



DATE: November 16, 2022

TO: Mayor and Members of the City Council

FROM: John R. Gillison, City Manager

INITIATED BY: Mike McCliman, Fire Chief
Rob Ball, Fire Marshal

SUBJECT: Consideration of a Resolution Ratifying Ordinance No. FD-58 of the Rancho Cucamonga Fire Protection District, the District's Adoption by Reference of the 2022 California Fire Code, with Errata, Together with Certain Changes, Modifications, Amendments, Additions, Deletions, and Exceptions; Providing for the Issuance of Permits and Collection of Fees; and Repealing Conflicting Ordinances. **(RESOLUTION NO. 2022-143)** (CITY)

RECOMMENDATION:

Staff recommends that the City Council approves a Resolution that ratifies the Fire District's Ordinance No. FD 58, which adopted the 2022 California Fire Code with certain amendments and which provides for the issuance of permits and the collection of fees. It is further recommended that the City Council delegates the authority to enforce the Fire Code to the Fire Chief of the Rancho Cucamonga Fire Protection District.

BACKGROUND:

Section 13869.7 of the California Health and Safety Code requires the City Council to ratify, modify, or deny Fire District ordinances that will apply within the City of Rancho Cucamonga that contain building standards relating to fire and panic safety that are more stringent than the building standards adopted by the State Fire Marshal. Section 13869.7(h) of the California Health and Safety Code further requires the City Council, upon ratification of such an ordinance, to delegate the enforcement of the ordinance to either the chief of the fire protection district or the building official of the City.

ANALYSIS:

The City of Rancho Cucamonga and the Rancho Cucamonga Fire District are separate legal entities with the City being within the boundaries of the Fire District. Since the Fire District provides emergency and non-emergency services to the City, the California Health and Safety Code requires the Fire District to transmit all of its adopted ordinances to the City for an official legislative action. The City Council has the option to ratify, modify, or deny a District adopted ordinance. This proposed resolution will ratify the Fire District's fire code adoption ordinance and make Ordinance No. FD 58 the fire code for the City of Rancho Cucamonga.

In cases where the ordinance in question puts into effect building and construction standards and provisions, the Health and Safety Code requires the affected City to delegate enforcement of those provisions to either the Building Official of the City or the Chief of the Fire District that has

jurisdiction. Historically, the City Council has always delegated enforcement of the fire code and its amendments to the Chief of the Fire District. This resolution proposes to make that delegation again for the 2022 code cycle.

FISCAL IMPACT:

This resolution serves an administrative function required by State law and does not have a fiscal impact.

COUNCIL MISSION / VISION / VALUE(S) ADDRESSED:

Ratifying the 2022 California Fire Code as adopted by the Fire District, which includes amendments specific to the conditions and values of Rancho Cucamonga, supports the Council's vision of ensuring Rancho Cucamonga's continued success as a world class community that is an equitable, sustainable, and vibrant city, rich in opportunity for all to thrive and affirms the following stated values of the City Council:

- Providing and nurturing a high quality of life for all.
- Promoting and enhancing a safe and healthy community for all.
- Building and preserving a family-oriented atmosphere.
- Relentless pursuit of improvement.

ATTACHMENTS:

Attachment 1 - Resolution