

**File #:** 2016-01073

**Consent Item 06**

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**Title: Ordinance Amendment: Section 15.04.040 and Adding Section 15.08.190 to the Sacramento City Code Relating to Electric Vehicle Charging Stations (Passed for Publication 09/20/2016; Published 09/23/2016)**

**Recommendation:** Pass an Ordinance amending Section 15.04.040 and adding section 15.08.190 to the Sacramento City Code, relating to electric vehicle charging stations.

**Location:** Citywide

**Contact:** Susanne Cook, Administrative Analyst, (916) 808-5375; Winfred DeLeon, Chief Building Official, (916) 808-5475, Community Development Department

**Presenter:** None

**Department:** Community Development

**Attachments:**

- 1-Description/Analysis
- 2-Ordinance (Clean)
- 3-Ordinance (Red-Lined)

## Description/Analysis

**Issue Detail:** Last year the Governor signed a bill amending California Government Code Section 65850.7 that requires cities to adopt an ordinance by September 30, 2016, to provide an expedited building permit process for electric vehicle charging stations. To comply with the legislation, the City must amend Section 15.04.040 and add Section 15.08.190 to the Sacramento City Code.

**Policy Considerations:** California Government Code Section 65850.7 requires the City to adopt an ordinance that creates an expedited, streamlined permitting process for electric vehicle charging stations. Goal M 1.5.1 of the 2035 General Plan Climate Action Plan Policies and Programs supports the provision of facilities for emerging technologies to increase transportation system efficiency.

**Economic Impacts:** Not applicable.

**Environmental Considerations:** The proposed ordinance is exempt from the provisions of the California Environmental Quality Act (CEQA) under Section 15061(b)(3). The activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

**Sustainability:** The proposed ordinance supports the City's 2035 General Plan Climate Action Plan Policies and Programs in the reduction of greenhouse gas emissions.

**Commission/Committee Action:** This item was approved at the City Council's Law and Legislation Committee's meeting on September 13, 2016.

**Rationale for Recommendation:** California Government Code Section 65850.7 requires the adoption of an ordinance that creates an expedited, streamlined permitting process for electric vehicle charging stations. The proposed ordinance not only provides an expedited building permit process for electric vehicle charging stations, but also encourages the effective development of electric vehicle technology.

**Financial Considerations:** Not applicable.

**Local Business Enterprise (LBE):** Not applicable.

ORDINANCE NO.

Adopted by the Sacramento City Council

Date Adopted

AN ORDINANCE AMENDING SECTION 15.04.040 OF AND ADDING SECTION 15.08.190 TO THE SACRAMENTO CITY CODE, RELATING TO ELECTRIC VEHICLE CHARGING STATIONS

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

SECTION 1.

A. Section 15.04.040 of the Sacramento City Code is amended by adding a definition of "electric vehicle charging station" or "charging station," to read as follows:

"Electric vehicle charging station" or "charging station" means any level of electric vehicle supply equipment station that is designed and built in compliance with Article 625 of the CEC, and delivers electricity from a source outside an electric vehicle into a plug-in electric vehicle.

B. Except as amended by subsection A above, section 15.04.040 remains unchanged and in full effect.

SECTION 2.

Section 15.08.190 is added to the Sacramento City Code is added to read as follows:

Section 15.08.190 Expedited building permit process for electric vehicle charging stations.

A. Applicability. This section applies to applications for expedited building permits for electric vehicle charging stations pursuant to California Government Code section 65850.7.

B. Process.

1. The building official shall adopt a checklist of all requirements for an application for an expedited building permit for electric vehicle charging stations. The checklist shall substantially conform to the checklist and standard plans contained in the most current version of the "Plug-In Electric Vehicle Infrastructure Permitting Checklist" of the "Zero-Emission Vehicles in California: Community Readiness Guidebook" published by the Governor's Office of Planning and Research.

2. If the building official determines that the application for an expedited building permit is complete and meets the requirements of the checklist, the building official shall issue the expedited building permit.

3. If the application for an expedited building permit is incomplete, the building official shall provide a written correction notice of the deficiencies and the additional information required to be eligible for expedited building permit issuance.

4. The checklist, application form, and any other documents required by the building official shall be published on the city's website.

5. An application for an expedited building permit for electric vehicle charging stations may be filed by email.

6. If the chief building official finds, based on substantial evidence, that an electric vehicle charging station could have a specific adverse impact upon the public health or safety, the city may require the applicant to apply for a conditional use permit pursuant to title 17.

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