

BUILDING STANDARDS COMMISSION

2525 Natomas Park Drive, Suite 130
Sacramento, California 95833-2936
(916) 263-0916 FAX (916) 263-0959



April 7, 2011

Marc L. Zafferano, City Attorney
City of San Bruno
567 El Camino Real
San Bruno, CA 94066-4299

Dear Mr. Zafferano:

This letter is to acknowledge receipt on March 21, 2011, of the City of San Bruno submittal pertaining to Ordinance No. 1794 thru 1800 with findings and is acceptable for filing. Your filing attests to your understanding that according to Health and Safety Code Section 17958.7 no modification or change to the California Building Standards Code shall become effective or operative for any purpose until the finding and the modification or change have been filed with the California Building Standards Commission (the Commission).

This letter attests only to the filing of these local modifications with the Commission, which is not authorized by law to determine the merit of the filing.

As a reminder, local modifications are specific to a particular edition of the Code. They must be readopted and filed with the Commission in order to remain in effect when the next triennial edition of the Code is published. In addition, should you receive Fire Protection District ordinances for ratification, it is required to submit the ratified ordinances to the Department of Housing and Community Development [H&SC Section 13869.7(c)], attention State Housing Law Program Manager, rather than the Commission.

If you have any questions or need any further information, you may contact me at (916) 263-0916.

Sincerely,


Enrique M. Rodriguez
Associate Construction Analyst

cc: Chron
Local Filings



Marc L. Zafferano
City Attorney

March 17, 2011

California Building Standards Commission
Attention Local Amendments Filing Division
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833-2936

**RE: Local Amendment Filing -- City of San Bruno
Resolution No. 2011-03
Ordinances No. 1794 through 1800**

Enclosed for filing with the California Building Standards Commission are certified copies of San Bruno Resolution No. 2011-03 Ordinances No. 1794 through 1800.

We would appreciate your acknowledgment of receipt of the amendments.

Very truly yours,

MARC L. ZAFFERANO
City Attorney

- Enclosures: Resolution No. 2011-03
Ordinance 1794
Ordinance 1795
Ordinance 1796
Ordinance 1797
Ordinance 1798
Ordinance 1799
Ordinance 1800

c: Community Development Director
Building Official

RECEIVED
2011 MAR 21 P 12:01
CALIFORNIA BUILDING
STANDARDS COMMISSION

RESOLUTION OF THE CITY COUNCIL OF SAN BRUNO ADOPTING FINDINGS OF NECESSITY AND NEED FOR AMENDMENTS, DELETIONS, AND ADDITIONS TO THE 2010 FIRE AND BUILDING CODES

WHEREAS, concurrent with this resolution, the City Council of the City of San Bruno will adopt the 2010 California Building Code, Volumes 1 & 2, the 2010 California Historical Code, the 2010 California Existing Building Code, the 2010 Residential Building Code, the 2010 Green Building Standards and the 2009 International Building Code (collectively herein "the Fire and Building Codes.")

WHEREAS, California Health and Safety Code seeks to have uniform building standards in substantially the same format throughout the state;

WHEREAS, the City of San Bruno is authorized by Health and Safety Code Sections 17958.5 and 17958.7 to impose modifications on the California Building Standards, providing such modifications that are more stringent than state standards provided the modifications "are reasonably necessary because of local climatic, geological or topographical conditions"; and

WHEREAS, the City Council of San Bruno has determined and finds that the attached changes and modifications are needed and reasonably necessary because of local climatic, geological or topographical conditions in San Bruno.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of San Bruno that the following findings are made in support of modifications, amendments, additions and deletions to the Fire and Building Codes.

Local Conditions generally: Local conditions have an adverse effect on the prevention of (1) major loss fires, (2) major earthquake damage, and (3) the potential for life and property loss, making necessary changes or modifications to the state building standards in order to provide a reasonable and appropriate degree of proper security and fire and life safety in this jurisdiction. Below are listed adverse local climatic, geographical, and topographic conditions largely articulated in the City's General Plan and associated environmental impact report. Modifications which are necessitated by particular local conditions are delineated below.

1. Climactic

San Bruno has several microclimates caused by its particular geography. San Bruno lies in the northern portion of the San Francisco Bay Area's peninsula climatological subregion. The Santa Cruz Mountains extend up the center of the San Francisco Peninsula, with elevations ranging from 500 feet to 2,000 feet. The largest gap in the Santa Cruz Mountains is the San Bruno Gap, which extends from Fort Funston on the Pacific Ocean to SFO Airport on San Francisco Bay. Because the gap is oriented in the same northwest-to-southwest direction as the prevailing winds, and because elevations in the gap are below 200 feet, marine air is easily able to flow through the gap in the direction of the Bay. Atmospheric conditions such as wind speed, wind direction, and air temperature interact with the physical features of the landscape to determine the movement and dispersal of air and air pollutants. Accordingly, San Bruno's microclimate is such that it is often windy. The winds create a significant fire threat to life and property when they occur during periods of low humidity and high temperature. Sections of the City with large eucalyptus groves, as well as developments that border canyons with large quantities of flammable brush and undergrowth, present a significant fire threat.

2. Geological

San Bruno, which is only about six (6) square miles, has an active fault and two inactive faults running through it. The San Andreas Fault is considered active and passes through San Bruno running in a northwestern-southeasterly direction. Because of its active status, surface rupture potential is considered moderate to high, especially in western San Bruno. Further, state law governs development within designated areas along active fault lines pursuant to the Alquist-Priolo Special Studies Zone Act enacted in 1972. It requires cities and counties to regulate certain types of development within state delineated special study zones. Parts of San Bruno are located in Alquist-Priolo Earthquake Fault Zones thus signifying that an active fault may pose a risk of surface fault rupture to structures and therefore those areas warrant special planning and disclosures. Liquefaction is also a seismically induced hazard, which is more likely in areas underlain by clean sand lenses

saturated by high groundwater. These conditions are found near the freeway, interstate interchanges, airport lands, some schools, parks and jail lands.

There are also other geologic hazards including landslides, mudslides, and erosion that may be related to seismic activity or may occur independently. Slope instability may be induced by a number of factors including heavy rainfall, grading and construction that disrupt natural drainage courses and undermine burdened hillsides. San Bruno has been adversely affected by a number of landslides.

In addition, San Bruno's particular geological situation allows it to provide ground water in addition to receiving surface supply from Hetch Hetchy in order to service the community. However, both systems are susceptible to damage in an earthquake thereby impacting the city's ability to deliver water during a catastrophic event. Due to the aged water infrastructure, an earthquake could present a fire potential and hazardous materials risk that would overwhelm the City's capability to suppress fires and respond to hazardous material incidents. The increased requirement for fire sprinklers would provide an additional means of protection in the community to help mitigate this potential.

Because of low elevations and other factors, flooding periodically occurs during heavy rains and simultaneous high tides. Some low-lying areas are also subject to potential flood hazards, such as City Park, some schools, and the central business district.

3. Topographic

The greatest fire hazards occur in areas close to natural vegetation, primarily in and above Crestmoor Canyon, and in the western foothills. Heavily wooded, chaparral and grass-covered slopes are highly flammable during dry months, particularly if there is accumulated undergrowth. Access for firefighters and equipment is difficult due to the terrain and lack of streets in undeveloped areas. Other fire hazards occur in urbanized areas including those associated with the transmission of jet fuel to the San Francisco International Airport. Industrial chemicals and processing activities occurring in industrial areas of the City contribute to fire hazards and these may be compounded by crowded conditions where there is not much separation between buildings.

Conclusion: Local climactic, geographical and topographical conditions impact fire prevention efforts relating to the spread, acceleration, intensity, and size of fire involving buildings and vegetative areas in this City. Further, they impact potential damage to all structures, from earthquake and subsequent fire. The City Council finds it is needed and necessary to modify the building standards set forth in the state codes in order to mitigate the effects of the above conditions.

The following table provides code sections that have been modified along with the associated local condition that necessitates the modification:

Code	Section	Local Condition
Building Code	107.6, 113.1, 114.1, 701A.4.3, 903 905, 1505, 1613.8, 1704.4, 1908.8, A4.601.3, R402.1.3, R602.10.1.1.4	1, 2, 3
Fire Code	105.6.15, 202, 315, 507.5.2, 903, 905, 3301, 3308,	1, 2, 3

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I hereby certify that foregoing **Resolution No. 2011 - 03** was introduced and adopted by the San Bruno City Council at a regular meeting on January 11, 2011, by the following vote following vote:

AYES: Councilmembers: Ibarra, Medina, O'Connell, Salazar, Mayo Ruane

NOES: Councilmembers: None

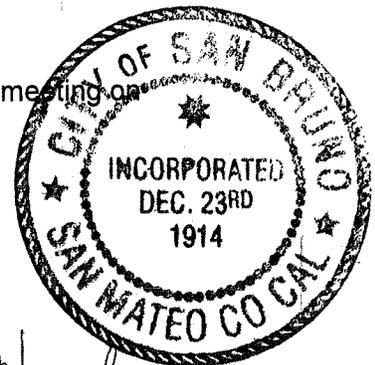
ABSENT: Councilmembers: None

I hereby certify this to be a full, true and correct copy of the document it purports to be, the original of which is on file in my office.

Dated: 3-16-11

Vicky S. Hasha, Deputy City Clerk
City Clerk of the City of San Bruno

Vicky S. Hasha
Vicky S. Hasha, Deputy City Clerk



ORDINANCE NO. 1794**AN ORDINANCE OF THE CITY OF SAN BRUNO REPEALING EXISTING CHAPTER 11.02 AND ADDING NEW CHAPTER 11.02 (ADMINISTRATIVE AND REFERENCED STANDARDS CODE) TO TITLE 11 (BUILDINGS, CONSTRUCTION AND FIRE PROTECTION) OF THE SAN BRUNO MUNICIPAL CODE ADOPTING BY REFERENCE THE 2010 CALIFORNIA REFERENCED STANDARDS CODE AND THE 2010 ADMINISTRATIVE CODE**

The City Council of the City of San Bruno ordains as follows:

Section 1. Existing Chapter 11.02 (Administrative and Referenced Standards Code) of Title 11 (Buildings, Construction and Fire Protection) of the San Bruno Municipal Code is hereby repealed.

Section 2. New Chapter 11.02 (Administrative and Referenced Standards Code) of Title 11 (Buildings, Construction and Fire Protection) is added to the San Bruno Municipal Code to read as follows:

Chapter 11.02**ADMINISTRATIVE AND REFERENCED STANDARDS CODE****Sections:**

- 11.02.010 Adoption of the 2010 California Administrative Code and the 2010 California Referenced Standards Code.**
- 11.02.020 Violations.**

11.02.010 Adoption of the 2010 California Administrative Code and the 2010 California Referenced Standards Code.

A. Certain documents are marked the "2010 California Referenced Standards Code" and the "2010 California Administrative Code." One copy of these documents is on file in the office of the building official. The documents are published by the International Code Council and the California Building Standards Commission. The documents, together with any additions, deletions, amendments as set forth herein, and any future addenda or errata published by the State of California, are adopted as the administrative and referenced standards code for the building standards of the city of San Bruno, and may be cited as such.

B. No section of this chapter shall impose a mandatory duty of enforcement on the city, or on any officer, official, agent, employee, board, council, or commission thereof. Instead, if any section purports to impose a mandatory duty of enforcement, such section shall be deemed to invest the city, and the appropriate officer, official, agent, employee, board, council or commission thereof with the discretion to enforce the section, or not to enforce it.

11.02.020 Violations.

Any person, firm or corporation violating any provisions of this Code shall be deemed guilty of a misdemeanor, and each such person, firm or corporation shall be deemed guilty of a separate offense for each and every day or portion thereof during which such violation exists and shall be punished as set forth in San Bruno Municipal Code Chapter 1.28.

Section 3. If any section, subsection, sentence, clause, phrase, 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 of the City of San Bruno hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 4. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately as provided in Title 14, Section 15378 (a);

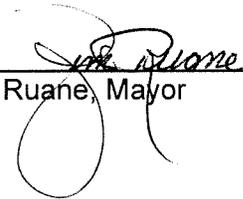
B. In that it is further exempt under the definition of Project in Section 15378 (b) (3) in that it concerns general policy and procedure making;

C. In that it can be seen with certainty that there is no possibility that activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b) (3); and

D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Section 5. Ordinance shall be published as required by law, and shall become effective on March 10, 2011.

ATTEST:

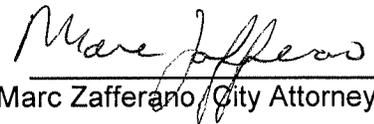


Jim Ruane, Mayor



Carol Bonner, City Clerk

APPROVED AS TO FORM:



Marc Zafferano, City Attorney

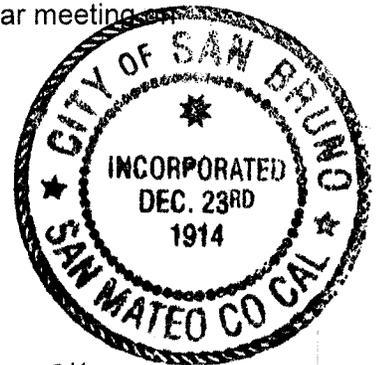
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I hereby certify that foregoing **Ordinance No. 1794** was introduced at a regular meeting of the San Bruno City Council on January 11, 2011, and adopted by the San Bruno City Council at a regular meeting February 8, 2011, by the following vote:

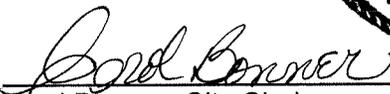
AYES: Councilmembers: Medina, O'Connell, Salazar, Mayor Ruane

NOES: Councilmembers: None

ABSENT: Councilmembers: Ibarra



I hereby certify this to be a full, true and correct copy of the document it puports to be, the original of which is on file in my office.



Carol Bonner, City Clerk

Dated: 3-16-11



City Clerk of the City of San Bruno

ORDINANCE NO. 1795

AN ORDINANCE OF THE CITY OF SAN BRUNO REPEALING EXISTING CHAPTER 11.04 (BUILDING CODE) AND ADDING NEW CHAPTER 11.04 (BUILDING CODE) TO TITLE 11 (BUILDING, CONSTRUCTION AND FIRE PROTECTION) OF THE SAN BRUNO MUNICIPAL CODE ADOPTING BY REFERENCE THE 2010 EDITION OF THE CALIFORNIA BUILDING CODE VOLUMES 1 & 2, THE 2010 HISTORICAL BUILDING CODE, THE 2010 EXISTING BUILDING CODE, THE 2010 RESIDENTIAL BUILDING CODE, THE 2010 GREEN BUILDING STANDARDS AND THE 2009 INTERNATIONAL BUILDING CODE

The City Council of the City of San Bruno ordains as follows:

Section 1. Existing Chapter 11.04 (Building Code) and Chapter 11.14 (Building Conservation) of Title 11 (Buildings, Construction and Fire Protection) of the San Bruno Municipal Code are hereby repealed.

Section 2. New Chapter 11.04 (Building Code) of Title 11 (Buildings, Construction and Fire Protection) is added to the San Bruno Municipal Code to read as follows:

Chapter 11.04

BUILDING CODE

Sections:

- 11.04.010 Adoption of the 2010 California Building Code, Volumes 1 & 2, the 2010 California Historical Code, the 2010 California Existing Building Code, the 2010 Residential Building Code, the 2010 Green Building Standards and the 2009 International Building Code.**
- 11.04.020 Amendments.**
- 11.04.040 Most restrictive code provision.**

11.04.010 Adoption of the 2010 California Building Code, Volumes 1 & 2, the 2010 California Historical Code, the 2010 California Existing Building Code, the 2010 Residential Building Code, the 2010 Green Building Standards and the 2009 International Building Code.

A. Certain documents are marked 2010 California Building Code, Volumes 1 & 2, the 2010 California Historical Code, the 2010 California Existing Building Code, the 2010 Residential Building Code, the 2010 Green Building Standards and the 2009 International Building Code. The appendices to the 2010 California Building Code are excluded from adoption except for CBC Appendix F Rodent Proofing; Appendix I – Patio Covers; and Appendix J – Grading, which are specifically adopted. The appendices to the 2010 Residential Building Code are excluded from adoption except Appendix C – Exit Terminals of Mechanical Draft and Direct Venting Systems; Appendix D – Recommended Procedure for Safety Inspection of (E) Appliance Installation, Appendix E – Manufactured Housing Use as Dwellings; Appendix G – Swimming Pools, Spas and Hot Tubs; Appendix H – Patio Covers; Appendix J – (E) Buildings and Structures, Appendix K – Sound Transmission; Appendix O – Gray Water Recycling Systems. A copy of these documents is on file in the office of the building official. The documents are published by the International Code Council and the California Building Standards Commission. The documents with additions, deletions and amendments set forth herein, and any future addenda or errata published by the State of California, are adopted as the building code for the building standards of the city of San Bruno, and may be cited as such.

B. No section of the city's building code shall impose a mandatory duty of enforcement on the city, or on any officer, official, agent, employee, board, council, or commission thereof. Instead, if any section purports to impose a mandatory duty of enforcement, such section shall be deemed to invest the city, and the appropriate officer, official, agent, employee, board, council or commission thereof with the discretion to enforce the section, or not to enforce it.

11.04.020 Amendments.

Amendments to the 2010 California Building Code are as follows:

(A) Section 107.6 is added the 2010 California Building Code to read as follows:

Protection from Airport Noise. Any residential structure located within the 65 CNEL level as determined by the 1983 Noise Contour Map which is either newly constructed or renovated at a cost equal to or greater than 25% of the valuation shall meet noise insulation standards set by the Federal Aviation Administration.

Any section or table in any of the codes adopted by this chapter that allows any structure dimension to be unlimited, must be approved by the building official and the fire code official.

(B) Section 113.1 of the California Building Code is amended to read as follows:

Appeal and Review. The building official shall be charged with the duty and responsibility of administering the provisions of this chapter.

Whenever it is provided herein that certain things shall be done in accordance with the order, opinion, or approval of the building official, such order, opinion or approval shall be complied with; provided, any person aggrieved thereby, or believing that such order, opinion or approval is erroneous or faulty, may appeal except as otherwise provided in this chapter, to the city manager in writing within seventy-two hours after such order, opinion or approval has been given, and the city manager shall affirm, modify or reverse the same within seventy-two hours thereafter; provided that, if dissatisfied with the city manager's ruling thereon, that person may appeal to the city council in accordance with San Bruno Municipal Code Chapter 1.32 and the decision of the council shall be final and conclusive. In the meantime, except in the case of immediate hazard, the order, opinion, or approval shall be deemed suspended until such person has exhausted his or her right of appeal as herein provided.

(C) Section 114.4 California Building Code shall be amended to read as follows:

Violation Penalties. Any person, firm, or corporation who violates a provision of this code or fails to comply with any of the requirements of thereof or who erects, constructs, alters or repairs a building or structure in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be deemed guilty of a misdemeanor, and each such person, firm or corporation shall be deemed guilty of a separate offense for each and every day or portion thereof during which such violation exists and shall be punished as set forth in San Bruno Municipal Code Chapter 1.28.

(D) Section 701A.4.3, Inspection and Certification, of the California Building Code shall be amended to read as follows:

The determination of Wildland-Urban Interface Fire areas and the appropriate non-combustible materials for construction in those areas shall be determined by the City Fire Marshal and Building Official.

(E) Section 903.2, CFC – Where required.

Section 903.2 CFC shall be deleted and replaced as follows:

Section 903.2 Where required.

Approved automatic fire sprinkler systems shall be installed in all new buildings and structures except detached "U" occupancies 400 square feet or less.

Section 903.3.8 CFC shall be deleted and replaced as follows:

903.3.8 – Floor Control Valves.

Floor control valves and waterflow detection assemblies shall be installed at each floor. [This replaces the existing text.]

903.4.2-*Alarms* is amended as follows:

An approved exterior rated horn/strobe shall be connected to every automatic sprinkler system. The alarm device shall be provided on the exterior of the building in an approved location. Where a fire alarm system is installed, actuation of the automatic sprinkler system shall actuate the building fire alarm system. [This replaces the existing text.]

903.4.3- *Floor control valves* is amended as follows:

Approved supervised indicating control valves shall be provided at the point of connection to the riser on each floor in all buildings. [This replaces the existing text.]

(F) Section 903.6, Existing buildings, is amended to read as follows:

903.6.- *Existing Buildings or Structures.* An automatic fire extinguishing system shall be installed throughout when an addition, alteration, modification, remodel or modernization occurs to an existing building or structure over 7,500 square feet in gross floor area, which would require a building permit for construction valued in excess of \$30,000 in any twelve month period.

903.6.2.1 *Exceptions:*

1. When an addition is less than 250 square feet.
2. For additions larger than 250 square feet in an existing structure less than 7,500 square feet, only the portion of the structure added will be sprinklered.
3. Existing one- or two-family dwelling.

(G) Section 905 is amended as follows:

Section 905.3 required installations. Standpipe systems shall be installed where required by Sections 905.3.1 through 905.3.10.1 and in the locations indicated in Sections 905.4, 905.5 and 905.6. Standpipe systems shall be combined with *automatic sprinkler systems*.

Exceptions:

1. (Unchanged)
2. Townhouses with individual exterior exits. (Added)

Section 905.3.1 Height. *In other than Group R-3 and R-3.1 occupancies, class III standpipe systems shall be installed throughout at each floor where any of the following occur:*

1. (Deleted)
2. *Buildings that are two or more stories in height*
3. (Deleted)
4. *Buildings that are one or more stories below the highest level of fire department vehicle access*

Exceptions:

1. (Unchanged)
2. (Deleted)
3. (Unchanged)
4. (Unchanged)
5. (Deleted)

Section 905.3.2 Group A. Class I automatic wet standpipes shall be provided *all* Group A buildings.

Exceptions:

1. (Unchanged)
2. (Deleted)

Section 905.3.5 Underground buildings. Underground buildings shall be equipped throughout with a Class I automatic wet system.

Section 905.3.10.1 *All other stations shall be provided with a class I approved wet standpipe system; a manual dry class I standpipe system may be allowed in areas subject to freezing.*

Section 905.4 Location of Class I standpipe hose connections. Class I standpipe hose connections shall be provided in all of the following locations:

1. In every required *stairway*, a hose connection shall be provided for each floor level. Those connections shall be located at an intermediate floor level landing between floors, unless otherwise *approved* by the fire code official. See *Section 909.20.2.3 for additional provisions in smoke proof enclosures.*

(V) Section 1505 is amended to read as follows:

The roof covering or roofing assembly on any structure regulated by this code shall be a minimum Class B fire-retardant rating.

Roofing shall be secured or fastened to the supporting roof construction and shall provide weather protection for the building at the roof.

(W) Section 1613.8 of the California Building Code is amended as follows:

ASCE 7, Section 12.8.7. Modify ASCE 7, Section 12.8.7 by amending Equation 12.8-16 as follows:

$$\theta = \frac{P_x \Delta I}{V_x h_{sx} C_d}$$

(X) Section 1704.4, Exception 1 of the California Building Code is amended as follows

Where the structural design of the footing is based on a specified compressive strength, *f'c*, no greater than 2,500 pound per square inch (psi) (17.2 Mpa).

(Y) Section 1908.1.8 of the California Building Code is amended as follows:

Plain Concrete shall not be considered as support for load bearing elements in San Bruno. Plain concrete is structural concrete with no reinforcement or with less reinforcement than the minimum amount specified for reinforced concrete.

(Z) Section A4.601.3 of the California Green Building Standards Code is amended as follows:

All structures shall be compliant with Tier 1 measures.

(AA) Section A5.601.1 of the California Green Building Standards Code is amended as follows:

All structures shall be compliant with Tier 1 measures.

(BB) Section R402.1.3 of the California Residential Code is amended as follows:

Minimum reinforcement shall be two continuous longitudinal reinforcing bars not smaller than No. 4 bars.

(CC) Section R602.10.1.1.4 of the California Residential Code is amended as follows:

Gypsum wall board (method GB) and plaster (method PCP) shall not be considered for braced wall panels.

11.04.040 Most restrictive code provision.

If a discrepancy occurs between the municipal code and the state building codes, the municipal code shall apply. If a discrepancy occurs between the state codes adopted pursuant to this chapter, the most restrictive code shall prevail as interpreted by the building official.

Section 3. If any section, subsection, sentence, clause, phrase, 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 of the City of San Bruno hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 4. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately as provided in Title 14, Section 15378 (a);

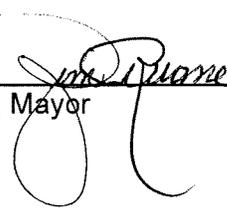
B. In that it is further exempt under the definition of Project in Section 15378 (b) (3) in that it concerns general policy and procedure making;

C. In that it can be seen with certainty that there is no possibility that activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b) (3); and

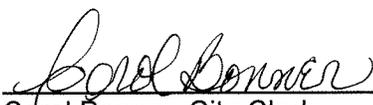
D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Section 5. This ordinance shall take effect and be enforced 30 days after the adoption of the ordinance. The City Clerk shall publish this Ordinance according to law.

ATTEST:



Jim Ruane, Mayor



Carol Bonner, City Clerk

APPROVED AS TO FORM:



Marc Zafferano, City Attorney

--oOo--

I hereby certify that foregoing **Ordinance No. 1795** was introduced at a regular meeting of the San Bruno City Council on January 11, 2011, and adopted by the San Bruno City Council at a regular meeting on February 8, 2011, by the following vote:

AYES: Councilmembers: Medina, O'Connell, Salazar, Mayor Ruane

NOES: Councilmembers: None

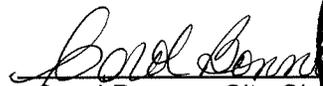
ABSENT: Councilmembers: Ibarra

I hereby certify this to be a full, true and correct copy of the document it purports to be, the original of which is on file in my office.

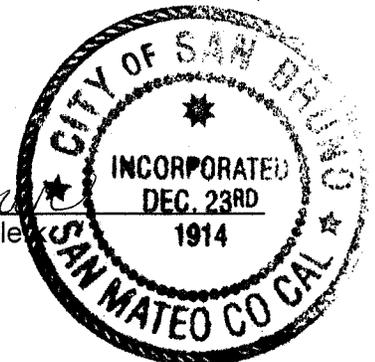
Dated: 3-16-11



Vicki S. Haska, Deputy City Clerk
City Clerk of the City of San Bruno



Carol Bonner, City Clerk



**AN ORDINANCE OF THE CITY OF SAN BRUNO REPEALING EXISTING CHAPTER 11.06
AND ADDING NEW CHAPTER 11.06 (ENERGY CODE) TO TITLE 11 (BUILDINGS,
CONSTRUCTION AND FIRE PROTECTION) OF THE SAN BRUNO MUNICIPAL CODE
ADOPTING BY REFERENCE THE 2010 CALIFORNIA ENERGY CODE**

The City Council of the City of San Bruno ordains as follows:

Section 1. Existing Chapter 11.06 (Energy Code) of Title 11 (Buildings, Construction and Fire Protection) of the San Bruno Municipal Code is hereby repealed.

Section 2. New Chapter 11.06 (Energy Code) of Title 11 (Buildings, Construction and Fire Protection) is added to the San Bruno Municipal Code to read as follows:

Chapter 11.06

ENERGY CODE

Sections:

11.06.010 Adoption of the 2010 California Energy Code.

11.06.020 Violations.

11.06.010 Adoption of the 2010 California Energy Code.

a. Certain documents are marked "2010 California Energy Code". One copy of this document is on file in the office of the City Building Official. The documents are published by the International Conference of Building Officials and the California Building Standards Commission. The documents and appendix 1 A, printed therein, together with any additions, deletions, amendments as set forth herein, and any future addenda or errata published by the State of California, are adopted as the energy code for the building standards of the city of San Bruno, and may be cited as such.

b. No section of the City's Energy Code shall impose a mandatory duty of enforcement on the city, or on any officer, official, agent, employee, board, council, or commission thereof. Instead, if any section purports to impose a mandatory duty of enforcement, such section shall be deemed to invest the city, and the appropriate officer, official, agent, employee, board, council or commission thereof with the discretion to enforce the section, or not to enforce it.

11.06.020 Violations.

Any person, firm, or corporation violating any provisions of this code shall be deemed guilty of a misdemeanor, and each such person, firm, or corporation, shall be deemed guilty of a separate offense for each and every day or portion thereof during which such violation exists and shall be punished as set forth in San Bruno Municipal Code Chapter 1.28.

Section 3. If any section, subsection, sentence, clause, phrase, 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 of the City of San Bruno hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 4. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

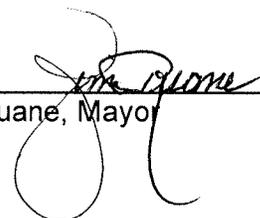
A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately as provided in Title 14, Section 15378 (a);

B. In that it is further exempt under the definition of Project in Section 15378 (b) (3) in that it concerns general policy and procedure making;

C. In that it can be seen with certainty that there is no possibility that activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b) (3); and

D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Section 5. This ordinance shall be published as required by law, and shall be effective on March 10, 2011.



Jim Ruane, Mayor

ATTEST:



Carol Bonner, City Clerk

APPROVED AS TO FORM:



Marc Zafferano, City Attorney

--oOo--

I hereby certify that foregoing **Ordinance No. 1796** was introduced at a regular meeting of the San Bruno City Council on January 11, 2011, and adopted by the San Bruno City Council at a regular meeting on February 8, 2011, by the following vote:

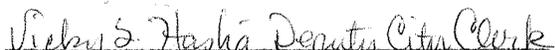
AYES: Councilmembers: Medina, O'Connell, Salazar, Mayor Ruane

NOES: Councilmembers: None

ABSENT: Councilmembers: Ibarra

I hereby certify this to be a full, true and correct copy of the document it purports to be, the original of which is on file in my office.

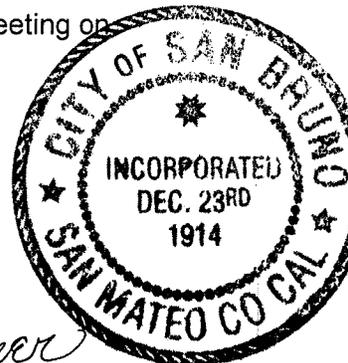
Dated: 3-16-11



City Clerk of the City of San Bruno



Carol Bonner, City Clerk



**AN ORDINANCE OF THE CITY OF SAN BRUNO REPEALING EXISTING CHAPTER 11.08 AND
ADDING NEW CHAPTER 11.08 (MECHANICAL CODE) TO TITLE 11 (BUILDINGS,
CONSTRUCTION AND FIRE PROTECTION) OF THE SAN BRUNO MUNICIPAL CODE ADOPTING
BY REFERENCE THE 2010 CALIFORNIA MECHANICAL CODE**

The City Council of the City of San Bruno ordains as follows:

Section 1. Existing Chapter 11.08 (Mechanical Code) of Title 11 (Buildings, Construction and Fire Protection) of the San Bruno Municipal Code is hereby repealed.

Section 2. New Chapter 11.08 (Mechanical Code) of Title 11 (Buildings, Construction and Fire Protection) is added to the San Bruno Municipal Code to read as follows:

Chapter 11.08

MECHANICAL CODE

Sections:

- 11.08.010 Adoption of the 2010 California Mechanical Code.**
11.08.020 Amendments.

11.08.010 Adoption of the 2010 California Mechanical Code.

A. Certain documents are marked "2010 California Mechanical Code." One copy of this document is on file in the office of the building official. The documents are published by the International Code Council and the California Building Standards Commission. The documents (and any appendices printed therein, if any) with additions, deletions and amendments as set forth herein, and any future addenda or errata published by the State of California, are adopted as the mechanical code for the building standards of the city of San Bruno, and may be cited as such.

B. No section of the City's Mechanical Code shall impose a mandatory duty of enforcement on the city, or on any officer, official, agent, employee, board, council, or commission thereof. Instead, if any section purports to impose a mandatory duty of enforcement, such section shall be deemed to invest the city, and the appropriate officer, official, agent, employee, board, council or commission thereof with the discretion to enforce the section, or not to enforce it.

11.08.020 Amendments.

Amendments, additions, and deletions to the 2010 California Mechanical Section are as follows:

(a) Section 108.4.2, Fees and plan review, is amended by the addition of the following:

Section 108.4.2.1—General—Fees shall be assessed as set forth in the fee schedule adopted the City Council.

Section 108.4.2.2—Permit Fees—The fee for each permit shall be established by resolution of the City Council.

Section 108.4.2.3—Plan Review Fees—When submittal documents are required by Section 108.4.3, a plan review fee shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee shall be established by resolution of the City Council. The plan review fees specified in this subsection are separate fees from the permit fees specified in Section 108.4.2.1 and are in addition to the permit fees.

When submittal documents are incomplete or changed so as to require additional plan review, an additional plan review fee shall be charged as established by resolution of the City Council.

(b) Section 108.8 of the 2007 California Mechanical Code, is amended to read as follows:

Appeal and Review

- (i) The building official shall be charged with the duty and responsibility of administering the provisions of this chapter.
- (ii) Whenever it is provided herein that certain things shall be done in accordance with the order, opinion, or approval of the building official, such order, opinion or approval shall be complied with; provided, any person aggrieved thereby, or believing that such order, opinion or approval is erroneous or faulty, may appeal except as otherwise provided in this chapter, to the city manager in writing within seventy-two hours after such order, opinion or approval has been given, and the city manager shall affirm, modify or reverse the same within seventy-two hours thereafter; provided that, if dissatisfied with the city manager's ruling thereon, that person may appeal to the city council in accordance with San Bruno Municipal Code Chapter 1.32 and the decision of the council shall be final and conclusive. In the meantime, except in the case of immediate hazard, the order, opinion, or approval shall be deemed suspended until such person has exhausted his or her right of appeal as herein provided.

(c) Section 111.2.1.3 of the 2010 California Mechanical Code, is amended to read as follows:

Any person, firm or corporation violating any provisions of this Code shall be deemed guilty of a misdemeanor, and each such person, firm or corporation shall be deemed guilty of a separate offense for each and every day or portion thereof during which such violation exists and shall be punished as set forth in San Bruno Municipal Code Chapter 1.28.

Section 3. If any section, subsection, sentence, clause, phrase, 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 of the City of San Bruno hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 4. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

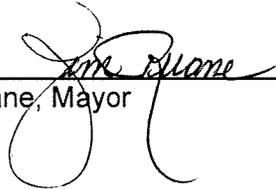
A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately as provided in Title 14, Section 15378 (a);

B. In that it is further exempt under the definition of Project in Section 15378 (b) (3) in that it concerns general policy and procedure making;

C. In that it can be seen with certainty that there is no possibility that activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b) (3); and

D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Section 5. This ordinance shall be published as required by law, and shall be effective on March 10, 2011.


Jim Ruane, Mayor

ATTEST:


Carol Bonner, City Clerk

APPROVED AS TO FORM:


Marc Zafferano, City Attorney

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I hereby certify that foregoing **Ordinance No. 1797**
was introduced at a regular meeting of the San Bruno City Council on
January 11, 2011, and adopted by the San Bruno City Council at a regular meeting on
February 8, 2011, by the following vote:

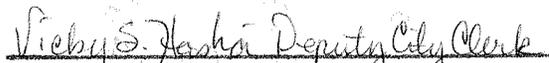
AYES: Councilmembers: Medina, O'Connell, Salazar, Mayor Ruane

NOES: Councilmembers: None

ABSENT: Councilmembers: Ibarra

I hereby certify this to be a full, true and correct
copy of the document it puports to be, the
original of which is on file in my office.

Dated: 3-16-11


Vicki S. Jaska Deputy City Clerk
City Clerk of the City of San Bruno


Carol Bomer, City Clerk



**AN ORDINANCE OF THE CITY OF SAN BRUNO REPEALING EXISTING CHAPTER 11.16 AND
ADDING NEW CHAPTER 11.16 (ELECTRICAL CODE) TO TITLE 11 (BUILDINGS,
CONSTRUCTION AND FIRE PROTECTION) OF THE SAN BRUNO MUNICIPAL CODE ADOPTING
BY REFERENCE THE 2010 CALIFORNIA ELECTRICAL CODE**

The City Council of the City of San Bruno ordains as follows:

Section 1. Existing Chapter 11.16 (Electrical Code) of Title 11 (Buildings, Construction and Fire Protection) of the San Bruno Municipal Code is hereby repealed.

Section 2. New Chapter 11.16 (Electrical Code) of Title 11 (Buildings, Construction and Fire Protection) is added to the San Bruno Municipal Code to read as follows:

Chapter 11.16

ELECTRICAL CODE

Sections:

11.16.010 2010 Adoption of the California Electrical Code.

11.16.020 Amendments, additions and deletions to the 2010 California Electrical Code.

11.16.010 Adoption of the 2010 California Electrical Code.

A. The code of rules and regulations known and designated as the 2010 California Electrical Code as published by the California Building Standards Commission as adopted and amended by the State of California is adopted. The documents (and the appendices printed with additions, deletions and amendments, and any future addenda or errata published by the State of California, are adopted as the electrical code for the building standards of the City of San Bruno, and may be cited as such. A copy of the code shall be kept in the office of the building official.

B. No section of the California Electrical Code shall impose a mandatory duty of enforcement on the city, or on any officer, official, agent, employee, board, council, or commission thereof. Instead, if any section purports to impose a mandatory duty of enforcement, such section shall be deemed to invest the city, and the appropriate officer, official, agent, employee, board, council or commission thereof with discretion to enforce the section, or not to enforce it.

11.16.020 Amendments, additions and deletions to the 2010 California Electrical Code.

The amendments, additions and deletions to the 2010 California Electrical Code are as follows:

(a) Section 89.108.8, Appeals Board, is amended to read as follows:

Appeal and Review

- (i) The building official shall be charged with the duty and responsibility of administering the provisions of this chapter.
- (ii) Whenever it is provided herein that certain things shall be done in accordance with the order, opinion, or approval of the building official, such order, opinion or approval shall be complied with; provided, any person aggrieved thereby, or believing that such order, opinion or approval is erroneous or faulty, may appeal except as otherwise provided in this chapter, to the city manager in writing within seventytwo hours after such order, opinion or approval has been given, and the city manager shall affirm, modify or reverse the same within seventy-two hours thereafter; provided that, if dissatisfied with the city manager's ruling thereon, that person may appeal to the city council in accordance with San Bruno Municipal Code Chapter 1.32 and the decision of the council shall be final and conclusive. In the meantime, except in the case of immediate hazard, the order, opinion, or approval shall be deemed suspended until such person has exhausted his or her right of appeal as herein provided.

(b) Section 90.4, Enforcement, is amended by the addition of the following:

The authority having jurisdiction for enforcing this Code is the building official.

(c) Section 89.108.9.2, Action and Proceedings, is amended as follows:

Violation Penalties. Any person, firm, or corporation violating any provision of this code shall be deemed guilty of a misdemeanor, and each such person, firm or corporation shall be deemed guilty of a separate offense for each and every day or portion thereof during which such violation exists and shall be punished as set forth in San Bruno Municipal Code Chapter 1.28.

Section 3. If any section, subsection, sentence, clause, phrase, 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 of the City of San Bruno hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 4. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately as provided in Title 14, Section 15378 (a);

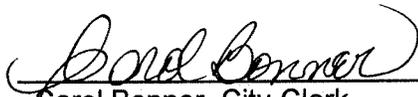
B. In that it is further exempt under the definition of Project in Section 15378 (b) (3) in that it concerns general policy and procedure making;

C. In that it can be seen with certainty that there is no possibility that activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b) (3); and

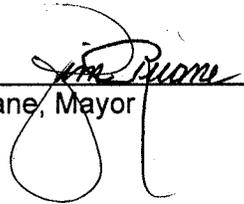
D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Section 5. This ordinance shall be published as required by law, and shall be effective on March 10, 2011.

ATTEST:



Carol Bonner, City Clerk



Jim Ruane, Mayor

APPROVED AS TO FORM:



Marc Zafferano, City Attorney

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I hereby certify that foregoing **Ordinance No. 1798** was introduced at a regular meeting of the San Bruno City Council on January 11, 2011, and adopted by the San Bruno City Council at a regular meeting on February 8, 2011, by the following vote:

AYES: Councilmembers: Medina, O'Connell, Salazar, Mayor Ruane

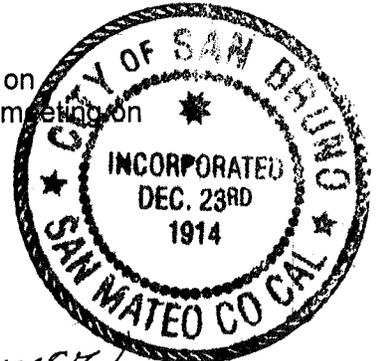
NOES: Councilmembers: None

ABSENT: Councilmembers: Ibarra

I hereby certify this to be a full, true and correct copy of the document it purports to be, the original of which is on file in my office.



(Carol Bonner, City Clerk)



Dated: 3-16-11



Vicky S. Haska, Deputy City Clerk
City Clerk of the City of San Bruno

ORDINANCE NO. 1799**AN ORDINANCE OF THE CITY OF SAN BRUNO REPEALING EXISTING CHAPTER 11.20 AND ADDING NEW CHAPTER 11.20 (PLUMBING CODE) TO TITLE 11 (BUILDINGS, CONSTRUCTION AND FIRE PROTECTION) OF THE SAN BRUNO MUNICIPAL CODE ADOPTING BY REFERENCE THE 2010 CALIFORNIA PLUMBING CODE**

The City Council of the City of San Bruno ordains as follows:

Section 1. Existing Chapter 11.20 (Plumbing Code) of Title 11 (Buildings, Construction and Fire Protection) of the San Bruno Municipal Code is hereby repealed.

Section 2. New Chapter 11.20 (Plumbing Code) of Title 11 (Buildings, Construction and Fire Protection) is added to the San Bruno Municipal Code to read as follows:

Chapter 11.20**PLUMBING CODE****Sections:**

- 11.20.010 Adoption of the 2010 California Plumbing Code**
- 11.20.020 Amendments, additions and deletions to the 2010 California Plumbing Code.**

11.20.010 Adoption of the 2010 California Plumbing Code.

A. Certain documents are marked "2010 California Plumbing Code." One copy of this document is on file in the office of the building official. The documents are published by California Building Standards Commission and the International Association of Plumbing and Mechanical Officials. The documents (and any appendices printed therein) together with additions, deletions and amendments as set forth herein, and any future addenda or errata published by the State of California, are adopted as the plumbing code for the building standards of the City of San Bruno, and may be cited as such.

B. No section of the City's Plumbing Code shall impose a mandatory duty of enforcement on the city, or on any officer, official, agent, employee, board, council, or commission thereof. Instead, if any section purports to impose a mandatory duty of enforcement, such section shall be deemed to invest the city, and the appropriate officer, official, agent, employee, board, council or commission thereof with the discretion to enforce the section, or not to enforce it.

11.20.020 Amendments, additions and deletions to the California Plumbing Code. The amendments, additions and deletions to the 2010 California Plumbing Code are as follows:

- (a) Section 108.4.2, Fees, of the 2010 California Plumbing Code, is amended by the addition of the following:

Section 108.4.2.1—Permit Fees—Fees shall be assessed as set forth in the fee schedule adopted the City Council.

Section 108.4.2.2—Plan Review Fees—When submittal documents are required by Section 108.4.3, a plan review fee shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee shall be established by resolution of the City Council.

The plan review fees specified in this subsection are separate fees from the permit fees specified in Section 108.4.2.1 and are in addition to the permit fees. When submittal documents are incomplete or changed so as to require additional plan review, an additional plan review fee shall be charged as established by resolution of the City Council.

(b) Section 108.8, Appeals Board, is amended to read:

Appeal and Review

- (i) The building official shall be charged with the duty and responsibility of administering the provisions of this chapter.
- (ii) Whenever it is provided herein that certain things shall be done in accordance with the order, opinion, or approval of the building official, such order, opinion or approval shall be complied with; provided, any person aggrieved thereby, or believing that such order, opinion or approval is erroneous or faulty, may appeal except as otherwise provided in this chapter, to the city manager in writing within seventytwo hours after such order, opinion or approval has been given, and the city manager shall affirm, modify or reverse the same within seventy-two hours thereafter; provided that, if dissatisfied with the city manager's ruling thereon, that person may appeal to the city council in accordance with San Bruno Municipal Code Chapter 1.32 and the decision of the council shall be final and conclusive. In the meantime, except in the case of immediate hazard, the order, opinion, or approval shall be deemed suspended until such person has exhausted his or her right of appeal as herein provided.

(c) Section 108.9.2, Actions and proceedings, is amended to read

Violation Penalties. Any person, firm, or corporation violating any provision of this code shall be deemed guilty of a misdemeanor, and each such person, firm or corporation shall be deemed guilty of a separate offense for each and everyday or portion thereof during which such violation exists and shall be punished as set forth in San Bruno Municipal Code Chapter 1.28.

(d) Section 203.0 of the 2010 California Plumbing Code, is amended to read as follows:

Authority Having Jurisdiction—The administrative authority is the official authorized by the city to administer and enforce the provisions of the plumbing code as adopted or amended. The administrative authority shall be the building official.

Section 3. If any section, subsection, sentence, clause, phrase, 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 of the City of San Bruno hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional.

Section 4. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately as provided in Title 14, Section 15378 (a);

B. In that it is further exempt under the definition of Project in Section 15378 (b) (3) in that it concerns general policy and procedure making;

C. In that it can be seen with certainty that there is no possibility that activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b) (3); and

D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Section 5. This ordinance shall be published as required by law, and shall be effective on March 10, 2011.



Jim Ruane, Mayor

ATTEST:



Carol Bonner, City Clerk

APPROVED AS TO FORM:



Marc Zafferano, City Attorney

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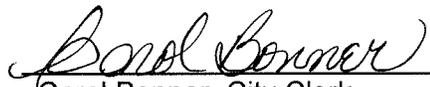
I hereby certify that foregoing **Ordinance No. 1799**
was introduced at a regular meeting of the San Bruno City Council on
January 11, 2011, and adopted by the San Bruno City Council at a regular meeting on
February 8, 2011, by the following vote:

AYES: Councilmembers: Medina, O'Connell, Salazar, Mayor Ruane

NOES: Councilmembers: None

ABSENT: Councilmembers: Ibarra

I hereby certify this to be a full, true and correct
copy of the document it puports to be, the
original of which is on file in my office.



Carol Bonner, City Clerk

Dated: 3-16-11



Vicki S. Haska, Deputy City Clerk
City Clerk of the City of San Bruno



AN ORDINANCE OF THE CITY OF SAN BRUNO REPEALING EXISTING CHAPTER 11.24 AND ADDING NEW CHAPTER 11.24, INTERNATIONAL FIRE CODE, TO TITLE 11 (BUILDINGS, CONSTRUCTION AND FIRE PROTECTION) OF THE SAN BRUNO MUNICIPAL CODE; ADOPTING BY REFERENCE THE 2010 CALIFORNIA FIRE CODE AND THE 2009 INTERNATIONAL FIRE CODE

The City Council of the City of San Bruno ordains as follows:

Section 1. Chapter 11.24, Fire Code, of Title 11 (Buildings, Construction, and Fire Protection) of the San Bruno Municipal Code is hereby repealed.

Section 2. New Chapter 11.24, Fire Code, of Title 11 (Buildings, Construction and Fire Protection) is hereby added to the San Bruno Municipal Code to read as follows, and also with text in brackets [example], which is explanatory and not part of the ordinance.

Chapter 11.24

INTERNATIONAL FIRE CODE

Sections:

11.24.010	Adoption of text of 2010 California Fire Code & the 2009 International Fire Code.
11.24.020	Establishment and duties of Fire Prevention Division.
11.24.030	Amendments.
11.24.040	Violations.

11.24.010 Adoption of text of 2010 California Fire Code & the 2009 International Fire Code.

(a) There is adopted by the city for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, those certain codes which marked as the 2010 California Fire Code and the International Fire Code, 2009 Edition. One copy of these documents is on file in the office of the building official. The documents are published by the California Building Standards Commission. The documents (and any appendices printed therein) together with additions, deletions, and amendments as set forth herein, and any future addenda or errata published by the State of California, are adopted as the Fire Code for the City of San Bruno and may be cited as such.

(b) No section of the fire code for the building standards of the City of San Bruno shall impose a mandatory duty of enforcement on the city, or on any officer, official, agent, employee, board, council or commission thereof. Instead, if any section purports to impose a mandatory duty of enforcement, said section shall be deemed to invest the city, and the appropriate officer, official, agent, employee, board, council or commission thereof with discretion to enforce the section, or not to enforce it.

11.24.020 Establishment and duties of the Fire Prevention Division.

(a) The California Fire Code as adopted and amended herein shall be enforced by the city fire prevention division which is hereby established and which shall be operated under the supervision of the fire marshal.

(b) The chief of the fire department shall recommend to the city manager the employment of technical personnel responsible for enforcement of this code and may also detail such members as shall from time to time be necessary.

11.24.030 Amendments, additions and deletions to the California Fire Code, 2010 Edition.

Amendments, additions, and deletions to the California Fire Code, 2010 are as follows:

(a) Section 105.6.15 Fire Hydrants and valves. is amended by adding:

105.6.15.1 Where the duty of maintaining fire hydrants are not specified in any legal document, fire hydrants that are adjacent to public streets, or streets accepted with public easements, or streets with water mains maintained by the City, are to be maintained by the City. Fire hydrants that are adjacent to privately controlled or owned streets, or streets with water mains maintained by the property owner(s), are to be maintained by the private property owner(s) in accordance with the City Water Division and Fire Department adopted standards.

(b) Section 202 amended – Definitions.

The specific following definitions in Section 202, General Definitions, are amended to read as follows: [All other definitions in this section remain the same.]

Administrator. Shall mean the Chief of the Fire Department.

All-weather surface. Shall mean a finished surface with asphalt, concrete, or road pavers.

City Council. Shall mean the governing body of the City.

Firebreak. Shall mean a continuous strip of land upon and from which all rubbish, weeds, grass or other growth that could be expected to burn has been abated or otherwise removed in order to prevent extension of fire from one area to another.

Fire code official. Shall mean the Fire Marshal.

Fire trail. Shall mean a graded firebreak of sufficient width, surface, and design to provide access for personnel and equipment to suppress and to assist in preventing a surface extension of fires.

Jurisdiction. As used in the California Fire Code shall be held to mean the City.

Occupancy classification [page 20] is amended by deleting “Clinic-outpatient” from Business Group B definition and adding Group I-2.2 Outpatient Clinic to Institutional Group I [page 23] as follows: Group I-2.2 Outpatient Clinic. A healthcare facility that receives five or less persons for outpatient medical care that may render the patient incapable of unassisted self-preservation, also known as an Outpatient Clinic.

Response time. Is the elapsed time from receipt of call to the arrival of the first unit on scene.

Running time. Is the calculated time difference between leaving the first-due station and arriving on the emergency scene.

Temporary fire department access road for construction. Is a temporary roadway for emergency vehicle use during project construction.

Temporary fire department access road for construction of one (1) residential (R3) unit. Is a temporary roadway for emergency vehicle use during construction of an individual residential (R3) structure where a fire department access road is required as part of the project.

Temporary water supply. Is stored water for firefighting purposes in an aboveground tank during combustible construction.

(c) Sections 315, IFC - Miscellaneous Combustible Materials Storage.

Section 315.1, IFC is amended by adding the following exception to read as follows:

Section 315.1 General. Storage, use and handling of miscellaneous combustible materials shall be in accordance with this section. A permit shall be obtained in accordance with Section 105.6.

Exception:

Storage of combustible materials other than motorized vehicles or vessels shall not be permitted in a public parking garage or in a garage or carport serving a Group R, Division 1 or Group R, Division 2 Occupancy, unless the method of storage is approved by the Fire Code Official.

(d) Section 507.5.2 Inspection, testing and maintenance. is amended by adding section

507.5.2.1: Where the duty of maintaining fire hydrants are not specified in any legal document, fire hydrants that are adjacent to public streets, or streets accepted with public easements, or streets with water mains maintained by the City, are to be maintained by the City. Fire hydrants that are adjacent to privately controlled or owned streets, or streets with water mains maintained by the property owner(s), are to be maintained by the private property owner(s) in accordance with the City Water Division and Fire Department adopted standards.

(e) Section 903.2, CFC – Where required.

Section 903.2 CFC shall be deleted and replaced as follows:

Section 903.2 Where required.

Approved automatic fire sprinkler systems shall be installed in all new buildings and structures except detached “U” occupancies 400 square feet or less.

Section 903.3.8 CFC shall be deleted and replaced as follows:

903.3.8 – Floor Control Valves.

Floor control valves and waterflow detection assemblies shall be installed at each floor. [This replaces the existing text.]

903.4.2-*Alarms* is amended as follows:

An approved exterior rated horn/strobe shall be connected to every automatic sprinkler system. The alarm device shall be provided on the exterior of the building in an approved location. Where a fire alarm system is installed, actuation of the automatic sprinkler system shall actuate the building fire alarm system. [This replaces the existing text.]

903.4.3- *Floor control valves* is amended as follows:

Approved supervised indicating control valves shall be provided at the point of connection to the riser on each floor in all buildings. [This replaces the existing text.]

(f) Section 903.6, Existing buildings, is amended to read as follows:

903.6.- *Existing Buildings or Structures.* An automatic fire extinguishing system shall be installed throughout when an addition, alteration, modification, remodel or modernization occurs to an existing building or structure over 7,500 square feet in gross floor area, which would require a building permit for construction valued in excess of \$30,000 in any twelve month period.

903.6.2.1 *Exceptions:*

1. When an addition is less than 250 square feet.
2. For additions larger than 250 square feet in an existing structure less than 7,500 square feet, only the portion of the structure added will be sprinklered.
3. Existing one- or two-family dwelling.

(g) Section 905 is amended as follows:

Section 905.3 required installations. Standpipe systems shall be installed where required by Sections 905.3.1 through 905.3.10.1 and in the locations indicated in Sections 905.4, 905.5 and 905.6. Standpipe systems shall be combined with *automatic sprinkler systems*.

Exceptions:

1. (Unchanged)
2. Townhouses with individual exterior exits. (Added)

Section 905.3.1 Height. *In other than Group R-3 and R-3.1 occupancies, class III* standpipe systems shall be installed throughout *at each floor where any of the following occur:*

1. (Deleted)
2. *Buildings that are two or more stories in height*
3. (Deleted)
4. *Buildings that are one or more stories below the highest level of fire department vehicle access*

Exceptions:

1. (Unchanged)
2. (Deleted)
3. (Unchanged)
4. (Unchanged)
5. (Deleted)

Section 905.3.2 Group A. Class I automatic wet standpipes shall be provided *all* Group A buildings.

Exceptions:

1. (Unchanged)
2. (Deleted)

Section 905.3.5 Underground buildings. Underground buildings shall be equipped throughout with a Class I automatic wet system.

Section 905.3.10.1 *All other stations shall be provided with a class I approved wet standpipe system; a manual dry class I standpipe system may be allowed in areas subject to freezing.*

Section 905.4 Location of Class I standpipe hose connections. Class I standpipe hose connections shall be provided in all of the following locations:

1. In every required *stairway*, a hose connection shall be provided for each floor level. Those connections shall be located at an intermediate floor level landing between floors, unless otherwise *approved* by the fire code official. *See Section 909.20.2.3 for additional provisions in smoke proof enclosures.*

- (h) Section 3301 Scope is amended by adding Sections 3301.1 Exception, 3301.2, 3301.3, 3301.3.1, 3301.4, and 3301.5 to read as follows:

3301.1.1-Established limits. Storage of explosive materials is prohibited with the limits established by law as the limits of districts in which such storage is prohibited, see Section 7. In districts where the storage of explosive materials is permitted the quantities of explosives and distances shall be in accordance with the *International Fire Code sections 3301.8.1 and 3301.8.1.1.*

Exceptions: Approved storage of "safe and sane" fireworks as defined by the State Fire Marshal and regulated by the City Municipal Code Chapter 6.50.

3301.2-Fireworks. *The possession, manufacture, storage, sale, handling and use of fireworks are prohibited.* The possession, manufacture, storage, sale, handling and use of fireworks or pyrotechnic materials within the jurisdiction of the City are prohibited.

Exceptions:

1. Firework storage within the jurisdiction of the City is limited to aerial fireworks in conjunction with an approved and permitted aerial display, see also Section 3301.4.
2. Safe and Sane fireworks as defined by the State Fire Marshal shall be allowed as regulated by the City Municipal Code Chapter 6.50.
3. Snap Caps and Party Poppers as classified by the State Fire Marshal as pyrotechnic devices.

3301.3-Rocketry. The storage, handling and use of model and high-power rockets shall comply with the requirements of *California Code of Regulations, Title 19, Article 17* and when appropriate NFPA 1122, NFPA 1125, and NFPA 1127.

3301.3.1-Ammonium nitrate. The storage and handling of ammonium nitrate shall comply with the requirements of Chapter 40 and NFPA 490.

Exception: Storage of ammonium nitrate in magazines with blasting agents shall comply with the requirements of NFPA 495.

3301.4-Residential uses. No person shall keep or store, nor shall any permit be issued to keep or store, any explosives, fireworks or pyrotechnic material at any place of habitation, or within 100 feet (30 480mm) thereof.

Exception: Storage of smokeless propellant, black powder, and small arms primers for personal use and not for resale in accordance with *International Fire Code Section 3306.*

3301.5-Sale and retail display. The possession, manufacture, storage, sale, handling and use of fireworks or pyrotechnic materials within the jurisdiction of the City are prohibited.

Exceptions:

1. Safe and sane fireworks as defined by the State Fire Marshal and regulated by the City Municipal Code Chapter 6.50.
2. Snap Caps and Party Poppers as classified by the State Fire Marshal as pyrotechnic devices.

- (i) Section 3308 Fireworks display is amended by adding Sections 3308.2, 3308.2.1, and 3308.3 to read as follows:

3308.2-Permit required. Permits to conduct an aerial display shall be required as set forth in Section 105.6.51 and regulated in accordance with *California Code of Regulations, Title 19, Chapter 6* and this section.

Exception: Snap Caps and Party Poppers as classified by the State Fire Marshal as pyrotechnic devices.

3308.2.1-Prohibited and Limited Acts. Storage of explosive materials is prohibited with the limits established by law as the limits of districts in which such storage is prohibited, see Section 7. In districts where the storage of explosive materials is permitted, the quantities of explosives and distances shall be in accordance with the *International Fire Code* Sections 3301.8.1 and 3301.8.1.1.

3308.3-Financial responsibility. Before a permit is issued, as required by Section 3308.2, the applicant shall provide a hold harmless agreement agreeing to indemnify the city and shall provide a liability insurance policy in an amount and form to be set by the city attorney for payment of all damages to persons or property which arise from the activity. The city attorney is authorized to specify a greater or lesser amount when, in his or her opinion, conditions at the location of use indicate a greater or lesser amount is required.

- (j) Appendix A is amended to read as follows:

Appeal and Review

- (a) The chief of the fire department shall be charged with the duty and responsibility of administrating the provisions of this chapter.
- (b) Whenever it is provided herein that certain things shall be done in accordance with the order, opinion, or approval of the chief of the fire department, such order, opinion or approval shall be complied with; provided, any person aggrieved thereby, or believing that such order, opinion or approval is erroneous or faulty, may appeal except as otherwise provided in this chapter, to the city manager in writing within seventy-two hours after such order, opinion or approval has been given, and the city manager shall affirm, modify or reverse the same within seventy-two hours thereafter; provided that, if dissatisfied with the city manager's ruling thereon, that person may appeal to the city council in accordance with San Bruno Municipal Code Chapter 1.32 and the decision of the council shall be final and conclusive. In the meantime, except in the case of immediate hazard, the order, opinion, or approval shall be deemed suspended until such person has exhausted his or her right of appeal as herein provided.

11.24.040 Violations.

Any person, firm, or corporation violating any provision of this Code shall be deemed guilty of a misdemeanor, and each such person, firm, or corporation, shall be deemed guilty of a separate offense for each and every day or portion thereof during which such violation exists and shall be punished as set forth in San Bruno Municipal Code Chapter 1.28.

Section 3. Validity. The City Council of the City hereby declares that should any section, paragraph, sentence or work of this code as adopted and amended herein be declared for any reason to be invalid, it is the intent of the City Council of the City that it would have passed all other portions or provisions of this Ordinance independent of the elimination here from any such portion or provision as may be declared invalid.

Section 4. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately as provided in Title 14, Section 15378 (a);

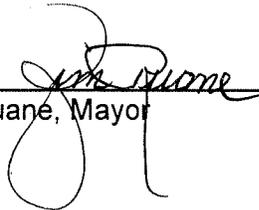
B. In that it is further exempt under the definition of Project in Section 15378 (b) (3) in that it concerns general policy and procedure making;

C. In that it can be seen with certainty that there is no possibility that activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b) (3); and

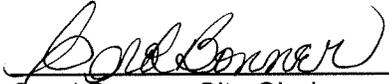
D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Section 5. This Ordinance shall be published as required by law and shall be effective on March 10, 2011.

ATTEST:

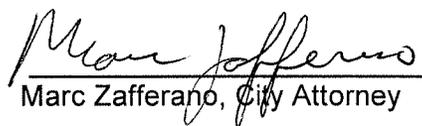


Jim Ruane, Mayor



Carol Bonner, City Clerk

APPROVED AS TO FORM:



Marc Zafferano, City Attorney

--oOo--

I hereby certify that foregoing **Ordinance No. 1800**
was introduced at a regular meeting of the San Bruno City Council on
January 11, 2011, and adopted by the San Bruno City Council at a regular meeting on
February 8, 2011, by the following vote:

AYES: Councilmembers: Medina, O'Connell, Salazar, Mayor Ruane

NOES: Councilmembers: None

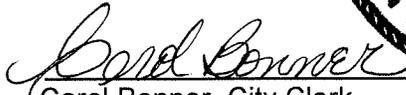
ABSENT: Councilmembers: Ibarra

I hereby certify this to be a full, true and correct
copy of the document it puports to be, the
original of which is on file in my office.

Dated: 3-16-11



City Clerk of the City of San Bruno



Carol Bonner, City Clerk

