

ORDINANCE NO. 01-2017

BOARD OF DIRECTORS
CAMBRIA COMMUNITY SERVICES DISTRICT
February 23, 2017

ORDINANCE AMENDING CHAPTER 6.04 OF THE CAMBRIA
COMMUNITY SERVICES DISTRICT MUNICIPAL CODE AND
ADOPTING AND AMENDING THE 2016 EDITION OF THE
CALIFORNIA FIRE CODE, THE 2015 EDITION OF THE INTERNATIONAL
WILDLAND URBAN INTERFACE CODE, THE 2013 NATIONAL
FIRE PROTECTION ASSOCIATION STANDARD 1144, AND THE 2015 EDITION OF
THE INTERNATIONAL PROPERTY MAINTENANCE CODE

BE IT ORDAINED by the Board of Directors of the Cambria Community Services District as follows:

Section 1. FINDINGS.

The Board of Directors of the Cambria Community Services District (hereinafter referred to as "CCSD" or the "District") hereby makes the following findings of fact:

- A. Section 13869 of the Health and Safety Code of the State of California, and Article 2 (commencing with section 50022) of Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code, and 61100(d) of the Government Code, authorize the Cambria Community Services District to adopt an Ordinance, which incorporates by reference fire prevention codes, and amendments.
- B. The California Code of Regulations/CA Buildings and Standards Code, Title 24, Part 9 which includes the California Fire Code, is adopted by order of the California Legislature with supplements published in intervening years.
- C. The latest edition of the California Buildings and Standards Code was published in 2016 year and has the force of law beginning **January 1, 2017.**
- D. This Ordinance will repeal the current fire codes and all other previously adopted fire codes and amendments. This Ordinance will adopt and amend the 2016 California Fire Code, the 2015 International Wildland Urban Interface Code as published by the International Code Council, the 2013 National Fire Protection Association Standard 1144 Standard for Reducing Structure Ignition Hazards from Wildland Fire, and the 2015 International Property Maintenance Code, and will include annual supplements and State amendments and errata.
- E. Pursuant to California Health and Safety Code Sections 13869.7, 17958.7 and 18941.5 the Board has adopted Resolution 06-2017 making specific findings that because of climatic, geological, and topographical conditions

that exist in Cambria, that the amendments to the adopted codes are necessary to protect the citizens' life, health, community, environment and property.

Section 2. AMENDMENT TO SECTION 6.04.010 OF THE CAMBRIA COMMUNITY SERVICE DISTRICT MUNICIPAL CODE

Section 6.04.010 of the Cambria Community Services District Municipal Code is hereby amended as follows:

“6.04.010 -- Adoption of the 2016 edition of the California Fire Code, the 2015 International Wildland Urban Interface Code, 2013 National Fire Protection Association Standard 1144 and the 2015 International Property Maintenance Code.

Except as provided in 6.04.040, all articles and appendices of the 2016 California Fire Code, which is based on the 2015 edition of the International Fire Code as published by the International Code Council, the 2015 edition of the International Wildland Urban Interface Code as published by the International Code Council, the 2013 edition of Standard 1144 Standard For Reducing Structure Ignition Hazards From Wildland Fire as published by the National Fire Protection Association and the 2015 International Property Maintenance Code as published by the International Code Council, are adopted, including annual supplements, State amendments and errata.”

Section 3. AMENDMENT TO SECTION 6.04.040 OF THE CAMBRIA COMMUNITY SERVICES DISTRICT MUNICIPAL CODE

Section 6.04.040 of the Cambria Community Services District Municipal Code is hereby amended as follows:

“6.04.040 -- Amendments and Exceptions to the 2016 California Fire Code (CFC), the 2015 International Wildland Urban Interface Code (IWUIC) and the International Property Maintenance Code (IPMC).

Pursuant to Resolution No. 01-2017, the Board of Directors of the Cambria Community Services District found that because certain local climatic, geological and topographical conditions exist within the District, more stringent building standards relating to fire and public safety than those standards adopted by the State Fire Marshal and contained in the California Building Standards Code are necessary for fire protection within the District. Resolution No. 01-2017 and the findings contained therein are hereby incorporated by this reference. The following amendments and exceptions to the California Fire Code, 2016 edition, are therefore hereby made:

1. CFC Section 101.1 Title: Insert the Cambria Community Services District.
2. CFC Section 103.2 Appointment. This Section is deleted in its entirety.
3. CFC Section 105.3.3 is amended as follows: Occupancy and use prohibited before approval. The building or structure shall not be occupied prior to the fire code official issuing a permit that indicates that applicable provisions of this code have been met. No appliance, device, equipment, or system shall be operated or used until the installation has been approved and permitted by the fire code official and all applicable provisions of this code have been met. It shall be the duty of the permit applicant or contractor or both to cause the work to remain accessible and

exposed for inspection purposes.

4. CFC Section 108.1 Board of Appeals Established is amended as follows: To determine the suitability of alternate materials and types of construction and to provide for reasonable interpretations of the provisions of this code, there shall be and hereby is created a Board of Appeals consisting of the five members of the Cambria CSD Board of Directors. When a Cambria CSD Fire Code Appeal Board is convened, the Board of Directors shall become members of the Cambria CSD Fire Code Appeal Board. The existing rules and regulations of the Cambria CSD Board of Directors shall apply for appeal proceedings under this code. All decisions and findings will be placed into writing and a copy sent to the Fire Chief and the appellant.
5. CFC Section 113.2 Fees- is amended as follows: Fees are specified in the Cambria Community Services District Fee Schedules for District Services, as adopted by resolution by the Board of Directors.
6. CFC Section 202, "General Definitions," the definition of "Alteration" is amended as follows: Alteration. Any construction change or renovation to an existing structure. Alterations include, but are not limited to, the addition or elimination of walls within the existing building envelope.
7. CFC Sections 202 and 302.1 Definitions – are amended to add the following definition: SKY LANTERN – An airborne lantern typically made of paper with a wood frame containing a candle, fuel cell composed of waxy flammable material or other open flame which serves as a heat source to heat air inside the lantern to cause it to lift into the air. Sky candles, fire balloons and airborne paper lanterns mean the same as sky lanterns.
8. CFC Section 308.1.6.3 Sky Lanterns – is amended to add the following section:

308.1.6.3 Sky Lanterns – The ignition and launching of sky lanterns is prohibited. Exceptions: Upon the approval of the fire code official, sky lanterns may be used under the following conditions:
 - (a). When necessary for religious or cultural ceremonies and adequate safeguards have been taken in the discretion of the fire code official.
 - (b). Sky lanterns shall be tethered in a safe manner to prevent them from leaving the area and must be constantly attended until extinguished.
9. CFC Section 307.1.1 Prohibited Open Burning- is amended as follows: All open burning, bonfires, warming fires, and debris fires are prohibited within the Cambria CSD jurisdictional boundaries, except as permitted and authorized by the Cambria Community Services District Fire Department and the San Luis Obispo County Air Pollution Control District. This amendment does not restrict barbecues or recreational fires in a permanent approved barbecue pit or a manufactured device designed for the purpose.
10. CFC Section 405.7 Initiation - is amended as follows: 405.7 Initiation. Where a fire alarm system is provided, emergency evacuation drills shall be initiated by activating the fire alarm system. Prior to initiating an alarm, the person initiating the alarm shall contact the fire alarm monitoring company and advise the company's dispatcher of the fire drill. In cases where the fire alarm system is not monitored by a central station, notification shall be provided to the fire department dispatch

center.

11. CFC Section 503.2.3 Fire Department Access Surface - is amended as follows: All fire apparatus access roads, must be able to support a **minimum of 40,000 pounds as certified by a licensed civil engineer.**
12. CFC Section 503.2.4 Fire Department Access Turning Radius - is amended as follows: The turning radius of a fire apparatus access road or driveway, shall be at least 28 feet inside radius and 48 feet outside radius.
13. CFC Section 503.2 "Specifications" is amended by addition thereto as follows:
503.2.7 Grade. The grade for all roads, streets, private lands and driveways shall not exceed 16 percent. Design criteria shall be in accordance with San Luis Obispo County Public Works public improvement standards. Roads 12%-16% shall be a nonskid asphalt or concrete surface as specified in San Luis Obispo County public improvement Standards, specifications and drawings.
14. CFC Section 503.4 Obstruction and Control of Fire Apparatus Access - is amended as follows: The Fire Chief and/or their authorized representatives, shall have the power and authority to remove or cause to remove, without notice, any vehicle or object parked or placed in violation of the California Fire Code. The owner of the vehicle or other object removed is responsible for all towing, storage and other charges incurred.
15. CFC Section 503.5 Required Gates or Barricades - is amended as follows: All motorized gates or barricades must have a system disconnect and a clearly understandable manual method of opening. All locks or other security devices must be either a Knox Company product or another similar system as approved by the Cambria CSD Fire Department.
16. CFC Section 505.1 Address Identification - is amended to read as follows: New and existing buildings shall have approved address identification. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall contrast with their back grounds and be reflective material. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. Each character shall be a minimum of: 6" inches for residential, 8" inches for commercial, and 10" inches high with a minimum stroke width on ½ inch. Where required by the fire code official, address identification shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road and the building address cannot be viewed from the public way, a monument, pole or other approved sign or means shall be used to identify the structure. When required by the fire code official, complexes with multiple buildings may be required to provide directories, premises maps and directional signs. The scale, design and location of directory signs shall be approved by the fire code official and be required to be illuminated.
17. CFC Section 603.4 Portable Un-vented Heaters - is amended as follows: Portable un-vented fuel-fired heating equipment shall be prohibited in all occupancies and in all groups. All flammable and combustible fueled heaters that are not vented to the outside of the building are included in this section.
18. CFC Section 903.2 Automatic Fire Sprinkler Systems, Where Required - is amended as follows: Section 903.2 "Where Required" is amended by deletion of

Sections 903.2 through 903.2.11.3. Section 903.2 is amended by addition thereto to add Table 903.1 – Automatic Fire Sprinkler System Requirements for NEW CONSTRUCTION and Table 903.2 – Automatic Fire Sprinkler System Requirements for EXISTING CONSTRUCTION, which tables are attached hereto and incorporated herein by this reference.

19. CFC Section 903.3.2 Quick Response and Residential Sprinkler locations - is amended as follows: All Group-R residences must have an approved automatic fire sprinkler head(s) installed in all attic or other areas where a forced air unit (FAU) or other open flame or heat producing device is located. An inspector's test valve must also be installed on all Group-R buildings at the point furthest opposite from where the fire sprinkler riser enters the building. Sprinkler heads and inspectors test valve locations are subject to approval by the Cambria CSD Fire Department.
20. CFC Section 907.1 Fire Alarm and Detection Systems General - is amended to read as follows: This section covers the application, installation, performance, and maintenance fire alarm systems and their components in new and existing buildings and structures. All new commercial building shall be installed with fire alarm systems. The requirements of Section 907.2 are applicable to new buildings and structures. The requirements of Section 907.9 are applicable to existing buildings and structures.
21. CFC Section 2306.2.3 Above Ground Tanks Located Outside, Above Grade - is amended as follows: Keep existing sub-sections 1 through 5 and add sub-section 6, as follows:
 6. All above ground liquid motor fuel tanks regardless of class of liquid or size must be permitted and approved by the Fire Chief or their designate.
22. CFC Section 5601.1 Explosives and Fireworks - is amended as follows: The discharge, possession and or storage of both Safe and Sane (California State Fire Marshal Approved) Fireworks as well as all illegal fireworks is prohibited, except for professional displays that are permitted and approved by the Fire Chief or their designate, in accordance with Title 19, California Code of Regulations, Chapter 6.
23. Section CFC 5609 is added to Chapter 56, Explosives and Fireworks to read as follows: Seizure of Fireworks. The Fire Chief or their designate shall have the authority to seize, take and remove fireworks stored, sold, offered for sale, used or handled in violation of the provisions of Title 19, California Code of Regulations, Chapter 6 and the California Health and Safety Code, Chapter 9. This shall include Safe and Sane fireworks as well as specified in amended Section 5601.
24. IWUIC Chapter 5 Table 502.1 Fire Hazard Severity: This table is eliminated.
25. IWUIC Chapter 5 Special Building Construction Regulations, Section 505 Class-2 Ignition Resistant Construction (505.2 only) and Section 506 Class-3 Ignition Resistant Construction (506.2 only) - are amended as follows: Roof Covering. Roofs shall have either a Class-A roof covering or a Class-A roof assembly. For roof coverings where the profile allows a space between the roof coverings and roof decking, the space at the eave ends shall be fire-stopped to preclude entry of flames or embers. Partial roof replacements are not allowed.
26. IWUIC Appendix-C (Fire Hazard Severity Form) - is eliminated in its entirety and is replaced as follows: In order to determine the applicable Fire Hazard Severity Class rating for construction within the CCSD the current Cambria CSD Fire

Wildland Fire Risk map will be utilized to determine the requirements for the ignition resistant class rating. When there is a conflict between California State severity zones and CCSD severity zone maps, the more stringent requirement shall be applied.

27. IPMC Section 101.1 Title - is amended by inserting "Cambria Community Services District"
28. IPMC Section 103.1 General - is amended to read as follows: The Cambria Community Services District Fire Department shall be responsible for property maintenance inspection and the Fire Chief or his or her designee shall be known as the code official.
29. IPMC Section 103.2 Appointment - is deleted.
30. IPMC Section 103.5 Fees - is amended to read as follows: Fees for activities and services performed by the Fire Department in carrying out its responsibilities under this code shall be those fees specified in the Cambria Community Services District Fee Schedules for District Services, as adopted by resolution by the Board of Directors.
31. IPMC Section 302.4 Weeds - is amended by inserting "four (4) inches" so that the first sentence reads as follows: Premises and exterior property shall be maintained free from weeds or plant growth in excess of a height of four (4) inches.
32. IPMC Section 304.14 Insect Screens - is amended so that the first sentence reads as follows: Every door, window and other outside opening required for ventilation of habitable rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged or stored shall at all times be supplied with approved tightly fitting screens of minimum 16 mesh per inch (16 mesh per 25 mm), and every screen door used for insect control shall have a self-closing device in good working condition.
33. IPMC Section 602.3 Heat Supply - is amended so that the first sentence reads as follows: Every owner and operator of any building who rents, leases or lets one or more dwelling units or sleeping units on terms, either expressed or implied, to furnish heat to the occupants thereof shall at all times supply heat to maintain a minimum temperature of 68°F (20°C) in all habitable rooms, bathrooms and toilet rooms.
34. IMPC Section 602.4 Occupiable Work Spaces – is amended so that the first sentence reads as follows: Indoor occupiable work spaces shall at all times be supplied with heat to maintain a minimum temperature of 65°F (18°C) during the period the spaces are occupied.

Section 4. REPEAL OF CONFLICTING ORDINANCES

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance or the Code or Standards that were previously adopted are hereby repealed.

Section 5. SEVERABILITY

If any section, subsection, subdivision, paragraph, sentence, or clause of this Ordinance or any part thereof is for any reason held to be unlawful, such decision shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The Board of Directors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, or clause thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, or clause be declared invalid or unconstitutional.

Section 6. DATE OF EFFECT

This Ordinance shall take effect and be in force from and after its approval, as provided by law. Within **thirty (30)** days of passage, this Ordinance shall be published one time in a newspaper of general circulation published within the Cambria Community Services District's jurisdictional boundaries, together with the names of said Board Members voting for and against the Ordinance.

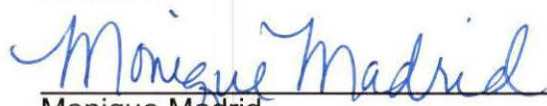
On the motion of Director Sanders, seconded by Director Bahringer, and the following roll call vote, to wit:

AYES: 5
NAYS: 0
ABSENT: 0


Ordinance No. 01-2017 is hereby adopted



Amanda Rice
President, Board of Directors

ATTEST:


Monique Madrid
District Clerk

APPROVED AS TO FORM:


Timothy J. Carmel
District Counsel