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CF 13-0964
 ITEM 19, COUNCIL 1/14/14
 CF 13-1357
 ITEM 20, COUNCIL 1/14/14
 CF 13-1357- S1
 ITEM 22, COUNCIL 1/14/14
 CF 13-0002-S135
 ITEM 23, COUNCIL 1/14/14
 CF 12-0661
 ITEM 24, COUNCIL 1/14/14
 CF 13-1433-S1
 ITEM 25, COUNCIL 1/14/14
 CF 13-1433
 ITEM 26, COUNCIL 1/14/14
 CF 13-1357-S2
 ITEM 27, COUNCIL 1/14/14

**STATEMENT of J.H. McQUISTON on
 CITY'S SEISMIC-SAFETY CODE**

Honorable President and Members of the Council:

We should recognize that **Public Safety is a primary City objective. The City is unsafe unless its Seismic Code provides adequate safety.** *City may not unload its responsibility for public-safety upon the State.*

I know as a Registered Professional the City's Seismic Code does not provide adequate safety.

I know California law does not excuse the City for not providing an adequate Seismic Code. *Seismic hazards are "local". Public Resources Code Sections 2621-2630 ("Alquist-Priolo") prescribes:*

"2624. Notwithstanding any provision of this chapter, **cities and counties may do any of the following:**

"(1) Establish policies and criteria which are stricter than those established by this chapter.

"(2) Impose and collect fees in addition to those required under this chapter.

"(3) Determine not to grant exemptions authorized under this chapter."

Constitution Article XI Sec 7 provides:

"A county or city may make and enforce within its limits all local, police, sanitary, and other laws not in conflict with general laws."

It is the City's duty to assure that its Seismic Code provides adequate safety for its inhabitants.

"Seismic safety" does not require impregnable buildings but does require reasonable-survivability of City's inhabitants after forecasted-level of seismic events. City now is non-compliant with reasonable forecasts.

Please do not continue to ignore Seismic Safety non-compliance. It must be corrected immediately.

Non-compliance is a substantial political issue.

Continued non-compliance unreasonably-threatens people's safety and our City's assets and survivability.

Respectfully submitted, J. H. McQuiston

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