

Chapter 15.08

CALIFORNIA MECHANICAL CODE

Sections:

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| 15.08.010 | Adoption of the California Mechanical Code, with amendments. |
| 15.08.020 | Amendments to Administrative Sections. |

Editor's Note: Previous Chapter 15.08 California Mechanical Code repealed (Ord. 718 2022).

15.08.010 Adoption of the California Mechanical Code, with amendments.

The Town Council hereby adopts, for the purpose of providing minimum requirements for the protection of life, limb, health, property, safety, and the welfare of the general public, that certain code known as the 2022 California Mechanical Code, in its entirety, as published by the California Building Standards Commission in the California Code of Regulations, Title 24, Part 4, hereinafter referred to as the "California Mechanical Code", save and except such portions as are hereinafter modified or amended below. Not less than one copy of said code shall be maintained by the office of the Building Department. (Ord. 718 (part), 2022; Ord. 700 (part), 2019; Ord. 675 (part), 2016; Ord. 650 (part), 2013; Ord. 647 (part), 2013).

15.08.020 Amendments to Administrative Sections.

Subsection 1.8.3.1 (Duties and Powers) of the California Mechanical Code is amended by adding a new sentence at the end of the first paragraph to read as follows:

“Violations are punishable as specified in Section 1.04.010 of the Ross Municipal Code.”

Section 1.8.5, “Right of Entry for Enforcement” is amended to read as follows:

1.8.5.1 General. Subject to the provisions of law, including Code of Civil Procedure Section 1822.50 et. seq., officers and agents of the building official may enter and inspect public and private properties to secure compliance with the provisions of this code and the rules and regulations promulgated by the department of housing and community development. For limitations and additional information regarding enforcement, see the following:

[The remainder of this section is unchanged]

Section 1.8.8.1 is amended by adding a sentence to the end that reads as follows:

“Nothing contained in this section shall prevent the Town Council from appointing the Town Council as the local appeals board or housing appeals board.”

Section 104.3 is amended to read as follows:

104.3 Application for permit. To obtain a permit, the applicant shall apply to the

Authority Having Jurisdiction for that purpose. Every such application shall:

[the remainder of the section is unchanged]

Section 104.3.2 is revised as follows:

The first paragraph is amended to add the phrase “as set forth in the Master Fee Schedule Resolution” to the end of the second sentence.

The fourth paragraph is amended to change the final phrase “in Table 104.5” to read “as set in the Master Fee Schedule Resolution”.

Section 104.5 is amended to read as follows:

“**104.5 Fees.** Fees shall be assessed in accordance with the provisions of this section and as set forth in the Master Fee Schedule Resolution of the Town Council as adopted and amended from time to time.”

Section 104.5.2 is amended to read as follows:

104.5.2 Investigation Fees. Any person who commences any work on a mechanical system before obtaining the necessary permits therefore may be subject to an investigation fee as established by the Town Council in the Master Fee Schedule, and said fee shall be in addition to the normal permit fees as specified in the Master Fee Schedule Resolution. This fee shall be collected whether or not a permit is then or subsequently issued. This provision shall not apply to emergency work when it is proved to the satisfaction of the Building Official that the work was urgently necessary and that it was not practical to obtain the required permit before commencement of the work. In all such emergency cases, a permit must be obtained as soon as it is practical to do so, and if there is an unreasonable delay in obtaining such permit, the special investigation fees provided shall be charged, notwithstanding the earlier emergency.

Section 104.5.3 (2) is amended to read as follows:

104.5.3 (2) The Authority Having Jurisdiction may authorize refunding of not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.

Section 105.2.6 is amended to replace the fourth paragraph with the following:

“To obtain reinspection, the applicant shall first pay the reinspection fee in accordance with the Master Fee Schedule Resolution of the Town Council as amended from time to time, and then schedule the inspection for the next normally available time.”

Section 107.1 is amended to add the following concluding sentence:

“Nothing contained in this section shall prevent the Town Council from appointing the

Town Council as the local appeals board or housing appeals board.”

Table 104.5 is deleted.

Section 203.0 is amended to read as follows:

The definition of “AUTHORITY HAVING JURISDICTION” is amended to read as follows:

AUTHORITY HAVING JURISDICTION -- The Authority Having Jurisdiction shall mean the building official or such official’s duly authorized representative. (Ord. 718 (part), 2022; Ord. 700 (part), 2019).