

ORDINANCE NO. 95-004

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF JAN 17 1995

AN ORDINANCE ESTABLISHING INTERIM PROCEDURES AND REGULATIONS TO PROCESS REQUESTS AND APPLICATIONS TO DO REPAIR AND RECONSTRUCTION WORK ATTRIBUTABLE TO DAMAGE CAUSED BY AN EMERGENCY WHICH IS THE SUBJECT OF A DECLARATION OF LOCAL EMERGENCY PURSUANT TO CHAPTER 72 OF THE CITY CODE AND DECLARING THE ORDINANCE AN EMERGENCY ORDINANCE TO TAKE EFFECT IMMEDIATELY.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Notwithstanding the provisions of Chapter 9.01 of Title 9 of the City Code ("the Building Code"), where a local emergency has been declared by the City Manager or City Council pursuant to Title 72 of the City Code, repair and reconstruction work for which a building permit is required under the Building Code and which is necessary to repair damage attributable to, and caused by, the conditions of disaster or of extreme peril which are the basis for the declaration of local emergency may be commenced without first obtaining a building permit pursuant to the Building Code, and such work shall not be considered to be in violation of the Building Code; provided that the person commencing such work shall notify the Building Official in writing of this fact within a reasonable period of time, not to exceed five (5) calendar days from the date that work commences; and provided further that the person thereafter shall file an application for a building permit pursuant to Chapter 9.01 within a reasonable period of time, not to exceed ten (10) calendar days from the date that work commences.

SECTION 2.

Notwithstanding the provisions of Sections 9.01.046 and 9.01.048 of Title 9 of the City Code, no fees for plan inspection or for issuance of the building permit otherwise required under the aforementioned sections shall be imposed on building permits required to undertake repair and reconstruction work which is necessary to repair damage attributable to, and caused by, the conditions of disaster or of extreme peril which are the basis for the declaration of local

- 1 -

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ORDINANCE NO. 95-004

DATE ADOPTED: JAN 17 1995

emergency. This exception to the fee requirements of Sections 9.01.046 and 9.01.048 of Title 9 of the City Code shall be limited to repair and reconstruction work necessary to restore the building or structure to the condition in which it existed immediately prior to the occurrence of the conditions of disaster or extreme peril which are the basis of the declaration of emergency.

SECTION 3.

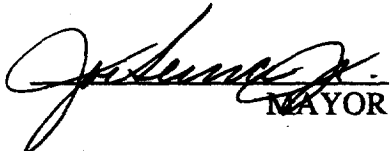
This ordinance is an emergency ordinance which is to take effect immediately upon its adoption. The facts supporting adoption of this ordinance as an emergency ordinance are as follows:

The Building Code of the City of Sacramento currently requires that building permits be obtained either prior to commencement of work, or sought within one day after work commences; it also requires the payment of inspection and permit fees at the time of application. The aforementioned time constraints are potentially unreasonable and unworkable in situations in which a declaration of local emergency is made, and in which there is widespread property loss or damage which requires the immediate commencement of repair and reconstruction work. To ensure that the repair and reconstruction work necessitated by the flooding and attendant problems associated with the local emergency declared by the City Manager on January 9 and confirmed by the City Council on January 10 is undertaken pursuant to the expedited and modified procedures set forth in Section 1 and 2 above, it is necessary for this ordinance to take effect immediately.

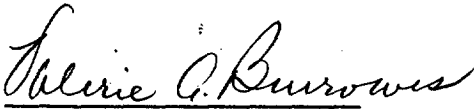
DATE TITLE PUBLISHED IN FULL: JAN 20 1995

DATE ENACTED: JAN 17 1995

DATE EFFECTIVE: JAN 17 1995


MAYOR

ATTEST:


CITY CLERK

- 2 -

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