



COUNCIL AGENDA: 12/18/18
FILE: 18-1761
ITEM: 2.2 (c)

Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Kerrie Romanow

SUBJECT: SEE BELOW

DATE: December 12, 2018

Approved D. D. S. Y. L.

Date 12/12/18

SUPPLEMENTAL

SUBJECT: ENERGY AND WATER BUILDING PERFORMANCE ORDINANCE

REASON FOR THE SUPPLEMENTAL

The purpose of this supplemental memorandum is to summarize the changes to the Energy and Water Building Performance Ordinance as a result of City Council direction at the December 11, 2018 City Council meeting.

SUMMARY OF CHANGES TO ORDINANCE

On December 11, 2018, Council approved the draft Ordinance of the City of San Jose adding a New Chapter 17.85 to Title 17 of the San Jose Municipal Code for the San Jose Energy and Water Building Performance Ordinance incorporating the changes as outlined in the memorandum from the Mayor and Councilmembers Jimenez, Peralez, and Diep. Specifically, Council authorized, "(f)or multi-family buildings that fall between the 20,000 sq. ft. - 49,999 sq. ft. threshold, require benchmarking and reporting for both energy and water, but exclude improvements required for water if the building is not individually sub metered."

The final Ordinance incorporates this change by adding Section 17.85.430, making it clear that owners of smaller buildings (less than 50,000 square feet) which do not have sub-metering for water, must report the water usage, along with energy usage, through benchmarking reports. However, the Owner is eligible to apply for an exemption from the water improvement pathway.

HONORABLE MAYOR AND CITY COUNCIL

December 12, 2018

Subject: Energy and Water Building Performance Ordinance

Page 2

There were no other additions or deletions to the draft Ordinance, however, Council directed staff to return with data related to the performance of older buildings when the information becomes available.

/s/

KERRIE ROMANOW

Director, Environmental Services Department

For questions please contact Ken Davies, Sustainability and Compliance Division Manager, at (408) 975-2587.