

ORDINANCE NO. 11083
(New Series)

AN ORDINANCE AMENDING CHAPTER V, ARTICLE 5, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTION 55.34.1 RELATING TO THE RECOVERY OF THE COST OF THE FIRE DEPARTMENT PERFORMING STATE-MANDATED INSPECTION OF DAY CARE, SUPERVISION AND OTHER SIMILAR FACILITIES.

WHEREAS, a Council conference on Fire Permit Fees was held on March 28, 1973; and

WHEREAS, the State of California requires that certain facilities and occupancies shall be inspected and cleared by the Fire Chief or his authorized representative; and

WHEREAS, such inspections and clearances require extraordinary Fire Department services; and

WHEREAS, the City Manager has recommended recovery of costs incurred by providing extraordinary Fire Department services; and

WHEREAS, the owners and operators of such facilities or occupancies should bear the costs incurred in providing such extraordinary Fire Department services; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

SEC. 55.34.1 APPLICATION AND INSPECTION FOR VERIFICATION OF CONFORMANCE

(a) The Chief or his authorized representative shall upon application inspect any building or structure used or intended for occupancies required by the State of California to have a Verification of Conformance to fire safety standards.

Applications for the Verification of Conformance shall be accompanied by the applicable nonreturnable fee.

MICROFILMED
MAY 1 1978

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Where the building or structure inspected fails to conform to the applicable fire safety standards, the Chief or his authorized representative will, upon notification by the owner or operator of the occupancy that the deficiencies have been corrected, conduct an additional inspection.

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^{Not}
~~Not~~ more than two (2) such additional inspections for conformance shall be made for any one application and fee.

A new application together with the applicable fee must be submitted whenever the building or structure has failed to conform after the total of three (3) inspections allowed on any one application have been conducted.

When the Chief or his authorized representative determines the building or structure conforms to the applicable fire safety standards, he shall issue to the applicant a Verification of Conformance. The Verification of Conformance expires one (1) year from the date of issuance unless revoked sooner by the Chief for intervening nonconformance.

(b) Inspection Fees

Inspection fees for the inspection of buildings or structures used or intended for occupancies of the types set forth below shall be as follows:

DAY CARE FACILITIES

Facilities operated as nonresident day care and supervision such as day nurseries for children of working mothers, nursery schools for children under minimum age

admission to public schools, parent-cooperative nursery schools, play groups for pre-school children, programs giving after-school care to school children and all other similar day care programs, each accommodating more than six (6) children:

7 to 10 persons	\$15.00	
11 to 20 persons	25.00	
21 to 30 persons	30.00	
31 to 40 persons	35.00	
41 to 50 persons	40.00	
51 to capacity	40.00	plus \$.50 per occupant based on occupant load request per license

24-HOUR CARE FACILITIES

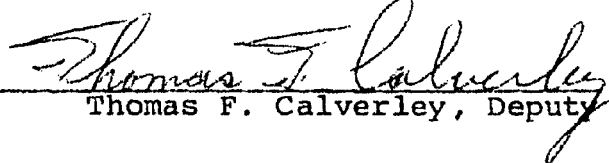
Facilities operated as foster homes, certified family care homes, out-of-home placement facilities, halfway houses, hospitals, convalescent hospitals, sanitoriums, aged boarding homes or any similar facilities housing more than six (6) persons of any age on a 24-hour basis:

7 to 10 persons	\$15.00	
11 to 20 persons	30.00	
21 to 40 persons	45.00	
41 to 60 persons	60.00	
61 to 80 persons	75.00	
81 to capacity	75.00	plus \$.75 per occupant based on occupant load request per license

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By


Thomas F. Calverley, Deputy

MICROFILMED
MAY 1 1978

DJS:TFC:cav
Revised
5/22/73

Passed and adopted by the Council of The City of San Diego on _____, by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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1973 MAY 25 AM 11:18

SAN DIEGO, CALIF.

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By *Mary Anne Mease*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

MAY 31 1973

JUN 1, 1973

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By *Mary Anne Mease*, Deputy.

MICROFILMED

MAY 1 1978

Office of the City Clerk, San Diego, California

Ordinance Number **11083** Adopted

ATTORNEY (S)

CITY OF SAN DIEGO
202 C Street
12th Floor
San Diego, California 92101

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CERTIFICATE OF PUBLICATION

No. _____

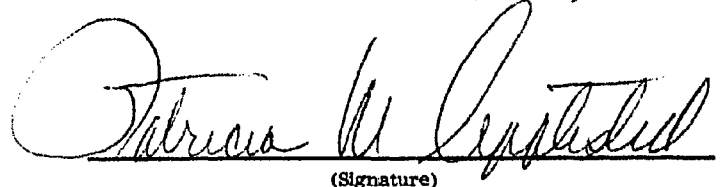
IN THE MATTER OF
RELATING TO THE RECOVERY OF THE COST OF THE FIRE
DEPARTMENT PERFORMING STATE-MANDATES INSPECTION
OF DAY CARE, SUPERVISION AND OTHER SIMILAR FACILITIES

I, Patricia M. Applestill hereby certify that **San Diego Daily Transcript** is a daily newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of San Diego, County of San Diego, State of California; that I am the **principal** clerk of said newspaper; that the

ORDINANCE NO. 11083 (NEW SERIES)

is a true and correct copy of which this certificate is annexed and was published in said newspaper on June 21, 1973

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California, on June 22, 1973



(Signature)

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ORDINANCE NO. 11083

(New Series)

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WHEREAS, a Council conference on Fire Permit Fees was held on March 28, 1973; and

WHEREAS, the State of California requires that certain facilities and occupancies shall be inspected and cleared by the Fire Chief or his authorized representative; and

WHEREAS, such inspections and clearances require extraordinary Fire Department services; and

WHEREAS, the City Manager has recommended recovery of costs incurred by providing extraordinary Fire Department services; and

WHEREAS, the owners and operators of such facilities or occupancies should bear the costs incurred in providing such extraordinary Fire Department services; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, as follows:
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A new application together with the applicable fee must be submitted whenever the building or structure has failed to conform after the total of three (3) inspections allowed on any one application have been conducted.

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7 to 10 persons	\$15.00
11 to 20 persons	25.00
21 to 30 persons	30.00
31 to 40 persons	35.00
41 to 50 persons	40.00
51 to capacity	40.00

plus \$5.00 per occupant based on occupant load request per license

24-HOUR CARE FACILITIES

Facilities operated as foster homes, certified family care homes, out-of-home placement facilities, halfway houses, hospitals, convalescent hospitals, sanatoriums, aged boarding homes or any similar facilities housing more than six (6) persons of any age on a 24-hour basis:

7 to 10 persons	\$15.00
11 to 20 persons	30.00
21 to 40 persons	45.00
41 to 60 persons	60.00
61 to 80 persons	75.00
81 to capacity	75.00

plus \$7.50 per occupant based on occupant load request per license

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced on May 31, 1973.

Passed and adopted by the Council of The City of San Diego on June 14, 1973.

AUTHENTICATED BY:

PETE WILSON,
Mayor of The City of San Diego, California.
EDWARD NIELSEN,
City Clerk of The City of San Diego, California.
By MARY ANNE MEASE, Deputy.

(SEAL)
Published June 21, 1973

C-818