

ORDINANCE NO. 4341

AN ORDINANCE FOR THE PROTECTION OF THE PUBLIC HEALTH AND SAFETY OF THE UNINCORPORATED PORTION OF SAN JOAQUIN COUNTY, STATE OF CALIFORNIA, PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY, FIRE OR EXPLOSION; PROVIDING FOR THE ISSUANCE OF PERMITS AND FOR THE INSPECTION AND SETTING THE FEES THEREFORE; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; ADOPTING THAT CERTAIN DOCUMENT IN BOOK FORM ENTITLED 2007 CALIFORNIA MECHANICAL CODE, ~~2001~~ EDITION.

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THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA, DO ORDAIN AS FOLLOWS:

SECTION 1. Chapter 1 (commencing with Section 8-6000) of Division 6 Title 8 of the Ordinance Code of San Joaquin County is hereby amended to read as follows:

DIVISION 6. MECHANICAL REGULATIONS

CHAPTER 1. GENERAL REGULATIONS

SECTION 8-6000. ADOPTION OF THE CALIFORNIA MECHANICAL CODE.

That certain document in book form entitled "2007 California Mechanical Code, 2001 Edition" including the Appendix thereof, published by the ~~International Association of Plumbing and Mechanical Officials, 20001 E. Walnut Drive South, Walnut, Ca. 91789-2825 and the California Building Standards Commission, 2525 Natoma Park Drive, Suite 130, Sacramento, California 95833-2936, and incorporates, by adoption, the 2006 edition of the Uniform Mechanical Code of the International Association of Plumbing and Mechanical Officials,~~ one (1) copy of which is now on file with the Clerk of the Board of Supervisors of the County of San Joaquin, is hereby adopted and enacted by the Board of Supervisors of the County of San Joaquin as the Mechanical Code of the County of San Joaquin, except those portions of said 2007 California Mechanical Code 2001 Edition which are hereby amended specifically hereinafter.

SECTION 8-6001 EXPIRATION--AMENDMENT OF SECTION ~~114.4.1~~ 114.4 OF APPENDIX, CHAPTER 1 Section 114.4 of Appendix, Chapter 1 of the 2007 California Mechanical Code 2001 Edition is hereby amended to read:

Section ~~114.4.1.~~ 114.4 of Appendix, Chapter 1. Expiration. Every permit issued by the Building Official under the provisions of this Code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Work shall be considered abandoned if an inspection has not been recorded and approved within 180 days. Before such work

can be recommenced, a new permit shall be first obtained to do so, and the fee therefore shall be one-half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided further that such suspension or abandonment has not exceeded one year.

Any permittee holding an unexpired permit may apply for an extension of the time within which he may commence work under that permit when he is unable to commence work within the time required by this section for good and satisfactory reasons. The Building Official may extend the time for action by the permittee for a period not exceeding 180 days upon written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. No permit shall be extended more than once. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee. A Notice of Code Violation may be recorded when a mechanical permit expires.

SECTION 8-6002. FEES--AMENDMENT OF SECTION 115 OF APPENDIX , CHAPTER 1. Section 115 of Appendix, Chapter 1, Fees, of the 2007 California Mechanical Code ~~2004 Edition~~, is hereby amended to read:

Section 115.2 of Appendix, Chapter 1. Permit Fees. Fees for permits and inspections shall be set by the Board of Supervisors of the County of San Joaquin.

Section 115.3 of Appendix, Chapter 1. Plan Review Fees. Plan review fees shall be determined by the Building Official.

Section 115.3.1 of Appendix, Chapter 1. Separate fees for plan review. These fees shall be determined by the Building Official.

Section 115.3.2. of Appendix, Chapter 1. Incomplete or changed plans. These fees shall be determined by the Building Official.

Section 115.5. of Appendix, Chapter 1. Investigation Fees. Work without a permit. An investigation fee, in addition to the permit fee, shall be collected. The investigation fee shall be equal to the amount of the permit fee required by this Code. The minimum investigation fee shall be not less than the minimum fee set forth by the Board of Supervisors of the County of San Joaquin. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this Code nor from any penalty prescribed by law.

Section 115.6 of Appendix, Chapter 1. Fee refunds. The Building Official may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The Building Official 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. Except that no refunds will be processed for permits of \$50.00 or less.

Section 115.6.1 of Appendix, Chapter 1. The Building Official may authorize the 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.

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Section 115.6.2 of Appendix Chapter 1. The Building Official may authorize the refunding of not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done.

Section 115.6.3 of Appendix Chapter 1. The Building Official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

SECTION 8-6003. TITLE. This Division shall be known as, and may be cited as, the Mechanical Code of the County of San Joaquin.

SECTION 2. This Ordinance shall take effect and be in force on ~~November 8, 2002~~ January 1, 2008 and prior to the expiration of fifteen (15) days from the passage thereof shall be published one (1) time in the Record, a newspaper of general circulation published in the County of San Joaquin, State of California, with the names of the members of the Board of Supervisors voting for and against the same.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of San Joaquin, State of California, on this 11/27/07 by the following vote of the Board of Supervisors, to wit:

AYES VOGEL, RUHSTALLER, ORNELLAS, GUTIERREZ, MOW

NOES: NONE

ABSENT: NONE

VICTOR MOW

VICTOR MOW, Chairman
Board of Supervisors
County of San Joaquin
State of California

ATTEST: LOIS H. SAHYOUN,
Clerk of the Board of Supervisors
of the County of San Joaquin,
State of California

By AIDA PIZANO
Deputy Clerk

