5 gallons of water or urinals with a maximum flush exceeding 1.0 gallon of water, may be allowed, when in the opinion of the Administrative Authority, the configuration of the building drainage system requires a greater quantity of water to adequately flush the system.

4. Any shower installed for a medically recognized health or safety purpose that cannot safely operate with a flow rate that does not exceed 2.5 gallons of water per minute is exempt from this section.

5. The requirements prescribed by this section may be suspended for a specified period of time by the Administrative Authority if it is determined that there is an inadequate supply, including a choice of style or colors for the consumer, of low-water use toilets specified in this section to meet the needs of new construction.

6. Should an existing plumbing fixture be voluntarily replaced with an ultra low-flush water use plumbing fixture, the permit requirements mandated in San Diego Municipal Code section 93.0301, will not apply.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

BY Marguerite S. Strand  
Marguerite S. Strand  
Deputy City Attorney

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STRIKEOUT ORDINANCE

OLD LANGUAGE: STRUCKOUT  
NEW LANGUAGE: UNDERLINED

AN ORDINANCE AMENDING CHAPTER IX, ARTICLE 3,  
DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTION 93.0206, RELATING TO THE  
INSTALLMENT OF LOW WATER-USE PLUMBING  
FIXTURES IN NEW CONSTRUCTION.

RECEIVED  
91 SEP 19 AM 10:20  
CITY OF SAN DIEGO

SEC. 93.0206 ~~ULTRA LOW FLUSH TOILETS.~~ ~~LOW WATER-USE~~  
~~PLUMBING FIXTURES.~~

a. through d. [No Change.]

e. Definition.

The following definitions are applicable to this section:

1. "Low Water-Use Plumbing Fixtures" means any ~~tank-style~~ toilet using a maximum of 1.6. gallons of water per flush, and urinals that use a maximum of 1.0 gallons of water per flush, ~~showerheads with a maximum flow capacity of 2.5 gallons of water per minute, and faucets that emit a maximum of 2.5 gallons of water per minute.~~

2. "New Construction" means any construction of a previously non-existent structure requiring a discretionary or ministerial permit issued after the effective date of the ordinance adopting this section.

3. "Existing Plumbing Fixtures" means any ~~tank-style~~ toilet using more than 1.6 gallons of water per flush, and urinals using ~~use~~ more than 1.0 gallons

of water per flush, showerheads with a maximum flow capacity of more than 2.5 gallons of water per minute, and faucets that emit more than 2.5 gallons of water per minute.

4. "Administrative Authority" means the Building Inspection Department of The City of San Diego.

f. Implementation.

1. Effective ~~May 1, 1991~~ December 1, 1991, no new building shall be constructed which employs a ~~tank-style~~ toilet that uses more than 1.6 gallons of water per flush, or which employs urinals and associated flushometer valves, if any, that use more than 1.0 gallon of water per flush, or showerheads with a flow capacity of more than 2.5 gallons of water per minute, or faucets that emit more than 2.5 gallons of water per minute.

2. All ~~tank-style~~ toilets, urinals and associated flushometer valves installed after ~~May 1, 1991~~ December 1, 1991, shall be approved by the Administrative Authority as meeting adequate standards of safety and sanitation, and be certified by the International Association of Plumbing and Mechanical Officials and comply with all applicable American National Standards Institute standards.

3. The use of existing plumbing fixtures with a maximum flush not to exceed 3.5 gallons of water or urinals with a maximum flush exceeding 1.0 gallon of

water, may be allowed, when in the opinion of the Administrative Authority, the configuration of the building drainage system requires a greater quantity of water to adequately flush the system.

4. Any shower installed for a medically recognized health or safety purpose that cannot safely operate with a flow rate that does not exceed 2.5 gallons of water per minute is exempt from this section.

4. 5. The requirements prescribed by this section may be suspended for a specified period of time by the Administrative Authority if it is determined that there is an inadequate supply, including a choice of style or colors for the consumer, of low-water use toilets specified in this section to meet the needs of new construction.

5. 6. Should an existing plumbing fixture be voluntarily replaced with an ultra low-flush water use plumbing fixture, the permit requirements mandated in San Diego Municipal Code section 93.0301, will not apply.

Passed and adopted by the Council of The City of San Diego on  
by the following vote:

**OCT 21 1991**

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR  
Mayor of The City of San Diego, California.

(Seal)

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

By *Blonda R. Barbee* 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

**OCT 07 1991**

**OCT 21 1991**

~~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 *Blonda R. Barbee* Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number **0-17701**

Adopted **OCT 21 1991**