

ORDINANCE NO. 02-2019

BOARD OF DIRECTORS
CAMBRIA COMMUNITY SERVICES DISTRICT
DATE: NOVEMBER 14, 2019

**ORDINANCE AMENDING CHAPTER 6.04 OF THE CAMBRIA
COMMUNITY SERVICES DISTRICT MUNICIPAL CODE AND
ADOPTING AND AMENDING THE 2019 EDITION OF THE
CALIFORNIA FIRE CODE, THE 2018 EDITION OF THE INTERNATIONAL
WILDLAND URBAN INTERFACE CODE, AND THE 2018 NATIONAL
FIRE PROTECTION ASSOCIATION STANDARD 1144**

The Board of Directors of the Cambria Community Services District (CCSD) ordains as follows:

Section 1. Findings.

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

- A. Section 13869 of the Health and Safety Code of the State of California, 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 2019 and has the force of law beginning **January 1, 2020**.
- 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 2019 California Fire Code, the 2018 International Wildland Urban Interface Code as published by the International Code Council, and the 2018 National Fire Protection Association Standard 1144 Standard for Reducing Structure Ignition Hazards from Wildland Fire, 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 No. 39-2019 making specific findings that because of unique climatic, geological, and topographical conditions that exist in Cambria, that the amendments to the adopted codes are necessary to protect life, health, property and the environment of the citizens of Cambria.

Section 2. Amendment to Section 6.04.010 of the Cambria Community Service District Municipal Code

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

“6.04.010 -- Adoption of the 2019 edition of the California Fire Code, the 2018 International Wildland Urban Interface Code and the 2018 National Fire Protection Association Standard 1144.

Except as provided in 6.04.040, all articles and appendices of the 2019 California Fire Code, which is based on the 2018 edition of the International Fire Code as published by the International Code Council, the 2018 edition of the International Wildland Urban Interface Code as published by the International Code Council, and the 2018 edition of Standard 1144 Standard For Reducing Structure Ignition Hazards From Wildland Fire as published by the National Fire Protection Association, 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:

“Section 6.04.040 -- Amendments and Exceptions to the 2019 California Fire Code (CFC) and the 2018 International Wildland Urban Interface Code (IWUIC).

Pursuant to Resolution No. 39-2019, the Board of Directors of the Cambria Community Services District found that because certain unique 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 adequate fire protection within the District. Resolution No. 39-2019 and the findings contained therein are hereby incorporated herein by this reference. The following amendments and exceptions to the California Fire Code, 2019 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 104.1 General, is amended to add the following language: The Fire Chief and his/her designees shall have the authority of Peace Officers or Public Officers pursuant to the California Penal Code Sections 830.37(a) and 830.37(b) in the performance of their duties under the California Fire Code and all other adopted Fire and Life Safety codes.
4. CFC Section 105.3.3 Occupancy Prohibited Before Approval, 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.

5. CFC Section 106.1 Fees, is amended as follows: Fees are specified in the Cambria Community Services District Fee Schedule for District Services, as adopted by resolution by the Board of Directors.
6. CFC Section 109.1 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.
7. 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.
8. 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.
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 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.
11. CFC Section 311.1.3 Securing Premises, is added as follows: The owner, occupant or other persons having under their control of any property, or materials on property, damaged by fire, when access by the public is possible, shall secure the property either by boarding up all openings, fencing, barricading or other appropriate measures as directed by the Fire Chief within 24 hour of the incident.
12. CFC Section 405.7 Initiation, is amended to read as follows: 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.

13. CFC Section 503.2.3 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.**
14. CFC Section 503.2.4 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.
15. CFC Section 503.2.7 Grade, is amended as follows: 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.
16. CFC Section 503.2.9 Driveway, is added as follows: Driveway specifications shall be provided for the fire plan review process.
17. CFC Section 503.2.9.1 Driveway Width for High and Very High Fire Severity Zones, is added as follows:

Length	Required Width
0-199'	12'
Greater than 200'	14"

18. CFC Section 503.2.9.2 Turnarounds, is added as follows: Turnarounds must be provided if driveway exceeds 300 feet, and shall be within 50 of the building. For driveways exceeding 300 feet, a turnaround shall be at the building site and must be within 50 of the dwelling. For driveways exceeding 800 feet, turnouts shall be provided no more than 400 feet apart. Driveways exceeding 150 feet in length, but less than 800 feet in length, shall provide a turnout near the midpoint of the driveway.
19. CFC Section 503.2.9.3 Turnouts, is added as follows: A turnout shall be provided near the midpoint and shall be a minimum of 10 feet wide and 30 feet long with a minimum 25 foot taper on each end.
20. CFC Section 503.4 Obstruction of Fire Apparatus Access Roads, is amended as follows: Fire apparatus access roads shall not be obstructed in any manner, including the parking of vehicles. 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.
21. 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.

22. 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 height of: 6” inches for residential, 8” inches for commercial, and 10” for industrial, 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.
23. CFC Section 603.4 Portable Unvented Heaters, is amended as follows: Portable unvented 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.
24. 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.
25. CFC Section 903.3.2 Quick-Response and Residential Sprinklers, 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.
26. CFC Section 903.3.7 Fire Department Connections, is amended as follows: Fire department connections for automatic sprinkler systems shall be installed in accordance with Section 912. Connections shall be located on the addressed side of the building and within 150 feet of a fire hydrant, with the exact location to be specified by the Fire Chief. The Fire Chief may require connections in locations other than the addressed side when necessary due to response needs or unusual building configuration.
27. CFC Section 903.3.8.6 Exterior Notification, is added as follows: All fire sprinkler systems including NFPA 13, 13D, and 13R shall provide a local water flow alarm.
28. 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 and industrial 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.

29. CFC Section 907.10.1 False Alarms, is added as follows: False alarms exceeding 3 per calendar year are subject to citation and cost recovery.
30. CFC Section 2306.2.3 Above-ground tanks located outdoors, above grade is amended by adding subsection 6 to read 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 his or her designee.
31. CFC Section 5601.1 Scope, 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 his or her designee, in accordance with Title 19, California Code of Regulations, Chapter 6.
32. Section CFC 5609, is amended to read: Seizure of Fireworks. The Fire Chief or his or her designee 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.
33. IWUIC Chapter 5 Table 502.1 Fire Hazard Severity: This table is eliminated.
34. IWUIC Section 504.1 General, is amended as follows: Class 1 ignition-resistant construction shall be required for all new and remodel construction and shall be in accordance with Sections 504.2 through 504.11.
35. IWUIC Section 505 Class 2 Ignition-Resistant Construction: This section is deleted in its entirety.
36. IWUIC Section 506 Class 3 Ignition-Resistant Construction: This section is deleted in its entirety.
37. 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."

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 _____, seconded by Director _____, and the following roll call vote, to wit:

AYES:
NOES:
ABSENT:

Ordinance No. 02-2019 is hereby adopted.

President, Board of Directors

ATTEST:

Monique Madrid
District Clerk

APPROVED AS TO FORM:

Timothy J. Carmel
District Counsel
