

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

442



FROM: FIRE

SUBMITTAL DATE:
January 20, 2011

SUBJECT: Ordinance No. 787.6 Amending Ordinance No. 787 in its Entirety and Replacing it with Language Adopting the 2010 California Fire Code as Amended

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Introduce and adopt on successive weeks Ordinance No. 787.6, an ordinance amending Ordinance No. 787 in its entirety and replacing it with language adopting the 2010 California Fire Code as amended;
- 2) Find that the adoption of Ordinance No. 787.6 is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment;
- 3) Direct the Clerk of the Board to file a Notice of Exemption with the County Clerk for posting.

BACKGROUND: continued on next page

John R. Hawkins, County Fire Chief

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	10/11

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

BY: Robert Tremaine

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Buster and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and that the above ordinance is approved as introduced with waiver of reading.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: February 8, 2011
 xc: Fire, Recorder, COB

Kecia Harper-Ihem
 Clerk of the Board
 By: Deputy

Prev. Agn. Ref.: 11-9-10 (3.7) | **District:** All | **Agenda Number:**

3.22

FORM APPROVED COUNTY COUNSEL
BY: MICHELLE CLACK
DATE: 1/27/11

Departmental Concurrence

Policy
 Policy
 Consent
 Consent
 Dep't Recomm.:
 Per Exec. Ofc.:

Form 11 – Ordinance No. 787.6 Amending Ordinance No. 787 in its Entirety and Replacing it with Language Adopting the 2010 California Fire Code as Amended

January 20, 2011

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BACKGROUND (cont'd from page 1):

On November 9, 2010, the Board of Supervisors ordered the initiation of Ordinance No. 787.6 to adopt the 2010 California Fire Code. The 2010 California Fire Code took effect on January 1, 2010, and updates the 2007 California Fire Code to include requirements that increase fire resistance in buildings and homes.

Ordinance No. 787.6 adopts the 2010 California Fire Code with amendments pursuant to Health and Safety Code Sections 17958 and 17958.7, which allows the County to require more restrictive development standards based on findings related to local climatic, topographical and geological conditions. These findings are made in Section 1 of Ordinance No. 787.6 and in Attachment A prepared by the Fire Department, which is attached hereto and incorporated herein by this reference.

Ordinance No. 787.6 cites specific sections in the 2010 California Fire Code that are being amended by the ordinance. Where Ordinance No. 787.6 amends a specific section by deleting it entirely and replacing it with new language, only the specific section referenced in Ordinance No. 787.6 is being amended. Those sections not specifically referenced remain in effect.

Ordinance No. 787.6 is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. The proposed ordinance amendment merely adopts the 2010 California Fire Code, as amended. Any actual project proposed by property owners will have to undergo its own CEQA analysis.