

CAMBRIA COMMUNITY SERVICES DISTRICT

TO: Board of Directors

AGENDA NO. **7.B.**

FROM: Ray Dienzo, Acting General Manager
Justin Vincent, Fire Chief

Meeting Date: April 13, 2023

Subject: Public Hearing and Consideration of Adoption of Ordinance 01-2023 – An Ordinance of the Board of Directors of the Cambria Community Services District Amending Chapter 6.04 of the Cambria Community Services District’s Municipal Code and Adopting and Amending the 2022 California Fire Code and the 2021 International Wildland Urban Interface Code

RECOMMENDATIONS:

Staff recommends that the Board of Directors:

1. Open the Public Hearing.
2. Receive public testimony on the adoption of Ordinance 01-2023 Amending Chapter 6.04 of the Cambria Community Services District’s Municipal Code and Adopting and Amending the 2022 California Fire Code and the 2021 International Wildland Urban Interface Code.
3. Close the Public Hearing
4. Read by title only, waive further reading, and adopt Ordinance 01-2023.
5. Direct that Ordinance 01-2023 and all appropriate and required documentation be submitted to the County of San Luis Obispo for ratification by the Board of Supervisors, as required by the California Health and Safety Code.

FISCAL IMPACT:

No fiscal impact is anticipated related to the adoption of the updated California Fire Code, International Wildland Urban Interface Code or associated local amendments.

DISCUSSION:

As part of the process of adopting and amending the 2022 California Fire Code and the 2021 International Wildland Urban Interface Code at its February 16, 2023 meeting, the Board of Directors adopted Resolution 13-2023 and introduced Ordinance 01-2023 (copies attached). In accordance with the requirements of Health and Safety Code Sections 13869.7, 17958.7 and 18941.5, Resolution 13-2023 made certain required findings based upon climatic, geographical and topographical conditions in Cambria in support of the adoption of more restrictive fire and life safety standards and requirements than those contained in the State’s Fire Code. Ordinance 01-2023, which will adopt and amend the 2022 California Fire Code and the 2021 International Wildland Urban Interface Code, is now being presented to the Board of Directors for adoption. The new State Fire Code went into effect on January 1, 2023.

Community service districts are authorized by Government Code Section 61100(d) to provide fire protection services, pursuant to the provisions of Health and Safety Code Section 13800, et seq.

Health and Safety Code Section 13869.7 provides the procedure for adopting amendments to the State codes, which includes the requirement that the ordinance be submitted to the County prior to noticing a proposed ordinance for public hearing, as well as submittal of the ordinance after adoption to the County Board of Supervisors for formal ratification. The adoption of codes by reference is also subject to the requirements of Government Code Section 50022.1, et seq. The adoption procedure is somewhat different than the procedure that otherwise applies to the adoption of an ordinance. Pursuant to Government Code Section 50022.3, after the introduction of the ordinance, a noticed public hearing is to be scheduled and held. Resolution 13-2023 and proposed Ordinance 01-2023 were submitted to the County after the Board's March 16, 2023 meeting and a notice of public hearing has been published for today's public hearing as required by law.

Ordinance 01-2023 amends provisions in Chapter 6.04 of the CCSD Municipal Code, readopts prior and pertinent amendments to the previous version of the California Fire Code, the International Wildland Urban Interface Code, and makes a number of technical amendments that were also adopted by San Luis Obispo County as part of their adoption of the 2022 California Fire Code — this was to ensure that the CCSD's Code is consistent with the County's requirements.

Adoption of Ordinance 01-2023 will be followed by a submittal to the County for ratification by the Board of Supervisors. Thereafter, it will be sent to the California Building Standards Commission for official filing. Upon filing with the State, the new regulations and standards will be fully enforceable within the Cambria Community Services District.

Attachments: Ordinance 01-2023
Exhibit A to Resolution 13-2023