

ORDINANCE NO. 11084
(New Series)

AN ORDINANCE AMENDING CHAPTER V, ARTICLE 5, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTIONS 55.1.16, 55.1.31, 55.26.14 AND 55.27.38 BY AMENDING SECTIONS 1.16, 1.31, 26.14 AND 27.38, RESPECTIVELY, OF THE UNIFORM FIRE CODE AS ADOPTED BY SECTION 55.1 OF THE SAN DIEGO MUNICIPAL CODE, RELATING TO FIRE INSPECTIONS, STANDBY FIREMEN AND APPLICATIONS FOR PERMITS.

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

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

WHEREAS, owners or operators of occupancies requiring or requesting inspections under these sections are responsible for the conditions which require such extraordinary Fire Department services; and

WHEREAS, the general taxpayer should not be burdened by the cost of providing such extraordinary services; NOW, THEREFORE,

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

Section 1. That Chapter V, Article 5, of the San Diego Municipal Code be amended by adding Sections 55.1.16, 55.1.31, 55.26.14 and 55.27.38 to read as follows:

SEC. 55.1.16 Section 1.16 of the Uniform Fire Code Amended

Section 1.16 INSPECTIONS

(a) The Fire Department shall inspect, as often as may be necessary all buildings and premises, including such other

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hazards or appliances, as the Chief may designate for the purpose of ascertaining and causing to be corrected any conditions which would reasonably tend to cause fire or contribute to its spread, or any violation of the purpose or provisions of this Code and of any other law or standard affecting fire safety.

(b) Inspections of buildings and premises not otherwise required by this Code may be conducted by the Fire Department upon request. Such inspections on request must be with the permission of the owner or occupants of the building or premises to be inspected. A nonreturnable fee of \$15.00 must accompany any request for such inspection not otherwise required by this Code.

SEC. 55.1.31 Section 1.31 of the Uniform Fire Code Amended
Section 1.31 APPLICATION FOR PERMIT

(a) A separate application for each permit required by this Code shall be made to the Bureau of Fire Prevention in such form and detail as it shall prescribe. Applications for each permit shall be accompanied by such plans as required by the Bureau and by the applicable nonreturnable fee.

(b) Permit Fee Schedule

The applicable annual or per event fees for particular activities or conditions requiring permits under this Code are set forth below:

FIRE PERMIT FEE SCHEDULE

	<u>Annual</u>	<u>Per Event</u>
Aircraft Service or Repair Permit	\$25.00	

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	<u>Annual</u>	<u>Per Event</u>
Aircraft Refueler Permit	\$25.00	
Bowling Alley Refinishing		\$15.00
Bowling Pin Refinishing Permit		15.00
Cellulose Nitrate Film Handling	20.00	
Cellulose Nitrate Film Storage	20.00	
Cellulose Nitrate Plastics Handling	20.00	
Cellulose Nitrate Plastics Manufacturing	20.00	
Cellulose Nitrate Plastics Storage	20.00	
Christmas Tree Fire-Resistive Treatment		15.00
Combustible Fibers Handling	15.00	
Combustible Fibers Storage	15.00	
Compressed Gas Handling and Use:		
Nonflammable 6,000 to 12,000 cubic feet aggregate	15.00	
Nonflammable 12,001 feet or more aggregate	20.00	
Flammable 2,000 to 6,000 cubic feet aggregate	20.00	
Flammable 6,001 cubic feet ^{or} per more aggregate	25.00	
Compressed Gas Storage:		
Nonflammable 6,000 to 12,000 cubic feet aggregate	15.00	
Nonflammable 12,001 feet or more aggregate	20.00	
Flammable 2,000 to 6,000 cubic feet aggregate	20.00	

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	<u>Annual</u>	<u>Per Event</u>
Flammable 6,001 cubic feet or more aggregate	\$25.00	
Exhibit, Fair, Trade Show, Concert, Convention or Vehicle Show		\$40.00
Explosives Permits to:		
Dispose	25.00	
Manufacture	25.00	
Receive	25.00	
Sell	25.00	
Storage	25.00	
Transport	25.00	
Use		50.00
Fire Signaling Device Permit to Sell	25.00	
Fireworks Display		15.00
Flammable or Combustible Liquid Handling (Above-Ground Storage):		
60 gallons or less aggregate	15.00	
61 gallons to 10,000 aggregate	25.00	
10,001 gallons to 20,000 aggregate	50.00	
20,001 gallons or more aggregate	100.00	
Flammable or Combustible Liquid Storage (Above-Ground Storage):		
60 gallons or less aggregate	15.00	
61 gallons to 10,000 aggregate	25.00	
10,001 gallons to 20,000 aggregate	50.00	
20,001 gallons or more aggregate	100.00	

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	<u>Annual</u>	<u>Per Event</u>
Flammable or Combustible Liquid Use		
(Above-Ground Storage):		
60 gallons or less aggregate	\$15.00	
61 gallons to 10,000 aggregate	25.00	
10,001 gallons to 20,000 aggregate	50.00	
20,001 gallons or more aggregate	100.00	
Flammable Finishes Dipping	20.00	
Flammable Finishes Spraying	20.00	
Flammable Liquid Tank Vehicle	15.00	
Fruit Ripening Process	20.00	
Fumigation or Thermal Insecticidal Fogging	25.00	
Fumigation or Thermal Room	25.00	
Grain Elevator Permit to Operate	15.00	
Hazardous Chemical Handling	25.00	
Hazardous Chemical Storage	25.00	
Hazardous Chemical Transportation	25.00	
Industrial Oven Operating	15.00	
Installation of Underground Flammable and Combustible Liquid Tanks	15.00	
Junk Yard	20.00	
Liquified Petroleum Gas Storage	15.00	
Lumber Storage	20.00	
Magnesium Machining/Grinding	15.00	
Magnesium Melting/Casting	15.00	
Match Manufacturing	15.00	
Match Storage	15.00	
Mechanical Refrigeration Permit to Operate	15.00	
Milling Plant	15.00	

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	<u>Annual</u>	<u>Per Event</u>
Motor Vehicle Repair Garages	\$15.00	
Oil Well	100.00	
Organic Coating Manufacturing	25.00	
Public Assembly Operational:		
Occupant Load 99 or less	20.00	
Occupant Load 100 or more	100.00	
Pulverizing Plant	15.00	
Removal or Abandonment of Flammable or Combustible Liquid Tanks	20.00	
Tent Permit to Operate and Erect		\$20.00
Tire Rebuilding	15.00	
Vehicle Fueling Station	15.00	
Waste Material	20.00	
Wrecking Yards	20.00	

Where the annual or per event inspection fee is not otherwise specified it shall be \$15.00.

(c) Fees for permits required under this Code are waived for and need not accompany applications made by governmental agencies and nonprofit organizations whose nonprofit status is listed and declared by the State of California.

(d) Whenever an applicant requiring more than one permit shall submit such multiple applications at one time, then the total fee due shall be the highest applicable single fee plus fifty percent (50%) of the remaining applicable fees.

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SEC. 55.26.14 Section 26.14 of the Uniform Fire Code Amended
Section 26.14 STANDBY FIREMEN

(a) Whenever, in the opinion of the Chief, it is essential for public safety in any place of public assembly or any other place where people congregate, due to the number of persons, or the nature of the performance, exhibition, display, contest or activity; the owner, agent or lessee shall employ one or more experienced firemen, as required and approved by the Chief to be on duty at such place. Said firemen shall be subject to the Chief's orders at all times when so employed, and shall be in uniform and remain on duty during the times such places are open to the public, or when such activity is being conducted. Before each performance or the start of such activity, said firemen shall inspect the required fire appliances provided, to see that they are in proper place and in good working order, and shall keep diligent watch for fires during the time such place is open to the public or such activity is being conducted and take prompt measures for extinguishment of fires that may occur. Firemen shall not, while on duty, perform any other duties than those required or directed by the Chief.

(b) Standby Firemen--Charges

Permittees having required the services of standby firemen assigned pursuant to this section will be charged by the City for the cost of such services rendered. The cost of such services will be computed by the City Auditor and Comptroller using accepted cost accounting methods

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including but not limited to the cost of salary, fringe benefits and general overhead. Time cards for the assigned personnel shall be submitted by the Chief to the Auditor and Comptroller and shall be prima facie evidence of the expended manhours. In no event shall a permittee be charged less than the cost of two manhours for each standby fireman assigned.

SEC. 55.27.38 Section 27.38 of the Uniform Fire Code Amended

Section 27.38 EXHIBITS, FAIR, TRADE SHOWS, CONCERT,
CONVENTION OR VEHICLE SHOW; PERMIT
REQUIRED

(a) No exhibit, fair, trade shows, concert, convention or vehicle show shall be held, installed, maintained, operated or used as such without a permit.

(b) Permit--Security Required

Before a permit required under this section may be issued, the applicant must deposit with the permit application a surety bond approved by the City Manager in favor of The City of San Diego, or cash, in an amount sufficient to guarantee reimbursement by the applicant to the City for the cost of furnishing standby firemen whenever required under Section 55.26.14 of this Code and assigned pursuant thereto.

In computing the amount of the surety bond, or cash, to be so deposited, the Chief or his designated representative will estimate both the number of personnel required to be assigned as standby firemen and the total manhours to be expended.

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The amount of the required bond, or cash, will be equal to the total manhours thus estimated, times the cost per manhour of the personnel to be assigned pursuant to Section 55.26.14 of this Code.

The City Auditor and Comptroller shall provide the Chief with the cost-per-manhour estimates based upon accepted cost accounting methods including but not limited to salaries, fringe benefits and general overhead.

(c) Waiver of Security and Charges

The requirements of this section for the deposit of a surety bond or cash and the reimbursement to the City shall not apply to governmental agencies or nonprofit organizations whose nonprofit status is listed and declared by the State of California.

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
Thomas F. Calverley, Deputy

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ATTORNEY (S)

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

CERTIFICATE OF PUBLICATION

No. _____

IN THE MATTER OF

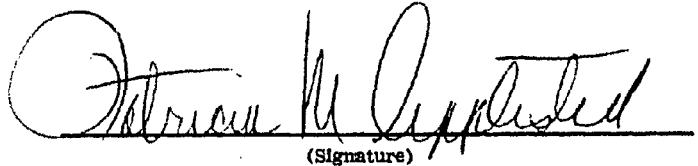
RELATING TO FIRE INSPECTION, STANDBY FIREMEN AND
APPLICATIONS FOR PERMITS

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

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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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40 1/4" \$169.05

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SEC. 55.1.16 Section 1.16 of the Uniform Fire Code Amended

Section 1.16 INSPECTIONS

(a) The Fire Department shall inspect, as often as may be necessary all buildings and premises, including such other hazards or appliances, as the Chief may designate for the purpose of ascertaining and causing to be corrected any conditions which would reasonably tend to cause fire or contribute to its spread, or any violation of the purpose or provisions of this Code and of any other law or standard affecting fire safety.

(b) Inspections of buildings and premises not otherwise required by this Code may be conducted by the Fire Department upon request. Such inspection on request must be with the permission of the owner or occupants of the building or premises to be inspected. A nonreturnable fee of \$15.00 must accompany any request for such inspection not otherwise required by this Code.

SEC. 55.1.31 Section 1.31 of the Uniform Fire Code Amended

Section 1.31 APPLICATION FOR PERMIT

(a) A separate application for each permit required by this Code shall be made to the Bureau of Fire Prevention in such form and detail as it shall prescribe. Applications for each permit shall be accompanied by such plans as required by the Bureau and by the applicable nonreturnable fee.

(b) Permit Fee Schedule

The applicable annual or per event fees for particular activities or conditions requiring permits under this Code are set forth below:

FIRE PERMIT FEE SCHEDULE

	Annual \$	Per Event \$
Aircraft Service or Repair Permit	\$ 25.00	
Aircraft Refueler Permit	25.00	
Bowling Alley Refinishing		15.00
Bowling Pin Refinishing Permit		15.00
Cellulose Nitrate Film Handling	20.00	
Cellulose Nitrate Film Storage	20.00	
Cellulose Nitrate Plastics Handling	20.00	
Cellulose Nitrate Plastics Manufacturing	20.00	
Cellulose Nitrate Plastics Storage	20.00	
Christmas Tree Fire-Resistive Treatment		15.00
Combustible Fibers Handling	15.00	
Combustible Fibers Storage	15.00	
Compressed Gas Handling and Use:		
Nonflammable 8,000 to 12,000 cubic feet aggregate	15.00	
Nonflammable 12,001 feet or more aggregate	20.00	
Flammable 2,000 to 6,000 cubic feet aggregate	20.00	
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Exhibit, Fair, Trade Show, Concert, Convention or Vehicle Show		40.00
Explosives Permits to:		
Dispose	25.00	
Manufacture	25.00	
Receive	25.00	
Sell	25.00	
Storage	25.00	
Transport	25.00	
Use		50.00
Fire Signaling Device Permit to Sell	25.00	
Fireworks Display		15.00
Flammable or Combustible Liquid Handling (Above-Ground Storage):		
60 gallons or less aggregate	15.00	
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10,001 gallons to 20,000 aggregate	50.00	
20,001 gallons or more aggregate	100.00	

Flammable Finishes Dipping	20.00	
Flammable Finishes Spraying	20.00	
Flammable Liquid Tank Vehicle	15.00	
Fruit Ripening Process	20.00	
Fumigation or Thermal Insecticidal Fogging	25.00	
Fumigation or Thermal Room	25.00	
Grain Elevator Permit to Operate	15.00	
Hazardous Chemical Handling	25.00	
Hazardous Chemical Storage	25.00	
Hazardous Chemical Transportation	25.00	
Industrial Oven Operating	15.00	
Installation or Underground Flammable and Combustible Liquid Tanks	15.00	
Junk Yard	20.00	
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Lumber Storage	20.00	
Magnesium Machining/Grinding	15.00	
Magnesium Melting/Casting	15.00	
Match Manufacturing	15.00	
Match Storage	15.00	
Mechanical Refrigeration Permit to Operate	15.00	
Milling Plant	15.00	
Motor Vehicle Repair Garages	15.00	
Oil Well	100.00	
Organic Coating Manufacturing	25.00	
Public Assembly Operational:		
Occupant Load 40 or less	20.00	
Occupant Load 100 or more	100.00	
Pulverizing Plant	15.00	
Removal or Abandonment of Flammable or Combustible Liquid Tanks	20.00	
Tent Permit to Operate and Erect		20.00
Tire Rebuilding	15.00	
Vehicle Fuelling Station	15.00	
Waste Material	20.00	
Wrecking Yards	20.00	

Where the annual or per event inspection fee is not otherwise specified it shall be \$15.00.

(c) Fees for permits required under this Code are waived for and need not accompany applications made by governmental agencies and nonprofit organizations whose nonprofit status is listed and declared by the State of California.

(d) Whenever an applicant requiring more than one permit shall submit such multiple applications at one time, then the total fee due shall be the highest applicable single fee plus fifty percent (50%) of the remaining applicable fees.

SEC. 55.26.14 Section 26.14 of the Uniform Fire Code Amended
Section 26.14 STANDBY FIREMEN

(a) Whenever, in the opinion of the Chief, it is essential for public safety in any place of public assembly or any other place where people congregate, due to the number of persons, or the nature of the performance, exhibition, display, contest or activity; the owner, agent or lessee shall employ one or more experienced firemen, as required and approved by the Chief to be on duty at such place. Said firemen shall be subject to the Chief's orders at all times when so employed, and shall be in uniform and remain on duty during the times such places are open to the public, or when such activity is being conducted. Before each performance or the start of such activity, said firemen shall inspect the required fire appliances provided, to see that they are in proper place and in good working order, and shall keep diligent watch for fires during the time such place is open to the public or such activity is being conducted and take prompt measures for extinguishment of fires that may occur. Firemen shall not, while on duty, perform any other duties than those required or directed by the Chief.

(b) Standby Firemen — Charges

Permittees having required the services of standby firemen assigned pursuant to this section will be charged by the City for the cost of such services rendered. The cost of such services will be computed by the City Auditor and Comptroller using accepted cost accounting methods including but not limited to the cost of salary, fringe benefits and general overhead. Time cards for the assigned personnel shall be submitted by the Chief to the Auditor and Comptroller and shall be prima facie evidence of the expended manhours. In no event shall a permittee be charged less than the cost of two manhours for each standby fireman assigned.

SEC. 55.27.38 Section 27.38 of the Uniform Fire Code Amended
Section 27.38 EXHIBITS/FAIR TRADE SHOWS/CONVENTION OR VEHICLE SHOW; PERMIT REQUIRED

(a) No exhibit, fair, trade shows, concert, convention or vehicle show shall be held, installed, maintained, operated or used as such without a permit.

(b) Permit — Security Required

Before a permit required under this section may be issued, the applicant must deposit with the permit application a surety bond approved by the City Manager in favor of The City of San Diego, or cash, in an amount sufficient to guarantee reimbursement by the applicant to the City of the cost of furnishing standby firemen whenever required under Section 55.26.14 of this Code and assigned pursuant thereto.

In computing the amount of the surety bond, or cash, to be so deposited, the Chief or his designated representative will estimate both the number of personnel required to be assigned as standby firemen and the total manhours to be expended.

The amount of the required bond, or cash, will be equal to the total manhours thus estimated, times the cost per manhour of the personnel to be assigned pursuant to Section 55.26.14 of this Code.

The City Auditor and Comptroller shall provide the Chief with the cost-per-manhour estimates based upon accepted cost accounting methods including but not limited to salaries, fringe benefits and general overhead.

(c) Waiver of Security and Charges

The requirements of this section for the deposit of a surety bond or cash and the reimbursement to the City shall not apply to governmental agencies or nonprofit organizations whose nonprofit status is listed and declared by the State of California.

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.

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