item 59A
1-9-2018

(O-2018-53)
(COR. COPY)

ORDINANCE NUMBER O-20896 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 18 2018

AN ORDINANCE AMENDING CHAPTER 5, ARTICLE 5, OF THE SAN DIEGO MUNICIPAL CODE BY RENAMING DIVISION 1; BY RENAMING AND AMENDING SECTIONS 55.0101, 55.0102, AND 55.0103, AND BY AMENDING SECTION 55.0104; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 3 BY AMENDING SECTION 55.0308; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 4 BY AMENDING SECTIONS 55.0401 AND 55.0403, AND BY ADDING SECTIONS 55.0404 AND 55.0407; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 5 BY AMENDING SECTIONS 55.0505 AND 55.0507, AND BY ADDING SECTIONS 55.0508 AND 55.0510; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 6 BY AMENDING SECTION 55.0601; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 7 BY AMENDING SECTION 55.0701; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 9 BY AMENDING SECTION 55.0903; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 10 BY AMENDING SECTION 55.1001; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 11 BY AMENDING SECTION 55.1101 AND 55.1105, BY ADDING SECTIONS 55.1103 AND 55.1104; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 23 BY AMENDING 55.2301; AMENDING CHAPTER 5, ARTICLE 5, BY RENAMING DIVISION 28, AND RENAMING SECTION 55.2801; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 31 BY AMENDING SECTION 55.3101; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 35 BY AMENDING SECTION 55.3501; AMENDING CHAPTER 5, ARTICLE 5 BY ADDING DIVISION 37 TITLED "COMBUSTIBLE FIBERS," AND BY ADDING SECTION 55.3701; AMENDING CHAPTER 5, ARTICLE 5 BY REPEALING DIVISION 52, AND REPEALING SECTION 55.5201; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 53 BY AMENDING SECTION 55.5301; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 56 BY AMENDING SECTION 55.5601, AND REPEALING SECTIONS 55.5609 AND 55.5610; AMENDING CHAPTER 5, ARTICLE 5 BY RENAMING DIVISION 60, AND RENAMING SECTION 55.6001; AMENDING CHAPTER 5, ARTICLE 5 BY RENAMING DIVISION 81 AND AMENDING SECTION 55.8101; AMENDING CHAPTER 5, ARTICLE 5, DIVISION 85 BY AMENDING SECTION 55.8501; AND BY AMENDING

CHAPTER 5, ARTICLE 5, DIVISION 86 BY AMENDING SECTION 55.8601, ALL RELATING TO THE ADOPTION OF THE 2016 CALIFORNIA FIRE CODE.

WHEREAS, the State of California adopted the 2016 California Fire Code, which took effect throughout the state on January 1, 2016; and

WHEREAS, the San Diego Municipal Code must be amended to reflect the updated 2016 California Fire Code; NOW, THEREFORE,

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

Section 1. That Chapter 5, Article 5, Division 1 of the Municipal Code is amended by amending the title of the division and sections 55.0101, 55.0102, 55.0103, and 55.0104, to read as follows:

Division 1: Adoption of the 2016 California Fire Code

§55.0101 Adoption of the 2016 California Fire Code Purpose and Intent, and Administrative Provisions

(a) Portions of the California Fire Code (2016 Edition) adopted. Except as otherwise provided in this Article, the California Fire Code (2016 Edition), which incorporates and amends the International Fire Code (2015 Edition), including adopted appendices, is hereby adopted by reference. A copy of the California Fire Code (2016 Edition) is on file in the office of the City Clerk as Document No. OO- 20896. The California Fire Code (2016 Edition) is referred to in this Article as the 2016 California Fire Code or the California Fire Code.

(b) San Diego Fire Code. The document known as the San Diego Fire Code consists of the following documents:

(1) Those portions of the 2016 California Fire Code adopted by the City in section 55.0101 with changes as specified in Chapter 5, Article 5, of the San Diego Municipal Code (Municipal Code);

(2) Sections 55.0101 through 55.9401 of Chapter 5, Article 5, of the Municipal Code; and

(3) [No change in text.]

(c) Relationship of the Municipal Code section numbers to the 2016 California Fire Code section numbers. Sections within the 2016 California Fire Code retain those same section numbers when referred to within the text of the Municipal Code. Thus, section 901 of the 2016 California Fire Code will be cited as the 2016 California Fire Code section 901 within the text of the Municipal Code.

The Municipal Code numbering system reflects the numbering system of the 2016 California Fire Code excluding the chapter and article numbers to the left of the decimal point and, when appropriate, the utilization of a filler zero (0). Consequently, with these modifications, the numbering in Municipal Code sections 55.0101 through 55.9401 corresponds with the numbering system change in the 2016 California Fire Code.

For example, section 901 of the 2016 California Fire Code is adopted with changes in Municipal Code section 55.0901. The first two digits to the left of the first decimal point are the chapter and article number of the Municipal Code. The two digits to the right of the first decimal point represent the Municipal Code's division number. The last four digits

reflect the numbering system of the 2016 California Fire Code. In this example, a zero (0) after the decimal point is added when the section number in the 2016 California Fire Code is less than four digits.

(d) Definitions. Whenever the following terms appear within the text of the 2016 California Fire Code, they shall have the following definitions:

Fire Code Official means the Fire Chief of the City of San Diego.

Municipality or jurisdiction means the City of San Diego.

(e) Prospective and Retrospective Application. Unless specifically stating that they may be applied prospectively only, provisions of the San Diego Fire Code may be retrospectively applied to January 1, 2016 in accordance with the 2016 California Fire Code, Chapter 1, section 102.

(f) Effective Date. Unless otherwise stated in a specific Municipal Code section or 2016 California Fire Code section adopted by the City, the effective date of the 2016 San Diego Fire Code shall be January 1, 2016.

(g) [No change in text.]

(h) Portions of the 2016 California Fire Code not Adopted. The following sections and appendices of the 2016 California Fire Code are not adopted:

(1) Section 308.1.4

(2) Section 401.2

(3) Section 401.4

(4) Sections 403.3 through 403.5

(5) Sections 403.5.2 through 403.10.2.1

(6) Sections 403.10.2.2 through 403.12

(7) Sections 404.1 through 404.4.1

(8) Sections 405.1 through 406.4

(9) Section 407.6

(10) Section 510.2

(11) Sections 1103.1 through 1103.6.2

(12) Sections 1103.7.1 through 1103.7.2

(13) Sections 1103.7.4 through 1103.7.7

(14) Sections 1104.10 through 1104.15

(15) Sections1104.17 through 1104.23

(16) Sections 1104.25 through 1105.10.2

(17) APPENDIX A

(18) Section D104.1 only of APPENDIX D

(19) APPENDIX E

(20) APPENDIX F

(21) APPENDIX G

(22) APPENDIX H

(23) APPENDIX I

(24) APPENDIX J

(25) APPENDIX K

(26) APPENDIX L

(27) APPENDIX M

(28) APPENDIX N

§55.0102 Modifications to the 2016 California Fire Code Adopted by the City of San Diego

The following adopted sections or sub-sections of the 2016 California Fire Code have been modified by the City of San Diego (City):

(a) through (i) [No change in text.]

§55.0103 Adoption of Appendices to the 2016 California Fire Code

The following Appendix Chapter and appendices of the 2016 California Fire Code are adopted by the City:

(a) through (f) [No change in text.]

§55.0104 California Fire Code, Chapter 1 - Scope and Administration

(a) 1.1.1 Title through 107.6 Overcrowding. Sections 1.1.1 through 107.6 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) through (c) [No change in text.]

Section 2. That Chapter 5, Article 5, Division 3 of the Municipal Code is amended by amending section 55.0308, to read as follows:

§55.0308 Open Flames

308.1.5 Location near combustibles through 319.1 General. Sections 308.1.5 through 319.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 3. That Chapter 5, Article 5, Division 4 of the Municipal Code is amended by amending sections 55.0401 and 55.0403, and adding sections 55.0404 and 55.0407, to read as follows:

§55.0401 Emergency Planning and Preparedness

(a) 401.1 Scope. Section 401.1 of the California Fire Code has been adopted without change pursuant to section 55.0101(a).

(b) 401.3 Emergency responder notification through 401.3.4 Group E fire alarm initiation. Sections 401.3 through 401.3.4 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 401.5 Making a false report through 402.1 Definitions. Sections 401.5 through 402.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0403 Standby Fire Department Personnel

(a) 403.2 Group A Occupancies through 403.2.4 Crowd Managers. Sections 403.2 through 403.2.4 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) 403.5.1 Group E Occupancies through 403.5.1.1 Emergency pre-fire planning. Sections 403.5.1 through 403.5.1.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 403.10.2.1.1 College and University pre-fire planning through 403.10.2.1.3 Time of day. Sections 403.10.2.1.1 through 403.10.2.1.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(d) 403.12.1 Fire watch personnel through 403.12.1.2 Duties. Sections 403.12.1 through 403.12.1.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(e) 403.12.1.3 Standby Fire Department Personnel. When, in the opinion of the *Fire Code Official*, it is essential for public safety in a place of assembly or any other place where people congregate due to the number of persons, or the nature of the performance, exhibition, display, contest or other activity, the owner, agent, permittee, or lessee shall employ one or more qualified standby Fire Department personnel, as required and approved by the *Fire Code Official*, to be on duty at such place.

Standby Fire Department personnel shall be subject to the *Fire Code Official*'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, such individuals shall: (1) inspect the required fire appliances to see that they are in proper place and in good working order; (2) keep watch for fires during the time such place is open to the public or such activity is being conducted; and (3) take prompt measures to extinguish fires that may occur.

Standby Fire Department personnel shall not, while on duty, perform any other duties than those herein specified unless otherwise directed by the *Fire Code Official*.

The City's costs of providing Standby Fire Department personnel shall be born by the owner, agent, permittee, or lessee of the place where the event requiring Standby Fire Department personnel is located. The cost shall be computed by the Fire-Rescue Department using generally accepted cost

accounting methods, including the cost of salary, fringe benefits, and general overhead.

Time cards of the assigned personnel shall be submitted by the *Fire Code Official* to the Auditor and Comptroller and shall be prima facie evidence of the expended work-hours.

(f) 403.12.3 Crowd managers for gatherings exceeding 1,000 people through 403.13.3 Fire drills. Sections 403.12.3 through 403.13.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0404 Fire Safety, Evacuation, and Lockdown Plans

404.5 College and university pre-fire planning through 404.6.6 Emergency procedures. Sections 404.5 through 404.6.6 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0407 Hazard Communication

(a) 407.1 General through 407.5 Hazardous Materials Inventory Statement. Sections 407.1 through 407.5 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) 407.7 Facility closure plans. Section 407.7 of the California Fire Code has been adopted without change pursuant to section 55.0101(a).

Section 4. That Chapter 5, Article 5, Division 5 of the Municipal Code is amended by amending sections 55.0505 and 55.0507, and adding sections 55.0508 and 55.0510, to read as follows:

§55.0505 Premises Identification

(a) 505.1 Address identification. New and existing buildings shall have approved address numbers, building numbers, or approved building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. For buildings used exclusively for residential purposes complying with the California Residential Code, such numbers shall be a minimum of 4 inches (101.6 mm) high with a minimum stroke width of 0.5 inch (12.7 mm). For all other buildings, such numbers shall be a minimum of 6 inches (152.4 mm) high with a minimum stroke width of 0.5 inch (12.7 mm). Where required by the *Fire Code Official*, address identification shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure. Address identification shall be maintained by the property owner.

(b) [No change in text.]

§55.0507 Fire Protection Water Supplies

507.5.7. Fire protection equipment and fire hydrants shall be clearly identified in a manner approved by the *Fire Code Official* to prevent obstruction by parked vehicles and other obstructions. When required by the *Fire Code Official*, hydrant

locations shall be identified by the installation of reflective blue colored markers. Such markers shall be affixed to the roadway surface, approximately centered between curbs, and at a right angle to the hydrant.

§55.0508 Fire Command Center

508.1 General through 510.1 Emergency responder radio coverage in new buildings. Sections 508.1 through 510.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0510 Emergency Responder Radio Coverage

510.3 Permit required through 510.6.3 Field testing. Sections 510.3 through 510.6.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 5. That Chapter 5, Article 5, Division 6 of the Municipal Code is amended by amending section 55.0601, to read as follows:

§55.0601 Building Services and Systems

601.1 Scope through 611.2 Records. Sections 601.1 through 611.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 6. That Chapter 5, Article 5, Division 7 of the Municipal Code is amended by amending section 55.0701, to read as follows:

§55.0701 Fire-Resistance-Rated Construction

701.1 Scope through 705.1 Exterior graphics on exterior walls of high-rise buildings. Sections 701.1 through 705.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 7. That Chapter 5, Article 5, Division 9 of the Municipal Code is amended by amending section 55.0903, to read as follows:

§55.0903 Automatic Sprinkler Systems – Existing High-Rise Buildings

(a) through (h) [No change in text.]

(i) 904.1 General through 915.7 Visible alarms. Sections 904.1 through 915.7 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 8. That Chapter 5, Article 5, Division 10 of the Municipal Code is amended by amending section 55.1001, to read as follows:

§55.1001 Means of Egress

1001.1 General through 1031.9 Floor identification signs. Sections 1001.1 through 1031.9 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 9. That Chapter 5, Article 5, Division 11 of the Municipal Code is amended by amending sections 55.1101 and 55.1105, and adding sections 55.1103 and 55.1104, to read as follows:

§55.1101 Construction Requirements for Existing Buildings

1101.1 Scope through 1102.1 Definitions. Sections 1101.1 through 1102.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.1103 Fire Safety Requirements for Existing Buildings

(a) 1103.7 Fire alarm systems. Section 1103.7 of the California Fire Code has been adopted without change pursuant to section 55.0101(a).

(b) 1103.7.3 Group I-2 and Group I-2.1 through 1103.7.3.1 Additional provisions for existing Group I occupancies. Sections 1103.7.3 through 1103.7.3.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 1103.7.8 Existing Group R-1 and Group R-2 High-rise Buildings through 1103.8.5.3 For purposes of clarification. Sections 1103.7.8 through 1103.8.5.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.1104 Means of Egress for Existing Buildings

(a) 1104.1 General through 1104.9.1 Egress component. Sections 1104.1 through 1104.9.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) 1104.16 Fire escape stairways through 1104.16.7 Maintenance. Sections 1104.16 through 1104.16.7 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 1104.24 Stairway floor number signs. Section 1104.24 of the California Fire Code has been adopted without change pursuant to section 55.0101(a).

§55.1105 Requirements for Outdoor Operations

1105.1 Tire Storage yards through 1106.1 Group A occupancy public address system. Sections 1105.1 through 1106.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

1106.1 Tire Storage yards through 1116.7 Maximum allowable quantities. Sections 1106.1 through 1116.7 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 10. That Chapter 5, Article 5, Division 23 of the Municipal Code is amended by amending section 55.2301, to read as follows:

§55.2301 Motor Fuel-Dispensing Facilities and Repair Garages

2301.1 Scope through 2311.8 Defueling equipment required at vehicle maintenance and repair facilities. Sections 2301.1 through 2311.8 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 11. That Chapter 5, Article 5, Division 28 of the Municipal Code is amended by renaming the Division and renaming section 55.2801, to read as follows:

Division 28: Lumber Yards and Agro-Industrial, Solid Biomass and Woodworking Facilities

§55.2801 Lumber Yards and Agro-Industrial, Solid Biomass and Woodworking Facilities

[No change in text].

Section 12. That Chapter 5, Article 5, Division 31 of the Municipal Code is amended by renaming the Division and renaming and amending section 55.3101, to read as follows:

§55.3101 Tents and Other Membrane Structures

3101.1 Scope through 3105.8 Location. Sections 3101.1 through 3105.8 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 13. That Chapter 5, Article 5, Division 35 of the Municipal Code is amended by renaming the Division and renaming and amending section 55.3501, to read as follows:

§55.3501 Welding and Other Hot Work

3501.1 Scope through 3510.2 Prevention. Sections 3501.1 through 3510.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 14. That Chapter 5, Article 5, Division 37 of the Municipal Code is amended by adding the Division and adding section 55.3701, to read as follows:

Division 37: Combustible Fibers

§55.3701 Combustible Fibers

3701.1 Scope through 3705.2 Special baling conditions. Sections 3701.1 through 3705.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 15. That Chapter 5, Article 5 of the Municipal Code is amended by repealing Division 52 and section 55.5201.

Section 16. That Chapter 5, Article 5, Division 53 of the Municipal Code is amended by amending section 55.5301, to read as follows:

§55.5301 Compressed Gas

5301.1 Scope through 5308.2 Ventilation. Sections 5301.1 through 5308.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 17. That Chapter 5, Article 5, Division 56 of the Municipal Code is amended by amending section 55.5601, and repealing sections 55.5609 and 55.5610, to read as follows:

§55.5601 Explosives and Fireworks

(a) 5601.1 Scope through 5601.1.3 Fireworks. Sections 5601.1 through 5601.1.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) 5601.1.3.1. Except as hereinafter provided, it shall be unlawful for any person to possess, store, manufacture, offer for sale, expose for sale, sell at retail, use or explode any fireworks within the incorporated City limits. Exception: Fireworks. 1.4G and fireworks 1.3G may be part of a public display when permitted by the *Fire Code Official* and conducted by a State of California licensed pyrotechnic operator.

(c) 5601.1.4 Rocketry through 5601.2.4.2 Fireworks display. Sections 5601.1.4 through 5601.2.4.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(d) 5601.2.4.2.1. Before a permit is issued pursuant to this section, the applicant shall file with the City a $1 million combined single limit comprehensive general liability insurance policy, naming the City as an additional insured, for the purpose of the payment of all damages to persons or property which arise from, or are caused by, the conduct of any act authorized by the permit. The *Fire Code Official* may specify a different amount when, in the *Fire Code Official*'s opinion, application of recognized risk management standards and conditions at the location warrants it. Public agencies shall be exempt from requiring an insurance policy naming the City as an additional insured.

Section 18. That Chapter 5, Article 5, Division 60 of the Municipal Code is amended by renaming Division 60, and renaming section 55.6001, to read as follows:

Division 60: Highly Toxic and Toxic Materials

§55.6001 Highly Toxic and Toxic Materials

[No change in text].

Section 19. That Chapter 5, Article 5, Division 81 of the Municipal Code is amended by renaming Division 81, and amending section 55.8101, to read as follows:

Division 81: Appendix 4 - Special Detailed Requirements Based on Use and Occupancy

§55.8101 Special Provisions for Licensed 24-Hour Care Facilities in a Group R-2.1, R-3.1, R-4

435.1 Scope through 455.8 Exiting. Sections 435.1 through 455.8 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 20. That Chapter 5, Article 5, Division 85 of the Municipal Code is amended by amending section 55.8501, to read as follows:

§55.8501 Fire Hydrant Locations and Distribution

C101.1 Scope through C105 Referenced Standards. Sections C101.1 through C105 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 21. That Chapter 5, Article 5, Division 86 of the Municipal Code is amended by amending section 55.8601, to read as follows:

§55.8601 Fire Hydrant Locations and Distribution

CC101.1 Scope through CC105.2 Distribution of Fire Hydrants. Sections CC101.1 through CC105.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Section 22. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 23. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By
Noah J. Brazier
Deputy City Attorney

NJB:hm
11/16/2017
Or.Dept:PSE
Doc. No.: 1537910_5

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____ _____
(date) KEVIN L. FAULCONER, Mayor

Vetoed: _____ _____
(date) KEVIN L. FAULCONER, Mayor

(Note: See attached memo and signature page.)

Office of
The City Attorney
City of San Diego

MEMORANDUM
MS 59

(619) 533-5800

DATE: February 9, 2018

TO: City Clerk

FROM: Noah J Brazier, Deputy City Attorney

SUBJECT: Corrected Copy of Ordinance O-2018-53 Regarding the Adoption of the 2016 California Fire Code

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A corrected copy of Ordinance O-2018-53 and its strikeout document has been filed for Item 59A on the City Council Docket of Tuesday, January 9, 2018. In the corrected ordinance and strikeout documents, my office has corrected the following errors:

1) Strikeout document, section 55.0101(c), second paragraph: A comma was removed from the phrase "2016 Fire Code excluding."
2) Strikeout document, section 55.0101(h)(27): the comma and word "and" were removed.
3) Strikeout document and Ordinance O-2018-53, section 55.0403(e) fourth paragraph: The first instance of the word "Standby" in this paragraph was capitalized.
4) Strikeout document, section 55.0403(e) fifth paragraph: The words "standby Fire Department" have been deleted.
5) Strikeout document and Ordinance O-2018-53, section 55.0508: "sections" was changed to "section" at the end of the paragraph.
6) Strikeout document and Ordinance O-2018-53, section 55.0510: "sections" was changed to "section" at the end of the paragraph.

MARA W. ELLIOTT, CITY ATTORNEY

By _____
Noah J. Brazier
Deputy City Attorney

NJB:hm
Doc. No.: 1686666

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JAN 09 2018.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: 1/18/18
(date)

_____
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

_____
KEVIN L. FAULCONER, Mayor

STRIKEOUT ORDINANCE

OLD LANGUAGE: ~~Struck Out~~
NEW LANGUAGE: Double Underline

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

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Division 1: Adoption of the ~~2013~~2016 California Fire Code

§55.0101 Adoption of the ~~2013~~2016 California Fire Code Purpose and Intent, and Administrative Provisions

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(2) Sections 55.0101 through ~~55.5001~~55.9401 of Chapter 5, Article 5, of the Municipal Code; and

(3) [No change in text.]

(c) Relationship of the Municipal Code section numbers to the ~~2013~~2016 California Fire Code section numbers. Sections within the ~~2013~~2016 California Fire Code retain those same section numbers when referred to within the text of the Municipal Code. Thus, section 901 of the ~~2013~~2016 California Fire Code will be cited as the ~~2013~~2016 California Fire Code section 901 within the text of the Municipal Code.

~~Where a section of the 2013~~2016 ~~California Fire Code is adopted with changes, it is promulgated within the Municipal Code by using a numbering system to reflect both the Municipal Code numbering system and the 2013 California Fire Code numbering system.~~The Municipal Code numbering system reflects the numbering system of the 2016 California Fire Code excluding the chapter and article numbers to the left of the decimal point and, when appropriate, the utilization of a filler zero (0). Consequently, with these modifications, the numbering in Municipal Code sections 55.0101 through 55.9401 corresponds with the numbering system change in the 2016 California Fire Code.

For example, section 901 of the ~~2013~~2016 California Fire Code is adopted with changes in Municipal Code section 55.0901. The first two digits to the left of the first decimal point are the chapter and article number of the Municipal Code. The two digits to the right of the first decimal point represent the Municipal Code's division number. The last four digits reflect the numbering system of the ~~2013~~2016 California Fire Code. ~~A~~In this example, a zero (0) after the decimal point is ~~a filler to~~

~~accommodate the Municipal Code numbering system and is~~ added when the section number in the ~~2013~~2016 California Fire Code is less than four digits.

~~The Municipal Code numbering system reflects the numbering system of the 2013 California Fire Code excluding the chapter and article numbers to the left of the decimal point and, when appropriate, the utilization of a filler zero (0). Consequently, with these modifications, the numbering in Municipal Code sections 55.0101 through 55.9401 corresponds with the numbering system change in the 2013 California Fire Code.~~

(d) Definitions. Whenever the following terms appear within the text of the ~~2013~~2016 California Fire Code, they shall have the following definitions:

Fire Code Official means the Fire Chief of the City of San Diego.

Municipality or jurisdiction means the City of San Diego.

(e) Prospective and Retrospective Application. Unless specifically stating that they may be applied prospectively only, provisions of the San Diego Fire Code may be retrospectively applied to January 1, 2016 in accordance with the ~~2013~~2016 California Fire Code, Chapter 1, section 102.

(f) Effective Date. Unless otherwise stated in a specific Municipal Code section or ~~2013~~2016 California Fire Code section adopted by the City, the effective date of the ~~2013~~2016 San Diego Fire Code shall be January 1, ~~2014~~2016.

(g) [No change in text.]

(h) Portions of the ~~2013~~2016 California Fire Code not Adopted. The following sections and appendices of the ~~2013~~2016 California Fire Code are not adopted:

(1) Section 308.1.4~~,~~

(2) Section ~~1104.24,~~401.2

(3) ~~APPENDIX A,~~Section 401.4

(4) ~~APPENDIX D,~~Sections ~~D 104.1~~403.3 through 403.5

(5) ~~APPENDIX E,~~Sections 403.5.2 through 403.10.2.1

(6) ~~APPENDIX F,~~Sections 403.10.2.2 through 403.12

(7) ~~APPENDIX G,~~Sections 404.1 through 404.4.1

(8) ~~APPENDIX H,~~Sections 405.1 through 406.4

(9) ~~APPENDIX I,~~Section 407.6

(10) ~~APPENDIX J, and~~Section 510.2

(11) ~~APPENDIX K.~~Sections 1103.1 through 1103.6.2

(12) Sections 1103.7.1 through 1103.7.2

(13) Sections 1103.7.4 through 1103.7.7

(14) Sections 1104.10 through 1104.15

(15) Sections1104.17 through 1104.23

(16) Sections 1104.25 through 1105.10.2

(17) APPENDIX A

(18) Section D104.1 only of APPENDIX D

(19) APPENDIX E

(20) APPENDIX F

(21) APPENDIX G

(22) APPENDIX H

(23) APPENDIX I

(24) APPENDIX J

(25) APPENDIX K

(26) APPENDIX L

(27) APPENDIX M

(28) APPENDIX N

§55.0102 Modifications to the ~~2013~~2016 California Fire Code Adopted by the City of San Diego

The following adopted sections or sub-sections of the ~~2013~~2016 California Fire Code have been modified by the City of San Diego (City):

(a) through (i) [No change in text.]

§55.0103 Adoption of Appendices to the ~~2013~~2016 California Fire Code

The following Appendix Chapter and appendices of the ~~2013~~2016 California Fire Code are adopted by the City:

(a) through (f) [No change in text.]

§55.0104 California Fire Code, Chapter 1 - Scope and Administration

(a) 1.1.1 Title through ~~107.5~~107.6 Overcrowding. Sections 1.1.1 through ~~107.5~~107.6 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) through (c) [No change in text.]

§55.0308 Open Flames

308.1.5 Location near combustibles through ~~318.1~~319.1 ~~Laundry carts with a capacity of 1 cubic yard or more~~General. Sections 308.1.5 through ~~318.1~~319.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0401 Emergency Planning and Preparedness

(a) 401.1 Scope ~~through 403.1.1 Duties~~. ~~Sections~~Section 401.1 ~~through 403.1.1~~ of the California Fire Code ~~have~~has been adopted without change pursuant to section 55.0101(a).

(b) 401.3 Emergency responder notification through 401.3.4 Group E fire alarm initiation. Sections 401.3 through 401.3.4 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 401.5 Making a false report through 402.1 Definitions. Sections 401.5 through 402.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0403 Standby Fire Department Personnel

(a) ~~403.1.2 Standby Fire Department Personnel. When, in the opinion of the *Fire Code Official*, it is essential for public safety in a place of 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 qualified persons, as required and approved, to be on duty at such place.~~

~~Such individuals shall be subject to the *Fire Code Official*'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, such individuals shall: (1) inspect the required fire appliances provided to see that they are in proper place and in good working order; (2) keep diligent watch for fires during the time such place is open to the public or such activity is being conducted; and (3) take prompt measures for extinguishment of fires that may occur.~~

~~Such individuals shall not, while on duty, perform any other duties than those herein specified unless otherwise directed by the *Fire Code Official*. The City shall charge the permittee the cost of such services. The cost shall be computed by the Fire-Rescue Department using accepted cost accounting methods, including, but not limited to, the cost of salary, fringe benefits, and general overhead.~~

~~Time cards of the assigned personnel shall be submitted by the *Fire Code Official* to the Auditor and Comptroller and shall be prima facie evidence of the expended work-hours.~~403.2 Group A Occupancies through 403.2.4 Crowd Managers. Sections 403.2 through 403.2.4 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) ~~403.2 Public safety plan through 408.12.3 Fire drills. Sections 403.2 through 408.12.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).~~403.5.1 Group E Occupancies

through 403.5.1.1 Emergency pre-fire planning. Sections 403.5.1 through 403.5.1.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 403.10.2.1.1 College and University pre-fire planning through 403.10.2.1.3 Time of day. Sections 403.10.2.1.1 through 403.10.2.1.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(d) 403.12.1 Fire watch personnel through 403.12.1.2 Duties. Sections 403.12.1 through 403.12.1.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(e) 403.12.1.3 Standby Fire Department Personnel. When, in the opinion of the *Fire Code Official*, it is essential for public safety in a place of assembly or any other place where people congregate due to the number of persons, or the nature of the performance, exhibition, display, contest or other activity, the owner, agent, permittee, or lessee shall employ one or more qualified standby Fire Department personnel, as required and approved by the *Fire Code Official*, to be on duty at such place. Standby Fire Department personnel shall be subject to the *Fire Code Official*'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, such individuals shall: (1) inspect the required fire appliances to see that they are in proper place and in good working order;

(2) keep watch for fires during the time such place is open to the public or such activity is being conducted; and (3) take prompt measures to extinguish fires that may occur.

Standby Fire Department personnel shall not, while on duty, perform any other duties than those herein specified unless otherwise directed by the *Fire Code Official.*

The City's costs of providing Standby Fire Department personnel shall be born by the owner, agent, permittee, or lessee of the place where the event requiring Standby Fire Department personnel is located. The cost shall be computed by the Fire-Rescue Department using generally accepted cost accounting methods, including the cost of salary, fringe benefits, and general overhead.

Time cards of the assigned personnel shall be submitted by the *Fire Code Official* to the Auditor and Comptroller and shall be prima facie evidence of the expended work-hours.

(f) 403.12.3 Crowd managers for gatherings exceeding 1,000 people through 403.13.3 Fire drills. Sections 403.12.3 through 403.13.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0404 Fire Safety, Evacuation, and Lockdown Plans

404.5 College and university pre-fire planning through 404.6.6 Emergency procedures. Sections 404.5 through 404.6.6 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0407 Hazard Communication

(a) 407.1 General through 407.5 Hazardous Materials Inventory Statement. Sections 407.1 through 407.5 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) 407.7 Facility closure plans. Section 407.7 of the California Fire Code has been adopted without change pursuant to section 55.0101(a).

§55.0505 Premises Identification

(a) 505.1 Address identification. New and existing buildings shall have approved address numbers, building numbers, or approved building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. For buildings used exclusively for residential purposes complying with the California Residential Code, such numbers shall be a minimum of 4 inches (101.6 mm) high with a minimum stroke width of 0.5 inch (12.7 mm). For all other buildings, such numbers shall be a minimum of 6 inches (152.4 mm) high with a minimum stroke width of 0.5 inch (12.7 mm). Where required by the *Fire Code Official*, address identification shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be

used to identify the structure. Address identification shall be maintained by the property owner.

(b) [No change in text.]

§55.0507 Fire Protection Water Supplies

~~(a)~~ 507.5.7. Fire protection equipment and fire hydrants shall be clearly identified in a manner approved by the *Fire Code Official* to prevent obstruction by ~~parking~~parked vehicles and other obstructions. When required by the *Fire Code Official*, hydrant locations shall be identified by the installation of reflective blue colored markers. Such markers shall be affixed to the roadway surface, approximately centered between curbs, and at a right angle to the hydrant.

~~(b) 508.1 General through 510.6.3 Field testing. Sections 508.1 through 510.6.3 of the California Fire Code have been adopted without change pursuant to sections 55.0101(a).~~

§55.0508 Fire Command Center

508.1 General through 510.1 Emergency responder radio coverage in new buildings. Sections 508.1 through 510.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0510 Emergency Responder Radio Coverage

510.3 Permit required through 510.6.3 Field testing. Sections 510.3 through 510.6.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0601 Building Services and Systems

601.1 Scope through ~~610.5 Electrical equipment~~611.2 Records. Sections 601.1 through ~~610.5~~611.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0701 Fire-Resistance-Rated Construction

701.1 Scope through 705.1 Exterior ~~walls~~graphics on exterior walls of high-rise buildings. Sections 701.1 through 705.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.0903 Automatic Sprinkler Systems – Existing High-Rise Buildings

(a) through (h) [No change in text.]

(i) 904.1 General through ~~914.11.3 Fire alarm systems~~915.7 Visible alarms. Sections 904.1 through ~~914.11.3~~915.7 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.1001 Means of Egress

1001.1 General through ~~1030.9~~1031.9 Floor identification signs. Sections 1001.1 through ~~1030.9~~1031.9 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.1101 Construction Requirements for Existing Buildings

1101.1 Scope through ~~1104.23 Stairway floor number signs~~1102.1 Definitions. Sections 1101.1 through ~~1104.23~~1102.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.1103 Fire Safety Requirements for Existing Buildings

(a) 1103.7 Fire alarm systems. Section 1103.7 of the California Fire Code has been adopted without change pursuant to section 55.0101(a).

(b) 1103.7.3 Group I-2 and Group I-2.1 through 1103.7.3.1 Additional provisions for existing Group I occupancies. Sections 1103.7.3 through 1103.7.3.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 1103.7.8 Existing Group R-1 and Group R-2 High-rise Buildings through 1103.8.5.3 For purposes of clarification. Sections 1103.7.8 through 1103.8.5.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.1104 Means of Egress for Existing Buildings

(a) 1104.1 General through 1104.9.1 Egress component. Sections 1104.1 through 1104.9.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) 1104.16 Fire escape stairways through 1104.16.7 Maintenance. Sections 1104.16 through 1104.16.7 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(c) 1104.24 Stairway floor number signs. Section 1104.24 of the California Fire Code has been adopted without change pursuant to section 55.0101(a).

§55.1105 Requirements for Outdoor Operations

1105.1 Tire Storage yards through 1106.1 Group A occupancy public address system. Sections 1105.1 through 1106.1 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

1106.1 Tire Storage yards through 1116.7 Maximum allowable quantities. Sections 1106.1 through 1116.7 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.2301 Motor Fuel-Dispensing Facilities and Repair Garages

2301.1 Scope through ~~2311.8.3~~2311.8 Defueling equipment required at vehicle maintenance and repair facilities. Sections 2301.1 through ~~2311.8.3~~2311.8 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Division 28: Lumber Yards and ~~Woodworking Facilities~~Agro-Industrial, Solid Biomass and Woodworking Facilities

§55.2801 Lumber Yards and ~~Woodworking Facilities~~Agro-Industrial, Solid Biomass and Woodworking Facilities

[No change in text].

§55.3101 Tents and Other Membrane Structures

3101.1 Scope through ~~3104.23 Obstructions~~3105.8 Location. Sections 3101.1 through ~~3104.23~~3105.8 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.3501 Welding and Other Hot Work

3501.1 Scope through ~~3509.7 Inspection~~3510.2 Prevention. Sections 3501.1 through ~~3509.7~~3510.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

Division 37: Combustible Fibers

§55.3701 Combustible Fibers

3701.1 Scope through 3705.2 Special baling conditions. Sections 3701.1 through 3705.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

~~Division 52: Combustible Fibers~~

~~§55.5201 Combustible Fibers~~

~~5201.1 Scope through 5205.2 Special baling conditions. Sections 5201.1 through 5205.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).~~

§55.5301 Compressed Gas

5301.1 Scope through ~~5307.2~~5308.2 Ventilation. Sections 5301.1 through ~~5307.2~~5308.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.5601 Explosives and Fireworks

(a) 5601.1 Scope through ~~5608.1.1 Scope~~5601.1.3 Fireworks. Sections 5601.1 through ~~5608.1.1~~5601.1.3 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(b) 5601.1.3.1. Except as hereinafter provided, it shall be unlawful for any person to possess, store, manufacture, offer for sale, expose for sale, sell at retail, use or explode any fireworks within the incorporated City limits. Exception: Fireworks. 1.4G and fireworks 1.3G may be part of a public display when permitted by the *Fire Code Official* and conducted by a State of California licensed pyrotechnic operator.

(c) 5601.1.4 Rocketry through 5601.2.4.2 Fireworks display. Sections 5601.1.4 through 5601.2.4.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

(d) 5601.2.4.2.1. Before a permit is issued pursuant to this section, the applicant shall file with the City a $1 million combined single limit comprehensive general liability insurance policy, naming the City as an additional insured, for the purpose of the payment of all damages to persons or property which arise from, or are caused by, the conduct of any act authorized by the permit. The *Fire Code Official* may specify a different amount when, in the *Fire Code Official*'s opinion, application of recognized risk management standards and conditions at the location warrants it. Public agencies shall be exempt from requiring an insurance policy naming the City as an additional insured.

~~**§55.5609 Financial Responsibility**~~

~~5609. Before a permit is issued pursuant to this section, the applicant shall file with the City of San Diego (City) a $1 million combined single limit comprehensive general liability insurance policy, naming the City as an additional~~

~~insured, for the purpose of the payment of all damages to persons or property which arise from, or are caused by, the conduct of any act authorized by the permit. The *Fire Code Official* may specify a greater or lesser amount when, in the *Fire Code Official*'s opinion, application of recognized risk management standards and conditions at the location requires it. Public agencies shall be exempt from the requirement of the issuing of an insurance policy naming the City as an additional insured.~~

~~**§55.5610 Where Prohibited**~~

~~Except as hereinafter provided, it shall be unlawful for any person to possess, store, manufacture, offer for sale, sell at retail, use, or explode any fireworks within the incorporated City limits.~~

~~Exception: Fireworks. 1.4G and fireworks 1.3G may be part of a public display when permitted by the City and conducted by a State of California licensed pyrotechnic operator.~~

Division 60: Highly Toxic <u>and Toxic</u> Materials

§55.6001 Highly Toxic <u>and Toxic</u> Materials

[No change in text].

Division 81: Appendix 4 - Special Detailed Requirements Based on Use and Occupancy

§55.8101 Special Provisions for Licensed 24-Hour Care Facilities in a Group R-2.1, R-3.1, R-4

~~425.1~~435.1 Scope through ~~426.1 Operator's statement~~455.8 Exiting. Sections ~~425.1~~435.1 through ~~426.1~~455.8 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.8501 Fire Hydrant Locations and Distribution

C101.1 Scope through ~~C105.1 Hydrant spacing~~C105 Referenced Standards. Sections C101.1 through ~~C105.1~~C105 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

§55.8601 Fire Hydrant Locations and Distribution

CC101.1 Scope through ~~CC105.1~~CC105.2 Distribution of Fire Hydrants. Sections CC101.1 through ~~CC105.1~~CC105.2 of the California Fire Code have been adopted without change pursuant to section 55.0101(a).

NJB:hm
11/16/2017
Or.Dept:PSE
Doc. No.: 1537505_6

Passed by the Council of The City of San Diego on JAN 09 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	☑	☐	☐	☐
Lorie Zapf	☑	☐	☐	☐
Chris Ward	☑	☐	☐	☐
Myrtle Cole	☑	☐	☐	☐
Mark Kersey	☑	☐	☐	☐
Chris Cate	☑	☐	☐	☐
Scott Sherman	☑	☐	☐	☐
David Alvarez	☑	☐	☐	☐
Georgette Gomez	☑	☐	☐	☐

Date of final passage JAN 18 2018.

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By _____, 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

DEC 05 2017, and on JAN 18 2018.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By _____, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O-20896