



Petition for Exemption

Oakland Municipal Code Section 15.27.050

This petition form is provided for owners of buildings that might be subject to Oakland Municipal Code (OMC) Chapter 15.27: Mandatory Seismic Evaluation and Retrofit of Certain Multi-Unit Residential Buildings. The form is authorized by Section 15.27.050. Bureau of Building staff are authorized to require additional information as needed.

Instructions

- Submit this form:
 - As a pdf attachment, by email to MandatorySoftStoryRetrofit@oaklandca.gov, with "Petition for Exemption form submittal" in the subject line, or
 - As a hardcopy by U.S. mail or in person to:
Mandatory Soft Story Retrofit Program
250 Frank H. Ogawa Plaza Suite 2340
Oakland, CA 94612
- To request a later Compliance Tier, do not use this form. Use the separate "Petition for Change of Compliance Tier" form.
- This form might require the certification of a California licensed design professional (architect, civil engineer, or structural engineer). When required, it is the building owner's responsibility to engage a qualified design professional.
- Terms shown in **bold, italic font** are defined in OMC Section 15.27.150. The definitions are provided after Part 2 below.
- Additional line-by-line explanations and examples are provided in a separate document, Petition-for-Exemption-Instructions, available at <https://www.oaklandca.gov/topics/SSRetrofit>.

PARCEL NUMBER _____

PROPERTY ADDRESS _____

OWNER(S) _____

	<u>Yes</u>	<u>No</u>
Does this petition replace or supplement a previously submitted petition for the same building?	<input type="checkbox"/>	<input type="checkbox"/>

PART 1 – CONTACT INFORMATION

Owner telephone _____

Owner email _____

Owner mailing address _____

Authorized agent (optional) _____

Agent telephone _____

Agent email _____

Agent mailing address _____

CONDOMINIUM OWNERS: Submit only one form with one set of contact information for each building. List all parcel numbers comprising the building here:

PARCEL NUMBER _____

PART 2 – WORKSHEET

1. Was the building originally constructed or permitted for construction before January 1, 1991, or designed based on an adopted version of the 1985 or earlier edition of the Uniform Building Code? Yes No

Notes: _____

- If Yes:** Continue to Question 2.
- If No:** The building is tentatively exempt from OMC Chapter 15.27.
 - Skip Questions 2 and 3.
 - Complete the Owner/Agent portion of Part 3.
 - Submit this petition form. Bureau of Building staff are authorized to require additional information as needed. If approved, the Bureau of Building will confirm the exemption in writing.

2. Does the building contain five or more **Dwelling Units**? Yes No

Notes: _____

- If Yes:** Continue to Question 3.
- If No:** The building is tentatively exempt from OMC Chapter 15.27.
 - Skip Question 3.
 - Complete the Owner/Agent portion of Part 3.
 - Submit this petition form. Bureau of Building staff are authorized to require additional information as needed. If approved, the Bureau of Building will confirm the exemption in writing.

Question 3 requires the input of a California licensed design professional (architect, civil engineer, or structural engineer). It is the building owner’s responsibility to engage a qualified design professional.

3. Does the building have a **Wood Frame Target Story**? Yes No

If No, indicate also which of these conditions is true:

- The building has no **Target Stories**.
- The building has one or more **Target Stories** but none is a **Wood Frame Target Story**.

Design Professional’s Notes: _____

- If Yes:** The building is subject to OMC Chapter 15.27. Do not submit this petition form.
- If No:** The building is tentatively exempt from OMC Chapter 15.27.
 - Complete all of Part 3.
 - Submit this petition form. Bureau of Building staff are authorized to require additional information as needed. If approved, the Bureau of Building will confirm the exemption in writing.

DEFINITIONS (OMC Section 15.27.150)

Dwelling Unit. A Dwelling Unit shall include any individual residential unit in a building with R-1 or R-2 occupancy, as well as any guest room, with or without a kitchen, in either a tourist or residential hotel or motel but shall not include a housekeeping room. Any unit occupied as a Dwelling Unit, whether approved or not approved for such use, shall be counted as a Dwelling Unit.

Target Story. A Target Story shall mean either (1) a basement story or underfloor area that extends above grade at any point or (2) any story above grade, where the wall configuration of such basement, underfloor area, or story is substantially more vulnerable to earthquake damage than the wall configuration of the story above, except that a story is not a target story if it is the topmost story or if the difference in vulnerability is primarily due to the story above being a penthouse or an attic with a pitched roof.

Wood Frame Target Story. A Wood Frame Target Story means a Target Story in which a significant portion of lateral or torsional story strength or story stiffness is provided by wood frame walls.

OMC Chapter 15-27: Petition for Exemption
Page 3 of 3

PARCEL NUMBER _____

PART 3 – DESIGN PROFESSIONAL & OWNER AFFIDAVIT

DESIGN PROFESSIONAL

Under penalty of perjury, I certify that the information provided in Part 2 of this petition is based on information provided by the Owner/Agent identified below, on my personal review of the building and its records, or on review by others acting under my direct supervision, and is correct to the best of my knowledge.

Date stamped and signed

Name

Firm name (optional)

Telephone

Email

[Professional Stamp Here]

OWNER / AGENT

Under penalty of perjury, I certify that the information provided in Part 1 of this petition is correct to the best of my knowledge.

- Owner
- Agent

Signature

Date

FOR BUREAU OF BUILDING USE ONLY

Form appears incomplete, or more information is needed regarding:

PART 2 – Worksheet

Pre-1991 or pre-1985 UBC

Dwelling Units

Wood Frame Target Story

PART 3 – Design Professional &
Owner/Agent Affidavits

The form appears complete and is assumed correct based on
Design Professional and Owner/Agent Affidavits.

Building is subject to OMC Chapter 15.27.

Building is exempt from OMC Chapter 15.27.

BOB Reviewer: _____

Date: _____