

CITY OF GARDEN GROVE

INTER-DEPARTMENT MEMORANDUM

To: Matthew Fertal

From: Dave Bertka

Dept: City Manager

Dept: Fire

Subject: AMENDMENTS TO GARDEN GROVE
MUNICIPAL CODE ADOPTING BY
REFERENCE PORTIONS OF THE
2007 CALIFORNIA FIRE CODE

Date: September 23, 2008

OBJECTIVE

To introduce an Ordinance adopting by reference portions of the California Fire Code, 2007 Edition.

BACKGROUND

The City periodically adopts by reference into the Municipal Code portions of certain State codes, such as the Building, Fire and Plumbing Codes, among others. In reviewing the State Fire Code, staff has determined that additional portions of the State Fire Code should be adopted by the City. These additional portions include Appendix Chapter 1, Appendix Chapter 4 and Appendices D, F and H.

Appendix Chapter 1 will assist in the operation of the fire prevention bureau by providing for right of entry, issuance of permits and violation notices and facilitating fire investigation. Appendix Chapter 4 will incorporate state fire safety requirements for residential care facilities. Appendices D, F and H will provide for fire apparatus access, hazardous materials identification and hazardous materials disclosure documents.

These additions to the Municipal Code will assist staff in continuing to provide first class fire protection services to the community.

FINANCIAL IMPACT

There is no financial impact.

COMMUNITY VISION IMPLEMENTATION

The Fire Department assures public safety in part by enforcing State and local codes, which are designed to keep building occupants safe in the event of an emergency.

RECOMMENDATION

It is recommended that the City Council:

- Conduct the public hearing on the attached ordinance adopting Appendix Chapters 1 and 4, and Appendices D, F, and H of the California Fire Code, 2007 Edition;
- Read the ordinance by title only, waive further reading and introduce the attached ordinance adopting by reference portions of the California Fire Code, 2007 Edition.



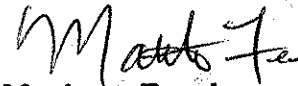
DAVE BERTKA
Fire Chief



By: SABRINA SOLTIS
Senior Fire Protection Specialist

Attachment: Proposed Ordinance

Approved for Agenda Listing



Matthew Fertal
City Manager

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING BY REFERENCE APPENDIX CHAPTERS 1 AND 4 AND APPENDICES D, F, AND H OF THE CALIFORNIA FIRE CODE, 2007 EDITION AND REPEALING SECTION 060 OF CHAPTER 32 OF TITLE 18 OF THE GARDEN GROVE MUNICIPAL CODE

City Attorney's Summary

This Ordinance amends Title 18 of the Garden Grove Municipal Code to adopt, by reference, portions of the California Fire Code. These additions will facilitate the operation of the City's fire prevention bureau.

THE CITY COUNCIL OF THE CITY OF GARDEN GROVE FINDS AND DETERMINES AS FOLLOWS:

Whereas, the City Council of the City of Garden Grove periodically adopts portions of the California building codes, such as the California Building, Fire and Plumbing Codes, into the Municipal Code;

Whereas, additional portions of the California Fire Code, 2007 Edition, should be adopted to provide maximum flexibility for City Fire Department activities;

Whereas, a duly noticed public hearing has been conducted and concluded prior to the adoption of this Ordinance; and

Whereas, all legal prerequisites to the adoption of this Ordinance have occurred.

THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 010 of Chapter 04 of Title 18 of the Garden Grove Municipal Code is hereby amended in its entirety to read as follows:

"Section 010: Codes Designated – Filing:

The California Building Code, 2007 Edition, including appendices H, I, J; California Electrical Code, 2007 Edition; California Mechanical Code, 2007 Edition, including appendices A - D; California Plumbing Code, 2007 Edition, including appendices A, B, D, I, K and L; California Energy Code, 2007 Edition; California Fire Code, 2007 Edition, including Appendix Chapters 1 and 4 and appendices B, C, D, E, F and H; and California Reference Standards Code, 2007 Edition as adopted into the California Code of Regulations, Title 24, Parts 2 through 6, 9 and 12 respectively; Uniform Administrative Code, 1997 Edition; Uniform Housing Code, 1997 Edition;

Uniform Code For The Abatement Of Dangerous Buildings, 1997 Edition; Uniform Building Security Code, 1997 Edition; and Uniform Swimming Pool, Spa, And Hot Tub Code, 2006 Edition are hereby adopted by reference as the Building Codes and Regulations of the City of Garden Grove, together with amendments, additions, deletions and exceptions set forth in Chapters 18.08 through 18.52 below.”

SECTION 2. Section 060 of Chapter 32 of Title 18 of the Garden Grove Municipal Code is hereby repealed in its entirety.

SECTION 3. Severability. If any section, subsection, subdivision, sentence, clause, phrase, word or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each other section, subsection, subdivision, sentence, clause, phrase, word or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, words or portions thereof be declared invalid or unconstitutional.

SECTION 4. The City Clerk shall certify to the adoption of this Ordinance and cause the same to be posted at the duly designated posting places within the City and published once within fifteen days after passage and adoption as may be required by law; or, in the alternative, the City Clerk may cause to be published a summary of this Ordinance and a certified copy of the text of this Ordinance shall be posted in the Office of the City Clerk five days prior to the date of adoption of this Ordinance; and, within fifteen days after adoption, the City Clerk shall cause to be published, the aforementioned summary and shall post a certified copy of this Ordinance, together with the vote for and against the same, in the Office of the City Clerk.