



City of Santa Barbara

BUILDING AND FIRE CODE BOARD OF APPEALS MINUTES JULY 6, 2017

2:30 P.M.
David Gebhard Public Meeting Room
630 Garden Street
SantaBarbaraCA.gov

BOARD MEMBERS:

Bonnie Elliot
James D. Langhorne
John Maloney
Paul Spieler
Vincent E. Wood

STAFF:

Andrew Stuffer, Chief Building Official
Joe Poire, Fire Prevention Division Chief
Krystal M. Vaughn, Commission Secretary

CALL TO ORDER

The Full Board meeting was called to order at 2:35 p.m. by Chair Langhorne.

ATTENDANCE

Members present: Elliot, Wood, Langhorne, Spieler, and Maloney
Members absent: None
Staff present: Stuffer and Vaughn

GENERAL BUSINESS

- A. Public Comment:
1. Will Rehling, Accessible Santa Barbara, presented a photograph to the Board showing a before and after photo posted by Little Door Santa Barbara LLC on its Facebook page. This photo showed that a new raised seating area with a step was constructed without any alternative accessible ramp. Mr. Rehling stated that this was an example of an "epidemic" in the City of businesses completing refurbishments to the interior of their businesses that are not ADA compliant and then try to claim a hardship to avoid correcting the accessibility issue once staff is made aware of the changes.
 2. Anna Marie Gott ceded her time to Mr. Rehling.
 3. Jim Marston, Chair of the Accessibility Committee, commented that we are unable to discriminate against race, color, gender, or sexuality and questioned why discriminating against a disability would be any different. He argued that by businesses not providing wheelchair lifts or ramps when their location requires the use of stairs to access their location is egregious and discriminating.

B. Approval of Minutes:

Motion: Approve the minutes of the Building and Fire Code Board of Appeals meeting of **June 1, 2017**, as submitted.

Action: Spieler/Maloney, 5/0/0. Motion carried.

C. Announcements, requests by applicants for continuances and withdrawals, future agenda items, and appeals:

Mr. Stuffer announced that Item 2, Appeal of Order Rescinding a Certificate of Occupancy for Outstanding Means of Egress and Access Compliance Violations, 129 E. Anapamu Street, was withdrawn by the appellant.

SUBJECT ITEMS

1. Appeal of Notice of Restricted Use – Carrillo Apartments, LLC

Description: 930 San Pascual Street Unit # E-10

Present: Dario Pini, Owner; and Paul Burns, Esq., Attorney representing Dario Pini

Public comment opened at 2:54 p.m.

James Marston asked if the open electrical plates and breaker boxes have been replaced.

Public comment closed at 2:56 p.m.

Motion: The Board supported the City of Santa Barbara's efforts to remedy the building violations via the process of a building permit to verify all corrections necessary to make this property tenantable under the health and safety code.

Action: Langhorne/Spieler, 5/0/0. Motion carried.

Motion: Uphold the Notice of Violation issued by the City of Santa Barbara on June 6, 2017.

Action: Spieler/Elliot, 5/0/0. Motion carried.

2. Appeal of Order Rescinding a Certificate of Occupancy for Outstanding Means of Egress and Access Compliance Violations – Mr. Bryan Murphy

Description: 129 E. Anapamu Street, Little Door Restaurant

Item withdrawn by the appellant via email.

*** MEETING ADJOURNED AT 3:12 P.M. ***