

## REPORT TO CITY COUNCIL

**DATE:** OCTOBER 26, 2005

**TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** GREG RAMIREZ, CITY MANAGER

**BY:** CRAIG STEELE, CITY ATTORNEY

**SUBJECT:** WAIVE THE FIRST READING IN FULL AND INTRODUCE, BY TITLE ONLY, ORDINANCE NO. 05-333; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, ADOPTING BY REFERENCE, THE 2004 CALIFORNIA ELECTRICAL CODE (CALIFORNIA CODE OF REGULATIONS TITLE 24, PART 3) INCORPORATING THE 2002 NATIONAL ELECTRICAL CODE OF THE NATIONAL FIRE PROTECTION ASSOCIATION WITH NECESSARY AMENDMENTS AND AMENDING CHAPTER 2 OF ARTICLE VIII OF THE AGOURA HILLS MUNICIPAL CODE – AND SET THE PUBLIC HEARING ON THE ADOPTION OF THE ORDINANCE FOR DECEMBER 14, 2005

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### BACKGROUND

Every three years the California Building Standards Commission publishes the California Building Standards Code. This is a compilation of building standards that apply to all occupancies in California. This year, the Commission adopted only the 2004 California Electrical Code. Under California law, the California Electrical Code becomes effective 180 days following publication. In this case, the California Electrical Code becomes effective August 1, 2005.

### PROPOSED ORDINANCE

The California Electrical Code is used by both building inspectors and contractors as means to standardize and safely complete electrical work. It is intended for the purpose of controlling the design of certain installations of electrical equipment and wiring methods of commercial and residential systems. In doing so it provides minimum standards to safeguard the public welfare. Staff has reviewed the proposed Code and found no unusual changes that would impact any construction in the City of Agoura Hills.

Because the proposed ordinance adopts another code by reference, State law requires that the City Council schedule a public hearing on the ordinance after the first reading, which is the converse of the usual process. The public hearing can occur in conjunction with the second reading of the ordinance. Pursuant to Government Code 50022.3, the notice of the public hearing must be published once a week for two successive weeks, with at least five days intervening between the respective publication dates. In addition, the City Clerk is required to

keep on file a copy of the Code to be adopted by reference for at least 15 days before the public hearing as well as after its adoption.

## **RECOMMENDATION**

Staff recommends that:

1. The City Council introduce, read by title only, and waive further reading of Ordinance No. 05-333.
2. The City Council direct the City Clerk to set a public hearing on the adoption of the Ordinance for December 14, at 7:00 p.m., at City Council Chambers and to advertise the public hearing according to Government Code Section 50022.3.

Attachment: Ordinance No. 05-333