

ORDINANCE NO. 740 N.S.
AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
AMENDING SECTION 17.18.030 OF THE AMENDMENTS
TO THE UNIFORM CODE FOR BUILDING CONSERVATION
TO AMEND THE DEADLINES FOR COMPLIANCE

WHEREAS, Subsection C1 of Section 17.18.030, as adopted per Ordinance 699 N.S., establishes deadlines for owners of buildings identified by the City as being "at risk" for failure during an earthquake to complete the bracing of parapets and exterior wall appendages to occur within two years of completion of a seismic structural assessment for those property owners who file applications to participate in a program to provide grants for such assessments, or to occur no later than November 5, 1996 for those property owners who did not file applications by April 1, 1996 for grants to prepare such assessments; and

WHEREAS, Subsection C1 of Section 17.18.030 also establishes deadlines for owners of buildings identified by the City as being "at risk" for failure during an earthquake to complete full compliance with the requirements of Chapter 17.18 "within fifteen years from the date of official notice of action, except for essential and high risk buildings, which shall be in compliance within seven years of official notice of action"; and

WHEREAS, "official notice" in accordance with Subsection C1 of Section 17.18.030 was given by the City on November 5, 1993; and

WHEREAS, based on this notice, the City's deadlines for full compliance are as follows:

- a. November 5, 2000 for High Risk Buildings;
- b. November 5, 2008 for Medium Risk Buildings.

WHEREAS, based on estimates of the cost of compliance prepared for unreinforced masonry buildings in conjunction with the CDBG-funded Seismic Structural Design Study Program, the City Council has determined that longer periods of time are necessary to arrange for the substantial amounts of financing necessary to complete such compliance;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES ORDAIN AS FOLLOWS:

SECTION 1.

Section 17.18.030 of the Paso Robles Municipal Code is hereby revised in its entirety to read as follows:

"17.18.030 Administration - Schedule for implementation.

- A. Notification of Property Owners. Within twelve months of the adoption of this chapter, the building official will provide the property owners with copies of this chapter, notifying them of the requirements of this chapter.
- B. Recordation of the City's Findings.
 1. Within eighteen months of the adoption of this chapter, the building official will file with the county recorder's office, a certificate stating the subject building is within the scope of this chapter and is a potentially earthquake hazardous building.
 2. The certificate shall state that in accordance with the time frame established under this chapter, the owner thereof will be required to structurally analyze the building and to structurally alter or demolish it where compliance with this code has not been demonstrated by the established time frame.

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3. If the building is either demolished, found not to be within the scope of this chapter, or is structurally capable of resisting minimum seismic forces required by this code as a result of structural alterations or an analysis, the building official shall file with the office of the county recorder a form terminating the status of the subject building as being classified within the scope of this chapter.

C. Time Line for Compliance.

1. Parapets and exterior wall appendages: Parapets and exterior wall appendages shall be made to comply with the requirements of Section 17.18.130 of this chapter. All parapet and exterior wall appendage work must be completed no later than December 31, 2008.
2. Full compliance: Full compliance with the requirements of this chapter must be completed within the following deadlines:
 - a. By December 31, 2008 for essential and high risk buildings;
 - b. By December 31, 2018 for all other buildings.”

SECTION 2. Publication. The City Clerk shall cause this ordinance to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the City in accordance with Section 36933 of the Government Code.

SECTION 3. Severability. If any part of this Ordinance is held to be invalid for any reason, such decision shall not effect the validity of the remaining portion of this Ordinance, and this Council hereby declares that it would have passed the remainder of this Ordinance if such invalid portion thereof had been deleted.

SECTION 4. Inconsistency. To the extent that the terms of provisions of this ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance(s), motion, resolution, rule, or regulation governing the same subject matter thereof and such inconsistent and conflicting provisions of prior ordinances, motions, resolutions, rules and regulations are hereby repealed.

SECTION 5. Effective Date. This Ordinance shall be in full force and effect at 12:01 a.m. on the thirty-first day after its passage.

Introduced at a regular meeting of the City Council held on January 20, 1998, and passed and adopted by the City Council of the City of El Paso de Robles on the 3rd day of February, 1998 by the following roll call vote, to wit:

AYES: Baron, Iversen, Macklin, Swanson, and Picanco

NOES: None

ABSENT: None

ABSTAIN: None


MAYOR DUANE J. PICANCO

ATTEST:


MADELYN PAASCH, CITY CLERK

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