

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE
CITY COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING REACH CODES FOR THE CITY OF HAYWARD BY AMENDING THE CITY'S OFF-STREET PARKING REGULATIONS (CHAPTER 10, ARTICLE 2) OF THE HAYWARD MUNICIPAL CODE

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. Purpose and Intent. It is the purpose and intent of this Ordinance to expressly enact local amendments to the 2022 California Building Standards Code which are expected to not only comply with but also exceed upcoming 2025 California Building Standards Code applicable to new and existing construction to provide standards to improve community health and safety and electric vehicle readiness while reducing greenhouse gas emissions.

Section 2. This ordinance shall become effective 30 days after adoption by the City Council. The following are hereby adopted as local amendments to Part 11 (California Green Building Standards Code) of the California Building Standards Code (Title 24 of the California Code of Regulations):

Amend CALGreen Chapters 2, 4, and 5 to add requirements for ELECTRIC VEHICLE CHARGING INFRASTRUCTURE

Chapter 10, Article 2 of the Hayward Municipal Code
(Off-Street Parking Regulations)

Section 202 of the California Green Building Standards Code is amended as follows:

Section 10.2.100 – Definitions. This section is amended by adding the following definitions:

- ‘Assigned Parking’. The words ‘Assigned Parking’ shall mean parking spaces in a residential parking facility that are assigned or designated for use by a specific living unit within the building or residence.
- ‘Level 2 Electric Vehicle (EV) Charging Receptacle’. The words ‘Level 2 Electric Vehicle (EV) Charging Receptacle’ shall mean a 208/240-volt 40-ampere minimum branch circuit and a receptacle.
- ‘Unassigned Or Common Use Parking’. The words ‘Unassigned Or Common Use Parking’ shall mean parking spaces in a residential parking facility that are not reserved for or assigned to a specific living unit within the building or residence, including guest, staff, or other non-resident parking.

Section 10.2.200 – Application. This section is amended as follows:

Section 301.3, Section 4.106.4, and Section 5.106.5.3 of the California Green Building Standards Code are amended as follows:

- a. The Off-Street Electric Vehicle Charging requirements in this Article shall apply at the time of construction of any new building.
 - 1) For EV charging infrastructure requirements for existing nonresidential buildings, see Section 5.106.5.4 of the California Green Building Standards Code.
 - 2) For EV charging infrastructure requirements for existing residential buildings, see Section 4.106.4.3 of the California Green Building Standards Code.
 - 3) For additional EV infrastructure requirements for select nonresidential buildings, see Section 5.106.5.5 of the California Green Building Standards Code.

Chapter 10, Article 2 is further amended as follows:

VIII. REQUIREMENTS FOR EV CHARGING INFRASTRUCTURE

SEC. 10-2.800 ELECTRIC VEHICLE (EV) CHARGING SPACES

Sections 4.106.4.1, 4.106.4.2, and 5.106.5.3 of the California Green Building Standards Code

SEC. 10-2.810 Electric Vehicle Charging Requirements by Use.

SEC. 10-2.820 Direct Current Fast Charging stations.

SEC. 10-2.830 Receptacle Configurations.

Sec. 10-2.833 EV Charger Connectors

Section 5.106.5.3.6 of the California Green Building Standards Code

SEC. 10-2.835 Electric vehicle charging stations (EVCS)—power allocation method.

Section 4.106.4 and Section 5.106.5.3 of the California Green Building Standards Code

SEC. 10-2.840 Exceptions.

Section 3. Enactment of Local Amendments to the California Building Standards Code, Title 24, Part 11 (Amendments to Chapters 9 and 10 of the Hayward Municipal Code). The local amendments to the 2022 California Building Standards Code, Title 24, Part 11, are hereby enacted.

Section 4. Severability. The provisions of this Ordinance are severable, and if any clause, sentence, paragraph, provision, or part of this Ordinance, or the application of this Ordinance to any person, is held to be invalid or preempted by state or federal law, such holding shall not impair or invalidate the remainder of this Ordinance. If any provision of this Ordinance is held to be inapplicable, the provisions of this Ordinance shall nonetheless continue to

apply with respect to all other covered development projects and applicants. It is hereby declared to be the legislative intent of the City Council that this Ordinance would have been adopted had such provisions not been included or such persons or circumstances been expressly excluded from its coverage.

Section 5. Effective Date. This ordinance shall become effective 30 days after adoption by the City Council.

Dated: January 17, 2025
Miriam Lens, City Clerk
City of Hayward