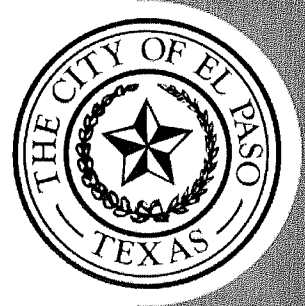


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SERVICE SOLUTIONS SUCCESS



**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: CITY DEVELOPMENT DEPARTMENT

AGENDA DATE: INTRO: JULY 24, 2012
PUB HEARING: JULY 31, 2012

CONTACT PERSON NAME AND PHONE NUMBER: VICTOR MORRISON-VEGA (915) 541-4556

DISTRICT(S) AFFECTED: ALL

SUBJECT:

An ordinance adopting the 2012 Edition of the International Energy Conservation Code as an Alternative Energy Conservation Code for the City and amending Title 18 (Building and Construction) of the El Paso City Code, to add Chapter 18.80 (Alternative Energy Conservation Code) and providing incentives for use of the Alternative Energy Conservation Code, the penalty being as provided in Section 18.02.107 (Violations and Penalties) of the El Paso City Code.

BACKGROUND / DISCUSSION:

The City of El Paso has adopted the 2009 Edition of the International Energy Conservation Code. In efforts to advance green building and energy conservation in local construction this change allows for use of the 2012 International Energy Conservation Code on an alternative basis and allows for permit fee discounts for early implementation.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

Mayor
John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susie Byrd

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Dr. Michiel R. Noe

District 6
Eddie Holguin Jr.

District 7
Steve Ortega

District 8
Cornay Carlisle Niland

City Manager
Joyce A. Wilson

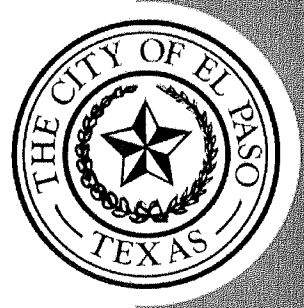


City Development Department

Two Civic Center Plaza – 5th Floor · El Paso, Texas 79901
Phone (915) 541-4622 · Fax (915) 541-4799

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BOARD / COMMISSION ACTION:

Legislative Review Committee – approved on March 1, 2012

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

Mayor
John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susie Byrd

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Dr. Michiel R. Noe

District 6
Eddie Holguin Jr.

District 7
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District 8
Corney Carlisle Niland

City Manager
Joyce A. Wilson



City Development Department
Two Civic Center Plaza – 5th Floor · El Paso, Texas 79901
Phone (915) 541-4622 · Fax (915) 541-4799

ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE 2012 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE AS AN ALTERNATIVE ENERGY CONSERVATION CODE FOR THE CITY AND AMENDING TITLE 18 (BUILDING AND CONSTRUCTION) OF THE EI PASO CITY CODE, TO ADD CHAPTER 18.80 (ALTERNATIVE ENERGY CONSERVATION CODE) AND PROVIDING INCENTIVES FOR USE OF THE ALTERNATIVE ENERGY CONSERVATION CODE, THE PENALTY BEING AS PROVIDED IN SECTION 18.02.107 (VIOLATIONS AND PENALTIES) OF THE EL PASO CITY CODE.

WHEREAS, on September 21, 2010, the City Council for the City of El Paso (the “City”) adopted the 2009 edition of the International Energy Conservation Code as the Energy Conservation Code for the City of El Paso; and

WHEREAS, the 2012 edition of the International Energy Conservation Code (2012 IECC) has been published; and

WHEREAS, the 2012 IECC is an up-to-date energy conservation code addressing the design of energy-efficient building envelopes and installation of energy efficient mechanical, lighting and power systems through requirements emphasizing performance; and

WHEREAS, the City recognizes the importance of building designs in our community which result in the optimal utilization of fossil fuel and nondepletable resources that conserve energy; and

WHEREAS, it is intended that developers be given the option of developing pursuant to the energy conservation requirements of the 2012 IECC which contains more stringent requirements than those currently adopted by the City; and

WHEREAS, the City desires to adopt the 2012 International Energy Conservation Code as an Alternative Energy Conservation Code for the City of El Paso and to offer incentives for the use of this optional code; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

A. That the book entitled “International Energy Conservation Code,” 2012 Edition, a copy of which authenticated by the City Clerk is on file in the City Clerk’s Office, is hereby adopted by the City Council for the City of El Paso as an Alternative Energy Conservation Code.

B. That Title 18 (Building and Construction), Chapter 18.80 (Alternative Energy Conservation Code), of the El Paso City Code, is hereby added to read as follows:

18.80.010 Short title.

This chapter may be cited as the “Alternative Energy Conservation Code”.

18.80.020 Adoption.

The book entitled “International Energy Conservation Code,” 2012 Edition, a copy of which authenticated by the City Clerk is on file in the City Clerk’s Office, is adopted as the Alternative Energy Conservation Code of the City, in its entirety as fully as if copied at length in this chapter.

18.80.030 Incentives.

For developers desiring to design new buildings, either commercial buildings or low-rise residential buildings (3 stories or less in height above grade), pursuant to the minimum energy conservation requirements of the 2012 Edition of the International Energy Conservation Code, the following incentives shall be offered:

1. Eligibility requirements.
 - a. The incentives listed below shall apply only to new construction.
 - b. The incentives listed below are limited to 10 projects per applicant.
 - c. Applicants who choose to design and build pursuant to the 2012 International Energy Conservation Code shall comply with all requirements of the 2012 International Energy Conservation Code.
2. Incentives.
 - a. Approved applicants shall receive expedited plan review.
 - b. Approved applicants shall receive a 50% reduction of the master permit fee associated with the project, on a first come first served basis, for the first 100 approved projects. Thereafter, approved applicants shall receive a 20% reduction of the master permit fee associated with the project, on a first come first served basis, for the first 100 approved projects.
 - c. Approved applicants shall receive advanced notice of stakeholder meetings prior to the mandatory adoption of a future Energy Conservation Code by the City.

C. All references to the NEC, National Electrical Code, shall be construed to mean the Electrical Code of the City of El Paso.

D. The effective date of this ordinance shall be September 1, 2012. This ordinance shall be applicable to all permit applications received on or after that date.

E. Except as herein provided, Title 18 (Building and Construction) shall remain in full force and effect.

PASSED AND APPROVED this _____ day of _____, 2012.

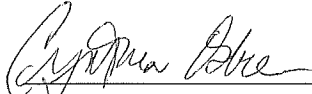
THE CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

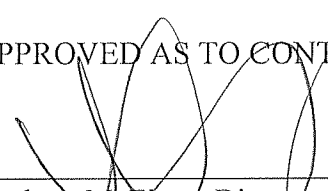
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Cynthia Osborn
Assistant City Attorney

APPROVED AS TO CONTENT:



Mathew McElroy, Director
City Development Department