



Agenda Date: 8/16/2005  
Agenda Placement: 9A

## NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

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**TO:** Board of Supervisors  
**FROM:** Susan Ingalls for Robert Westmeyer - County Counsel  
County Counsel  
**REPORT BY:** Susan Ingalls, Paralegal, 259-8152  
**SUBJECT:** First Reading of Update Electrical Code Update Ordinance and Consideration of Resolution  
Making Findings

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### **RECOMMENDATION**

County Counsel requests:

1. First reading and intention to adopt an ordinance amending Chapter 15.28 (Electrical Code) of the Napa County Code to adopt by reference the 2004 California Electrical Code with local modifications; and
2. Consideration and intention to adopt resolution making findings in support of modifications and changes to Chapter 15.28 (Electrical Code) due to local climatic, geological and topographical conditions.

**ENVIRONMENTAL DETERMINATION:** General Rule. It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable. [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

### **EXECUTIVE SUMMARY**

The proposed ordinance amends Chapter 15.28 to adopt the updated California Electrical Code with local modifications.

The proposed resolution makes the express findings that the local modifications are reasonably necessary due to local climatic, geologic or topographic conditions.

### **FISCAL IMPACT**

Is there a Fiscal Impact?                      No

**ENVIRONMENTAL IMPACT**

ENVIRONMENTAL DETERMINATION: General Rule. It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable. [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

**BACKGROUND AND DISCUSSION**

California Health and Safety Code section 17922 adopts by reference the State Building Standards Code. In reviewing the 2004 California Electrical Code, the Chief Building Official has determined that as part of the County's adoption of the above code or portions thereof certain local modifications are reasonably necessary because of local climatic, geological or topographical conditions.

California Health and Safety Code section 17958.7 requires that before making any modifications or changes to the requirements contained in the state-approved codes the Board must find that such modifications or changes are reasonably necessary because of local climatic, geological or topographical conditions.

This is a two-reading ordinance. The recommended actions on the current agenda are first, that the title be read and reading of the balance of the ordinance be waived, and second the Board move and approve an intention to adopt the proposed ordinance at the second reading to occur on August 23, 2005 or such other later date as the Board deems necessary.

The Resolution is presented for consideration. The Board is requested to consider, move and expressly find that the modifications to the California Electrical Code are necessary due to local modifications, and that the findings shall be made available as a public record. The Board is also requested to approve an intention to adopt the proposed resolution along with the ordinance on August 23, 2005 or such other later date as the Board deems necessary.

**SUPPORTING DOCUMENTS**

- A . Tracked Ordinance
- B . Clean Ordinance
- C . Resolution

CEO Recommendation: Approve

Reviewed By: Lorenzo Zíalcita