

**ORDINANCE OF THE CITY OF OXNARD
ORDINANCE NO. 2909**

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD
ADDING ARTICLE XXV TO CHAPTER 14 OF THE OXNARD CITY CODE
RELATING TO AN EXPEDITED PERMITTING PROCESS FOR ELECTRIC
VEHICLE CHARGING STATIONS**

WHEREAS, Government Code Section 65850.7(a)(3) provides that "it is the policy of the State to promote and encourage the use of electric vehicle charging stations and to limit obstacles to their use"; and

WHEREAS, Government Code Section 65850.7(a)(4) provides that the "legislative intent is to encourage the installation of electric vehicle charging stations by removing obstacles to, and minimizing costs of, permitting for charging stations so long as the action does not supersede the building official's authority to identify and address higher priority life-safety situations"; and

WHEREAS, Government Code Section 65850.7(g)(1) provides that, on or before September 30, 2016, every city with a population of 200,000 or more residents must adopt an ordinance, consistent with the goals and intent of Government Code Section 65850.7, that creates an "expedited, streamlined permitting process for electric vehicle charging stations."

NOW, THEREFORE, the City Council of the City of Oxnard does ordain as follows:

Part 1. The City Council hereby finds that the adoption of this ordinance is exempt from review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines (14 CCR section 15000 et seq.) General Rule Exemption [Section 15061(b)(3)], as the proposed Ordinance establishes an expedited ministerial review process for building permit applications for electric vehicle charging stations, as required by Government Code Section 65850.7. Therefore, the proposed Ordinance will have no significant effect on the environment. A significant effect is defined as, "a substantial, or potentially substantial, adverse change in the physical conditions within the area," and the adoption of this Ordinance is therefore not subject to CEQA.

Part 2. Title, Words, and Phrases: This Ordinance shall be known as the City of Oxnard Electric Vehicle Charging Station Permit Expediting Ordinance. The terms, phrases, and words used in this ordinance shall be construed in compliance with the definitions set forth by California Government Code Section 65850.7.

Part 3. Article XXV is hereby added to Chapter 14 of the Oxnard City Code to read as follows:

ARTICLE XXV. ELECTRIC VEHICLE CHARGING STATION PERMITTING

SEC. 14-90. PURPOSE AND INTENT.

Electric vehicle charging stations which qualify for expedited permit processing, pursuant to Cal. Gov't Code, Section 65850.7, shall be subject to the administrative permitting procedures set forth in this article. (Ord. No. 2909)

SEC. 14-91. EXPEDITED REVIEW PROCESS.

Consistent with Cal. Gov't Code, Section 65850.7, the Building Official shall implement an expedited administrative permit review process for electric vehicle charging stations, and adopt a checklist of all requirements with which electric vehicle charging stations shall comply with in order to be eligible for expedited review. The expedited administrative permit review process and checklist may refer to the recommendations in the checklist prescribed by 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. The city's adopted checklist shall be published on the city's website.
(Ord. No. 2909)

SEC. 14-92. ELECTRONIC SUBMITTALS.

Consistent with Cal. Gov't Code, Section 65850.7, the Building Official shall allow for electronic submittal of permit applications covered by this article and associated supporting documentations. In accepting such permit applications, the Building Official shall also accept electronic signatures on all forms, applications, and other documentation in lieu of a wet signature by the applicant.
(Ord. No. 2909)

SEC. 14-93. ASSOCIATION APPROVAL.

Consistent with Cal. Gov't Code, Section 65850.7, the Building Official shall not condition the approval for any electric vehicle charging station permit on the approval of such a system by an association, as that term is defined by Cal. Civil Code, Section 4080.
(Ord. No. 2909)

SEC. 14-94. PERMIT APPLICATION PROCESSING.

A permit application that satisfies the information requirements in the city's adopted checklist shall be deemed complete and be promptly processed. Upon confirmation by the Building Official that the permit application and supporting documents meets the requirements of the city's adopted checklist, and is consistent with all applicable laws, the Building Official shall, consistent with Cal. Gov't Code, Section 65850.7, approve the application and issue all necessary permits. Such approval does not authorize an applicant to energize or utilize the electric vehicle charging station until approval is granted by the city. If the Building Official determines that the permit application is incomplete, he or she shall issue a written correction notice to the applicant, detailing all deficiencies in the application and any additional information required to be eligible for expedited permit issuance.
(Ord. No. 2909)

SEC. 14-95. TECHNICAL REVIEW.

It is the intent of this article to encourage the installation of electric vehicle charging stations by removing obstacles to permitting for charging stations so long as the action does not supersede the Building Official's authority to address higher priority life-safety situations. If the Building Official makes a finding based on substantial evidence that the electric vehicle charging station could have a specific adverse impact upon the public health or safety, as defined in Cal. Gov't Code, Section 65850.7, the city may require the applicant to apply for a use permit, as described in Chapter 16, Article VII, Division 3 of the City Code.
(Ord. No. 2909)