

BUILDING STANDARDS COMMISSION

2525 Natomas Park Drive, Suite 130
Sacramento, California 95833-2936
(916) 263-0916 FAX (916) 263-0959



December 13, 2017

Mr. Richard Weinert
Deputy Director
The Department of Housing and Community Development
2020 W. El Camino Avenue
Sacramento, California 95833

RE: Final Approval of Emergency Building Standards
CBSC Emergency Rulemaking File Number HCD EF 01/17
California Code of Regulations, Title 24, Parts 2 and 10

Dear Mr. Weinert:

At the California Building Standards Commission (CBSC) meeting held on December 12, 2017, CBSC approved your agency's certification of compliance regarding adopted emergency building standards identified above. The emergency building standards are now codified in the Part of Title 24 referenced above and were filed with the Secretary of State on December 13, 2017. This action completes the process of adopting the emergency building standards initially approved by CBSC on January 27, 2017. Attached for your records is a copy of the face sheet and approved standards as filed.

If you have any questions or need any additional information regarding this matter you may contact Gary Fabian by telephone at (916) 263-0916. When contacting CBSC regarding this regulatory action, please refer to the rulemaking file number shown above.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael L. Nearman".

Michael L. Nearman
Deputy Executive Director

Attachment

cc: Emily Withers
Gary Fabian
CBSC Rulemaking File
CBSC Chron

BUILDING STANDARDS NOTICE/SUBMISSION FACE SHEET

BSC-FACE SHEET (Std. BSC-1, REV. 04/03/2009) Page 1

RECEIVED

2017 NOV 21 P 4: 31

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

DEC 13 2017
2:30 PM

Notice Register Number 2017 36-2	Publication Date SEPT. 8, 2017
Notice File Number: Z-2017-0829-08	
Office of Administrative Law	

CALIFORNIA BUILDING STANDARDS COMMISSION Building Standards Commission		
State Agency	Submittal #	Item #
HCD	EF-01	17

Secretary of State

APPLICANTS - DO NOT USE THE ABOVE SPACE

1. PROPOSING AGENCY DIRECTOR OR DESIGNEE (Attach delegation order of designee)

Richard Weinert, Deputy Director

STATE AGENCY The Department of Housing and Community Development	TELEPHONE NUMBER (916) 445-9471
STREET ADDRESS 2020 W. El Camino Ave.	CITY Sacramento
STATE CA	ZIP CODE 95833
FAX NUMBER (916) 263-4713	

2. SUBMITTAL -- SUGGESTED REVISIONS TO THE CALIFORNIA CODE OF REGULATIONS, TITLE 24

SUBJECT: **Emergency Regulations for the 2016 California Building Code and 2016 California Existing Building Code**

AGENCY FILE NUMBER: **HCD EF 01/17**

3. NATURE OF PROCEEDINGS (GC §11346.5(a)(1))

PARTS/SECTIONS AFFECTED	<input type="checkbox"/> Adopt <input checked="" type="checkbox"/> Amend California Code of Regulations, Title 24, Part 2, California Building Code (CBC) and Part 10, California Existing Building Code (CEBC) <input type="checkbox"/> Repeal
-------------------------	--

4. TYPE OF FILING

Notice of Proposed Action
 Regular Rulemaking
 Resubmittal
 Emergency
 Other (Specify) _____
 Notice of Decision not to Proceed

Certification of Compliance: The agency officer named below certifies that this agency complies with the provisions of Government Code § 11346.1 prior to, or within 180 days of, the effective date of the regulations contained in this filing.

Changes without regulatory effect (Attach explanation and justification analysis supporting that the proposed change(s) does not materially alter any rights, responsibilities, conditions, prescription or other regulatory element of any California Code of Regulations provisions.

5. EFFECTIVE DATE OF REGULATORY CHANGE

Effective 180 days after publication in the California Building Standards Code
 Effective 30th day after filing with the Secretary of State
 Effective on filing with Secretary of State
 Effective other (Specify) _____

6. AUTHORITY -- Specify Statute(s) or Law(s) Authorizing the adoption(s) (GC §11346.2(a)(2) & §11346.5(2)):

Health and Safety Code Sections, 17040, 17050, 17921, 17922, 18300, 18670, 18690, 18865, 18873, 18938.3, 18944.11 and 19990; and Government Code Section 12955.1 and 12955.1.1.

7. REFERENCE -- Provisions of law being implemented, interpreted or made specific by the regulations:

Health and Safety Code Sections 17000 through 17062.5, 17910 through 17995.5, 18200 through 18700, 18860 through 18874, and 19960 through 19997; and Government Code Sections 12955.1 and 12955.1.1.

8. NAME AND TELEPHONE NUMBER OF THE AGENCY OFFICER TO WHOM INQUIRIES CONCERNING THE PROPOSED ACTION MAY BE DIRECTED

Emily Withers, Codes and Standards Administrator II, (916) 263-2998

CERTIFICATION—IMPORTANT-- PLEASE READ BEFORE SIGNING-- If not signed, this application may be rejected.

I certify that the attached copy of regulation(s) is a true and correct copy of the regulation(s) identified in this filing, that the information specified in this filing is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification. I further understand that any false, incomplete, or incorrect statements may result in the rejection of this filing.

AGENCY DIRECTOR OR DESIGNEE SIGNATURE 	DATE SIGNED 11/21/2017
TYPE NAME AND TITLE OF SIGNATORY: Richard Weinert, Deputy Director	



**FINAL EXPRESS TERMS
FOR
PROPOSED BUILDING STANDARDS
OF THE
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
REGARDING THE AMENDMENT OF
THE 2016 CALIFORNIA BUILDING CODE AND
THE 2016 CALIFORNIA EXISTING BUILDING CODE
CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 2 AND 10**

(HCD EF 01/17)

The Department of Housing and Community Development (HCD) proposes these emergency regulations to be permanently included into the 2016 editions of the California Building Code (CBC) and the California Existing Building Code (CEBC) as presented on the following pages.

LEGEND FOR EXPRESS TERMS:

1. **New California amendments:** All such language is shown in Arial 9 point; *underlined and in italics*.
 2. **Existing text not being modified:** All language not displayed in full is shown as "..." (i.e., ellipsis).
 5. **Repealed text:** All language shown in ~~strikeout~~.
 6. **Notation:** Authority and Reference citations are provided at the end of each action.
-



1. HCD proposes to amend the 2016 CBC, Chapter 1, Division II, as follows:

CHAPTER 1
SCOPE AND ADMINISTRATION

SECTION 107
SUBMITTAL DOCUMENTS

107.2.7 Exterior balconies and elevated walking surfaces. [HCD 1, HCD 2] Where balconies or other elevated walking surfaces are exposed to water from direct or blowing rain, snow, or irrigation, and the structural framing is protected by an impervious moisture barrier, the construction documents shall include details for all elements of the impervious moisture barrier system. The construction documents shall include manufacturer's installation instructions.

SECTION 110
INSPECTIONS

110.3.8.1 Weather-exposed balcony and walking surface waterproofing. [HCD 1, HCD 2] Where balconies or other elevated walking surfaces are exposed to water from direct or blowing rain, snow or irrigation, and the structural framing is protected by an impervious moisture barrier, all elements of the impervious moisture barrier system shall not be concealed until inspected and approved.

Exception: Where special inspections are provided in accordance with Section 1705.1.1, Item 3.

NOTE:

Authority Cited: Health and Safety Code Sections 17040, 17050, 17921, 17921.5, 17921.10, 17922, 17922.6, 17922.12, 17927, 17928, 17959.6, 18300, 18552, 18554, 18620, 18630, 18640, 18670, 18690, 18691, 18865, 18871.3, 18871.4, 18873, 18873.1, 18873.2, 18873.3, 18873.4, 18873.5, 18938.3, 18944.11, and 19990; and Government Code Section 12955.1, and Water Code Section 14877.3, 13552.2, 13552.4, 13553.

Reference: Health and Safety Code Sections 17000 through 17062.5, 17910 through 17995.5, 18200 through 18700, 18860 through 18874, and 19960 through 19997; and Government Code Sections 12955.1 and 12955.1.1.



2. **HCD proposes to amend the 2016 CBC, Chapter 16, as follows:**

CHAPTER 16
STRUCTURAL DESIGN

SECTION 1607
LIVE LOADS

TABLE 1607.1
MINIMUM UNIFORMLY DISTRIBUTED LIVE LOADS, *L_o*,
AND MINIMUM CONCENTRATED LIVE LOADS^a



OCCUPANCY OR USE	UNIFORM (psf)	CONCENTRATED (lbs.)
1. Apartments (see residential)
.....
5. Balconies and decks ^h	Same as occupancy served <i>[HCD 1, HCD 2] 1.5 times the live load for the area served, not required to exceed 100.</i>	--
....

No changes to footnotes.

NOTE:

Authority Cited: Health and Safety Code Sections 17040, 17050, 17921, 17921.5, 17921.10, 17922, 17922.6, 17922.12, 17927, 17928, 17959.6, 18300, 18552, 18554, 18620, 18630, 18640, 18670, 18690, 18691, 18865, 18871.3, 18871.4, 18873, 18873.1, 18873.2, 18873.3, 18873.4, 18873.5, 18938.3, 18944.11, and 19990; and Government Code Section 12955.1, and Water Code Section 14877.3, 13552.2, 13552.4, 13553.

Reference: Health and Safety Code Sections 17000 through 17062.5, 17910 through 17995.5, 18200 through 18700, 18860 through 18874, and 19960 through 19997; and Government Code Sections 12955.1 and 12955.1.1.

3. **HCD proposes to amend the 2016 CBC, Chapter 23, as follows:**

SECTION 2304
GENERAL CONSTRUCTION REQUIREMENTS

2304.12.2.5 Supporting members for permeable floors and roofs. ***[HCD 1, HCD 2]*** Wood structural members that support moisture permeable floors or roofs that are exposed to the weather, such as concrete or masonry slabs, shall be of naturally durable or preservative-treated wood unless separated from such floors or roofs by an impervious moisture barrier. ***The impervious moisture barrier system protecting the structure supporting floors shall provide positive drainage of water that infiltrates the moisture-permeable floor topping.***

2304.12.2.6 Ventilation beneath balcony or elevated walking surfaces. ***[HCD 1, HCD 2]*** Enclosed framing in exterior balconies and elevated walking surfaces that are exposed to rain, snow or drainage from irrigation shall be provided with openings that provide a net free cross-ventilation area not less than 1/150 of the area of each separate space.

DEC 12 2017

APPROVED

NOTE:

Authority Cited: Health and Safety Code Sections 17040, 17050, 17921, 17921.5, 17921.10, 17922, 17922.6, 17922.12, 17927, 17928, 17959.6, 18300, 18552, 18554, 18620, 18630, 18640, 18670, 18690, 18691, 18865, 18871.3, 18871.4, 18873, 18873.1, 18873.2, 18873.3, 18873.4, 18873.5, 18938.3, 18944.11, and 19990; and Government Code Section 12955.1, and Water Code Section 14877.3, 13552.2, 13552.4, 13553.

Reference: Health and Safety Code Sections 17000 through 17062.5, 17910 through 17995.5, 18200 through 18700, 18860 through 18874, and 19960 through 19997; and Government Code Sections 12955.1 and 12955.1.1.

4. HCD proposes to amend the 2016 CEBC, Chapter 1, as follows:

**CHAPTER 1
SCOPE AND ADMINISTRATION**

**SECTION 101
GENERAL**

101.8 Maintenance. [HCD 1, HCD 2] Buildings and structures, and parts thereof, shall be maintained in a safe and sanitary condition. Devices or safeguards which are required by this code shall be maintained in conformance with the code edition under which installed. The owner or the owner's designated agent shall be responsible for the maintenance of buildings and structures. To determine compliance with this subsection, the building official shall have the authority to require a building or structure to be reinspected. The requirements of this chapter shall not provide the basis for removal or abrogation of fire protection and safety systems and devices in existing structures.

**SECTION 106
CONSTRUCTION DOCUMENTS**

106.2.6 Exterior balconies and elevated walking surfaces. [HCD 1, HCD 2] Where the scope of work involves balconies or other elevated walking surfaces exposed to water from direct or blowing rain, snow or irrigation, and the structural framing is protected by an impervious moisture barrier, the construction documents shall include details for all elements of the impervious moisture barrier system. The construction documents shall include manufacturer's installation instructions.

**SECTION 109
INSPECTIONS**

109.3.7.1 Weather-exposed balcony and walking surface waterproofing. [HCD 1, HCD 2] Where the scope of the work involves balconies or other elevated walking surfaces exposed to water from direct or blowing rain, snow or irrigation, and the structural framing is protected by an impervious moisture barrier, all elements of the impervious moisture barrier system shall not be concealed until inspected and approved.

Exception: Where special inspections are provided in accordance with Section 1705.1.1, Item 3 of the California Building Code.

Note: Residential building (No change to Note.)

NOTE:

Authority Cited: Health and Safety Code Sections 17040, 17050, 17921, 17921.5, 17921.10, 17922, 17922.6, 17922.12, 17927, 17928, 17959.6, 18300, 18552, 18554, 18620, 18630, 18640, 18670, 18690, 18691, 18865, 18871.3, 18871.4, 18873, 18873.1, 18873.2, 18873.3, 18873.4, 18873.5, 18938.3, 18944.11 and 19990; and Government Code Section 12955.1.

Reference: Health and Safety Code Sections 17000 through 17062.5, 17910 through 17995.5, 18200 through 18700, 18860 through 18874, and 19960 through 19997; and Government Code Sections 12955.1 and 12955.1.1.