

**BUILDING STANDARDS COMMISSION**

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



February 18, 2015

Mina Semenza  
City Clerk  
City of Gardena  
1700 West 162<sup>nd</sup> Street  
Gardena, CA 90247

RE: Ordinance # 1752

Dear Ms. Semenza:

This letter is to advise you of our determination regarding the referenced ordinance with express findings received from your agency on September 5, 2014.

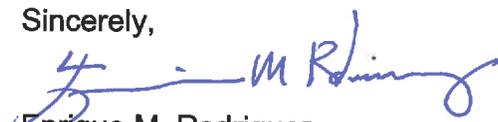
Our review finds the submittal to contain one ordinance modifying provisions of the 2013 California Building Standards Code in Title 24, California Code of Regulations (code), and express findings complying with Health and Safety Code §§17958.7 and 18941.5. The code modification is accepted for filing and is enforceable. This letter attests only to the satisfaction of the cited law for filing of local code amendment supported by an express finding with the Commission. The Commission is not authorized by law to evaluate the merit of the code modification or the express finding.

Local modifications to the code 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.

On a related matter, should your city receive and ratify Fire Protection District ordinances making modifications to the code, be advised that Health and Safety Code §13869.7(c) requires such ratified ordinances and express findings to be filed with the Department of Housing and Community Development, Division of Codes and Standards, State Housing Law Program, rather than this Commission. Also, ordinances making modifications to the energy efficiency standards of the code may require approval from the California Energy Commission pursuant to Public Resources Code §25402.1(h)(2).

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



**CITY OF GARDENA**

1700 WEST 162<sup>nd</sup> STREET / GARDENA, CALIFORNIA 90247-3778 / PHONE (310) 217-9500  
WEB SITE: [www.ci.gardena.ca.us](http://www.ci.gardena.ca.us)

PAUL K. TANAKA, Mayor  
TASHA CERDA, Mayor Pro Tem  
RACHEL C. JOHNSON, Councilmember  
DAN MEDINA, Councilmember  
TERRENCE TERAUCHI, Councilmember

MINA SEMENZA, City Clerk  
J. INGRID TSUKIYAMA, City Treasurer  
MITCHELL G. LANSDELL, City Manager  
PETER L. WALLIN, City Attorney

August 27, 2014

CA Dept. of Housing and Community Development  
Division of Codes and Standards  
2020 West El Camino Avenue  
Sacramento, CA 95833

**SUBJECT: ORDINANCE NO. 1752, ADOPTING THE MOST RECENT VERSION OF THE LOS ANGELES COUNTY FIRE CODE BY REFERENCE AND RESOLUTION NO. 6126, RATIFYING THE MORE RESTRICTIVE BUILDING STANDARDS CONTAINED IN THE 2014 LOS ANGELES COUNTY FIRE CODE AND SETTING FORTH FINDINGS FOR REQUIRED AMENDMENTS TO THE 2013 CALIFORNIA STATE FIRE CODE RELATIVE TO LOCAL CLIMATIC, TOPOGRAPHIC AND GEOLOGIC CONDITIONS IN THE CITY**

To Whom It May Concern:

Enclosed is a fully executed copy of the subject Ordinance No. 1752 and Resolution No. 6126, to be filed with the California State Department of Housing and Community Development.

Please contact City Manager, Mitchell Lansdell, at (310) 217-9503 if you have any related questions.

Sincerely,

*Becky Romero*

for MINA SEMENZA  
City Clerk

/jr

Enclosure

cc: Assistant Fire Chief Philip Cocker, Fire Marshal, County of Los Angeles Fire Department, Fire Prevention Division, 5823 Rickenbacker Road, Commerce, CA 90040-3027

SEP 01 2014

2014 SEP -4 P 1:12  
CITY OF GARDENA BUILDING DEPARTMENT

SEP 01 2014

2014 SEP -5 P 1:12  
CITY OF GARDENA BUILDING DEPARTMENT

MISSISSIPPI GOVERNMENT BUILDING DEPARTMENT

2014 SEP -4 P 1:11

**ORDINANCE NO. 1752**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ADOPTING THE MOST RECENT VERSION OF THE LOS ANGELES COUNTY FIRE CODE AS SET FORTH IN TITLE 32 OF THE LOS ANGELES COUNTY CODE BY REFERENCE**

WHEREAS, California Health & Safety Code Section 18901et seq. provides that the Building Standards Commission shall adopt a California Building Standards Code ("CBSC") based on specified uniform codes with input from various State Departments including a fire code; and

WHEREAS, Part 9 of the California Building Standards Code is the California Fire Code and the provisions of this Code automatically went into effect on January 1, 2014; and

WHEREAS, Section 8.08.010 of the Gardena Municipal Code, which was approved by voter initiative, requires the City to adopt the most recent version of the Los Angeles County Fire Code by reference; and

WHEREAS, on March 25, 2014, the Los Angeles County Board of Supervisors adopted Ordinance No. 2014-0014 which amended the Los Angeles County Fire Code and adopted by reference the 2013 Edition of the California Fire Code with changes and amendments and the 2012 Edition of the International Fire Code which has been incorporated, with certain changes and amendments, into the 2013 Edition of the California Fire Code; and

WHEREAS, the City Council of Gardena is now required to adopt the same amendments to the 2013 California Fire Code; and

WHEREAS, pursuant to Government Code Section 50022.2, the City may adopt a code by reference; and

WHEREAS, County Ordinance No. 2014-0014 includes a statement of reasons based on climatic, geological, and topographical conditions for amendments to the 2010 California Fire Code, and

WHEREAS, the City Council of Gardena adopted the same justifications as the County for the amendments to the 2013 California Fire Code through the adoption of Resolution No.6126; and

WHEREAS, the City Council of Gardena introduced this Ordinance on May 13, 2014, and held a duly noticed public hearing on May 27, 2014;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 8.08.020 of the Gardena Municipal Code is hereby amended to read as follows:

*Section 8.08.020. Los Angeles County Fire Code Version.*

*Pursuant to Section 8.08.010, which requires the city to adopt the latest version of the Los Angeles County Fire Code by reference, the version of the Los Angeles County Fire Code for the city shall be the version of Title 32 of the Los Angeles County Code as set forth in Ordinance No. 2014-0014, adopted by the Los Angeles County Board of Supervisors on March 25, 2014.*

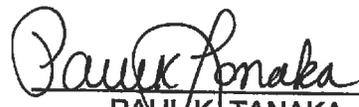
SECTION 2. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional.

SECTION 3. City Clerk Direction. The City Clerk shall certify to the passage of this ordinance and shall cause the same to be entered in the book of original ordinances of said City; shall make a minute passage and adoption thereof in the records of the meeting at which time the same is passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof, cause a summary of the ordinance to be published as required by law.

SECTION 4. A full copy of the code which is adopted by reference herein shall be kept either in the City Clerk's Office or in the office of the chief enforcement officer for the fire code during all such times as this ordinance is in effect.

SECTION 5. Effective Date. This ordinance shall not become effective or be in force until thirty (30) days from and after the date of its adoption. This Ordinance shall supersede Ordinance No. 1724 upon its effective date.

Passed, approved, and adopted this 10th day of June, 2014.

  
\_\_\_\_\_  
PAUL K. TANAKA, Mayor

ATTEST:

*for*   
\_\_\_\_\_  
MINA SEMENZA, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
PETER L. WALLIN, City Attorney

RECEIVED  
2014 SEP -5 P 1:14  
CITY OF HONOLULU  
COMMISSIONERS COMMITTEE

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES       ) ss:  
CITY OF GARDENA                )

I, **MINA SEMENZA**, City Clerk of the City of Gardena, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing Ordinance being **Ordinance No. 1752** was duly passed and adopted by the City Council of said City of Gardena, approved and signed by the Mayor of said City, and attested by the City Clerk, all at a meeting of said City Council held on the **10<sup>th</sup>** day of **June, 2014**, and that the same was so passed and adopted by the following roll call vote:

AYES:     COUNCIL MEMBERS JOHNSON, TERAUCHI, AND CERDA

ABSTAIN: NONE

NOES:    NONE

ABSENT:  COUNCIL MEMBER MEDINA AND MAYOR TANAKA

*Becky Romero*  
for \_\_\_\_\_  
City Clerk of the City of Gardena, California

(SEAL)

2014 SEP -5 P 1:15  
CITY OF GARDENA  
STANDARD COMMISSION

**RESOLUTION NO. 6126**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, RATIFYING THE MORE RESTRICTIVE BUILDING STANDARDS CONTAINED IN THE 2014 LOS ANGELES COUNTY FIRE CODE AND SETTING FORTH FINDINGS FOR REQUIRED AMENDMENTS TO THE 2013 CALIFORNIA STATE FIRE CODE RELATIVE TO LOCAL CLIMATIC, TOPOGRAPHIC AND GEOLOGIC CONDITIONS IN THE CITY**

WHEREAS, the City of Gardena ("City") lies within the jurisdictional boundaries of the Consolidated Fire Protection District of Los Angeles County (District); and

WHEREAS, the District has responsibility for fire protection within the City's jurisdictional boundaries; and

WHEREAS, the County Board of Supervisors, acting as the Governing Body of the District did, on March 25, 2014, adopt amendments to the District Fire Code by adopting by reference, with certain changes and amendments, the 2013 Edition of the California Fire Code and the 2012 edition of the International Fire Code; and

WHEREAS, as allowed by state law, the District Fire Code contains local amendments that constitute more restrictive building standards relating to fire and panic safety than those adopted by the State Fire Marshal and contained in the California Building Standards Code; and

WHEREAS, pursuant to Section 13869.7(c) of the California Health and Safety Code, local amendments containing such, more restrictive building standards are not effective within the jurisdictional boundaries of the City until ratified by the City Council; and

WHEREAS, it is the intention of the City to ratify all of these more restrictive building standards and to have those standards be enforced in the City. Health and Safety Code Section 17958 provides that the City of Gardena ("City") shall adopt Ordinances and regulations imposing the same or modified or changed requirements as are contained in the regulations adopted by the State pursuant to Health and Safety Code Section 17922;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The ordinance amending the District Fire Code adopted on March 15, 2014, by the Board of Supervisors, and which contains more restrictive building standards, is hereby ratified.

SECTION 2. The Council finds that the more restrictive building standards contained in the District Fire Code are reasonably necessary due to local climatic, geological, or topographical conditions in the City and adopts by reference the specific findings made in Section 275 of the Ordinance adopted by the Board of Supervisors regarding these local conditions, a copy of which is attached as Exhibit 1.

SECTION 3. The Council delegates authority to enforce the District Fire Code, including the more restrictive building standards contained in the District Fire Code, to the District Fire Chief pursuant to Health and Safety Code Section 13869.7.

SECTION 4. The City Clerk shall certify to the passage and adoption of this resolution; shall cause the same to be entered among the original resolutions of said City; shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted and shall send a copy of this resolution to the California Department of Housing and Community Development, Division of Codes and Standards, 1800 3<sup>rd</sup> Street, Room 260, Sacramento, California 95811, and a copy to the Consolidated Fire Protection District of the County of Los Angeles, Attn: Assistant Fire Chief Phil Cocker, Fire Marshal, 5823 Rickenbacker Road, Commerce, California 90040.

Passed, approved, and adopted this 13th day of MAY 2014.

  
\_\_\_\_\_  
PAUL K. TANAKA, Mayor

ATTEST:

  
\_\_\_\_\_  
MINA SEMENZA, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
PETER L. WALLIN, City Attorney

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES       ) SS:  
CITY OF GARDENA                )

I, **MINA SEMENZA**, City Clerk of the City of Gardena, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing Resolution, being **Resolution No. 6126** duly passed and adopted by the City Council of said City of Gardena, approved and signed by the Mayor of said City, and attested by the City Clerk, all at a regular meeting of said City Council held on the **13th** day of **May, 2014**, and that the same was so passed and adopted by the following roll call vote:

AYES:     **COUNCIL MEMBERS TERAUCHI, MEDINA, CERDA, AND JOHNSON AND  
MAYOR TANAKA**

ABSTAIN: NONE

NOES:     NONE

ABSENT: NONE

*Becky Romero*  
\_\_\_\_\_  
City Clerk of the City of Gardena, California

(SEAL)