

Division of State Architect Comments 6/11/2007 10:07 AM

Lydia / Nelson,

I have reviewed the proposed regulation changes for Part 1, Chapter 10; my comments follow:

1. I would issue this proposal to the various state agencies that authorize (and may own) construction of buildings. I do not know all of these agencies, but understand that they include DGS, Caltrans, Food & Ag (fairs), DWR (water resources), Dept. of Forestry, and probably several others.
2. I do not believe that there is typically a single “enforcement agency” for state-owned buildings, and that no agency has jurisdiction over any state property in the context of a code enforcement agency (such as a city or county building department). I do not believe that a “building permit” is typically issued, but that state agencies such as DSA and the SFM do partial review and approval of construction documents for Title 24 compliance within that agency’s specific discipline (e.g. accessibility for DSA, and fire-safety for SFM).
3. It would be beneficial to discuss this proposal with someone within DGS RESD who is familiar with the state’s building construction process. Within the proposed Section 10-105 (b) the phrases “subject to enforcement by a state agency” and “state agency that otherwise has jurisdiction over the property” seem unclear to me based on my comments #2 and #4.
4. Related to this code change proposal are definitions in Section 10-102 for “building permit” and “enforcement agency.” For state-constructed buildings, there may not be (often is not) a “building permit” issued, nor is any state agency designated as a code enforcement agency responsible for issuing a building permit. There are certain state agencies such as DSA (accessibility) and the State Fire Marshal (fire-safety) from which the state entity that owns/authorizes construction of a building must obtain approval prior to construction. These approvals are not granted in the form of a building permit, and code enforcement beyond plan review does not necessarily occur.

Regards,  
Chip

**Howard "Chip" Smith, Jr.**