CITY OF LAWNDALE

14717 Burin Avenue, Lawndale, California 90260
Phone (310) 973-3200 – www.lawndalecity.org

AGENDA OF THE
LAWNDALE CITY COUNCIL REGULAR MEETING
Monday, July 17, 2023 - 6:30 p.m.
Lawndale City Hall Council Chamber
14717 Burin Avenue

Any person who wishes to address the City Council regarding any item listed on this agenda or any other matter that is within its subject matter jurisdiction is invited, but not required, to fill out a Public Meeting Speaker Card and submit it to the City Clerk prior to the oral communications portion of the meeting. The purpose of the card is to ensure that the speaker's name is correctly recorded in the meeting minutes and, where appropriate, to provide contact information for staff follow-up.

How to observe the Meeting:
To maximize public safety while still maintaining transparency and public access, members of the public can now observe the meeting in person, with limited capacity, while strictly adhering to the **City Facilities Entry Protocols**. Members of the public are still be able to view the meeting on YouTube "Lawndale CityTV", the City Website, or Lawndale Community Cable Television on Spectrum & Frontier Channel 3.

Copies of this Agenda packet may be obtained prior to the meeting outside of the Lawndale City Hall foyer or on the **City Website**. Interested parties may contact the City Clerk Department at (310) 973-3213 for clarification regarding individual agenda items.

This Agenda is subject to revision up to 72 hours before the meeting.

A. CALL TO ORDER AND ROLL CALL

B. CEREMONIALS (Flag Salute and Inspiration)

C. PRESENTATION

1. **Presentation of Plaque from the Los Angeles County Sheriff's Department, South Los Angeles Station**
   In Recognition of the City of Lawndale's Support of the 2023 Baker to Vegas Relay Run.

D. PUBLIC SAFETY REPORT

a. Los Angeles County Sheriff's Department Update

E. ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA (Public Comments)

F. COMMENTS FROM COUNCIL

G. CONSENT CALENDAR
Items 2 through 6 will be considered and acted upon under one motion unless a City Councilmember removes individual items for further City Council consideration or explanation.

2. **Motion to read by title only and waive further reading of all ordinances listed on the Agenda**
   Recommendation: that the City Council approve.

3. **Accounts Payable Register**
   Recommendation: that the City Council adopt Resolution No. CC-2307-027 authorizing the payment of certain claims and demands in the amount of $2,866,554.85.

4. **Minutes of the Lawndale City Council Regular Meeting, June 5, 2023**
   Recommendation: that the City Council approve.

5. **Resolution Approving the Execution of a Cooperation Agreement with the Los Angeles Urban County Community Development Block Grant Program for Fiscal Years 2024-2026**
   Recommendation: that the City Council adopt Resolution No. CC-2307-030 authorizing and approving the execution of a Cooperation Agreement with the Los Angeles Urban County Community Development Block Grant Program for the next three-year funding cycle, effective July 1, 2024 through June 30, 2027.

6. **Consideration of Claims for Damage against the City**
   Recommendation: that the City Council reject the claim filed by Barbara Denczek and April Mayberry and instruct staff to process the appropriate correspondence to the claimant.

H. PUBLIC HEARINGS

7. **Introduction and First Reading of Ordinance No. 1202-23 for the allowance of residents to keep chickens, hens, and/ or fowl in residential areas**
   Recommendation: that the City Council accept Ordinance No. 1202-23 which allows residents to keep chickens, hens, and fowl so long as they meet the standards and practices set forth by the Los Angeles County Health and Safety Code and follow the guidelines added by the Lawndale City Council.

I. ADMINISTRATION

8. **Preliminary Results for the Illegal Fireworks Suppression Plan for 2023**
   Recommendation: that the City Council receive and file this Staff Report regarding Preliminary Results for the Illegal Fireworks, Suppression Pan for 2023.

9. **Designation of Voting Delegate and Alternate(s) to the League of California Cities Conference & Expo – Sacramento - September 20-22, 2023**
   Recommendation: that the City Council a.) Select a Voting Delegate and Voting Alternate to represent the City of Lawndale at the 2023 League of California Cities Annual Conference; and b.) direct staff in the City Clerk Department to forward the appropriate formal minute action of such designation to the League of California Cities and the City Manager Department; and c.) determine if additional Councilmembers will attend the conference, including the funding account; and, if yes, d.) direct the Finance Director/City Treasurer to identify and appropriate the additional funding required, and make the appropriate transfer of funds to the City Council Travel/Meetings fund.

10. Adopt Resolution No. CC-2307-029 of FY 2023-24 Budget List of Projects Road Repair and Accountability Act of 2017 – Senate Bill 1 (SB 1)

Recommendation: that the City Council adopt the attached Resolution No. CC-2307-029 approving the project list of streets as attached herein Exhibit A- Project Description/ Location.

11. FY 2023-24 Recreation Class Instructor Agreements

Recommendation: that the City Council approve the attached agreements which have all been signed by each business entity for: 1) Chapala Dance Academy, LLC; 2) Duncan's Soo Bahk Do, LLC; 3) Elysian Arts and Events, LLC; and 4) Just Dance Company, LLC totaling $84,000.00, and authorize the City Manager to sign the agreements.

12. Elderly Nutrition Program Agreement

Recommendation: that the City Council approve the attached Contract Services Agreement for Elderly Nutrition Program Services agreement between the City of Lawndale and City of Gardena for a term beginning Monday, July 2, 2023 through June 28, 2024.

13. Introducing an Ordinance Adopting the 2023 Los Angeles County Fire Codes and Finding of Exemption from CEQA

Recommendation: that the City Council 1. Find the Project to be categorically exempt from California Environmental Quality Act (CEQA) pursuant to Section 1506l(b)(3) of the CEQA Guidelines; 2. Introduce Ordinance No. 1203-23 updating fire codes; and 3. Order a public hearing to be held at second reading on August 7, 2023.

14. American Rescue Plan Act Funds Use Update

Recommendation: that the City Council receive and file the American Rescue Plan Act Funds Use Update.

15. Annual Investment Policy- Resolution CC-2307-028

Recommendation: that the City Council adopt resolution CC-2307-028, reaffirming City Council Policy Number 80-04 pertaining to the City's Investment Policy, without revisions, changes, or edits.

16. Quarterly Investment Report for the Quarter ended June 30, 2023

Recommendation: that the City Council receive and file the Quarterly Investment Report for the quarter ended June 30, 2023.

J. CITY MANAGER REPORT

K. ITEMS FROM CITY COUNCILMEMBERS

17. Consider Modifying City Council Advisory Committee - Business Revitalization Standing Committee

Recommendation: that the City Council a) Consider the request from Mayor Pullen-Miles; and b) Modify the Business Revitalization Standing Committee from a standing committee to an ad hoc subcommittee; and c) Rename the Business Revitalization Standing Committee to Business Revitalization Ad Hoc Subcommittee; or d) Provide further direction to staff.

18. Mayor/City Councilmembers Report of Attendance at Meetings and/or Events

L. CLOSED SESSION

19. Conference with Labor Negotiator

The City Council will conduct a closed session, pursuant to Government Code section 54957.6, with the City Manager, the City Attorney, and the City's negotiators, regarding labor negotiations with Local 1895, Council 36, American Federation of State, County and Municipal Employees, AFL-CIO, representing the City's mid-management and classified employees.

M. ADJOURNMENT

The next regularly scheduled meeting of the City Council will be held at 6:30 p.m. on Monday, August 7, 2023, in the Lawndale City Hall Council Chamber, 14717 Burin Avenue, Lawndale, California.

It is the intention of the City of Lawndale to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, we will attempt to accommodate you in every reasonable manner. Please contact the City Clerk Department (310) 973-3213 prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at that time if you will need accommodation to attend or participate in meetings on a regular basis.

I hereby certify under penalty of perjury under the laws of the State of California that the Agenda for the regular meeting of the City Council to be held on July 17, 2023, was posted not less than 72 hours prior to the meeting.

/s/ Yvette Hall
Yvette Hall, Assistant City Clerk

Back to Agenda

CITY OF LAWNDALE
14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Yvette Hall, Assistant City Clerk

SUBJECT: Presentation of Plaque from the Los Angeles County Sheriff's Department, South Los Angeles Station

No supporting documentation was forwarded to the City Clerk Department for this item.

Back to Agenda

CITY OF LAWNDALE
14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Yvette Hall, Assistant City Clerk

SUBJECT: Motion Pertaining to the Reading of Ordinances

BACKGROUND

California Government Code reads, in part, as follows:

> "Except when, after reading the title, further reading is waived by regular motion adopted by majority vote, all ordinances shall be read in full either at the time of introduction or passage."

RECOMMENDATION

Staff recommends that the City Council read by title only and waive further reading of all ordinances listed on the agenda.

Back to Agenda

RESOLUTION NO. CC-2307-027

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA AUTHORIZING CERTAIN CLAIMS AND DEMANDS IN THE SUM OF $2,866,554.85

THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That in accordance with Sections 37202 and 37209 of the Government Code, the Director of Finance, as certified below, hereby attests to the accuracy of these demands and to the availability of funds for the payment thereof.

SECTION 2. That the following claims and demands have been audited as required by law, and that appropriations for these claims and demands are included in the annual budget as approved by the City Council.

SECTION 3. That the claims and demands paid by check numbers 204404 through 204598 for the aggregate total of $2,866,554.85 are hereby authorized.

Effective Date: July 17th, 2023

Approved by:

Hrant Manuelian, Director of Finance

PASSED, APPROVED AND ADOPTED this 17th day of July 2023.

Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council of the City of Lawndale duly approved and adopted the foregoing Resolution No. CC-2307-027 at a regular meeting of said Council held on the 17th day of July 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Pat Kearney					
Rhonda H. Gorman					
Bernadette Suarez					

_____

Erica Harbison, City Clerk

City of Lawndale
Summary of Audited Claims and Demands

Claims and Demands Paid By Check:

Check Date	Check Number Beginning	Ending	Aggregate Total
6/1/2023	204404	204438	591,218.59
6/8/2023	204439	204466	283,798.52
6/15/2023	204467	204498	64,523.94
6/22/2023	204499	204536	180,946.87
6/29/2023	204537	204569	255,804.59
7/6/2023	204570	204598	1,490,262.34
	Total Checks		**2,866,554.85**

Claims and Demands Paid By Electronic ACH Transfer:

Date	Name of Payee	Description	Amount
	Total ACH Payments		0.00
Total Audited Claims and Demands Paid			**2,866,554.85**

City of Lawndale

BANK: WELLS FARGO BANK N.A

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204404	06/01/2023	Printed		7660	ARAMSCO INC	CUSTODIAL SUPPLIES	1,021.48
204405	06/01/2023	Printed		2207	ASAP SIGN & BANNER, LLC	LAWNDALE CITY FLAG	474.08
204406	06/01/2023	Printed		8131	ATOMIC ROOFING	CONS & DEMO DEPOSIT REFUND	390.00
204407	06/01/2023	Printed		8135	MARIA BENAVIDES	CLASS FEE REFUND	27.00
204408	06/01/2023	Printed		8134	KEITH BRABEC	CONS & DEMO DEPOSIT REFUND	1,975.50
204409	06/01/2023	Printed		1105	CDW GOVERNMENT, INC.	2 MONITORS FOR PWD	329.70
204410	06/01/2023	Printed		0169	CENTINELA YOUTH SERVICES	DONATION - R. PULLEN-MILES	200.00
204411	06/01/2023	Printed		6531	DARREN P DOERSCHEL	SYSTEMS INTEGRATION CONSULTING	2,945.00
204412	06/01/2023	Printed		1288	EWING IRRIGATION PRODUCTS INC	IRRIGATION PARTS - HAWTHORNE	539.03
204413	06/01/2023	Printed		6636	FRONTIER COMMUNICATIONS	FAX LINE FOR PWD	84.34
204414	06/01/2023	Printed		8132	GRAYSON'S AWARENESS OUTREACH	GRAYSON'S 24TH ANNIV.	100.00
204415	06/01/2023	Printed		6051	INFANTE BROS LAWNMOWER SHOP	HEADS FOR WEED TRIMMERS	244.69
204416	06/01/2023	Printed		7801	IGNATIUS LIN	PRSSC MEETING STIPEND	50.00
204417	06/01/2023	Printed		8107	JOANNE LOEZA	PRSSC MEETING STIPEND	50.00
204418	06/01/2023	Printed		0308	LOS ANGELES COUNTY	PUBLIC SAFETY SERVICES -	560,080.10
204419	06/01/2023	Printed		7733	MARIA'S GARDEN CENTER &	PLANTS & MATERIALS	1,829.49
204420	06/01/2023	Printed		8136	MAS REAL CONSTRUCTION INC.	CONS & DEMO DEPOSIT REFUND	930.00
204421	06/01/2023	Printed		8106	KENNETH MILLER	PRSSC MEETING STIPEND	50.00
204422	06/01/2023	Printed		4566	MYERS & SONS HI WAY SAFETY INC	STREET SIGNS & STREET MARKERS	860.38
204423	06/01/2023	Printed		7227	OCCUPATIONAL HEALTH CENTERS	PREEMPLOY PHYSICAL/DRUG SCREEN	53.00
204424	06/01/2023	Printed		7890	ODP BUSINESS SOLUTIONS LLC	OFFICE SUPPLIES	396.87
204425	06/01/2023	Printed		1140	PACIFIC TIRE SERVICE	TIRE REPAIR VEH#508	20.00
204426	06/01/2023	Printed		4457	Q PRESS	22/23 WINTER ONLINE BROCHURE	630.00
204427	06/01/2023	Printed		8133	ANNA GOMEZ RAMOS	CONS & DEMO DEPOSIT REFUND	660.00
204428	06/01/2023	Printed		8098	REECE PLUMBING	PLUMBING PARTS - COMMUNITY	176.51
204429	06/01/2023	Printed		5895	RICOH USA INC	LEASE CHARGES FOR COPIERS -	1,756.86
204430	06/01/2023	Printed		7358	RK SPORTS LLC	INSTRUCTOR FEES - MULTI-SPORT	1,202.50
204431	06/01/2023	Printed		4582	STATE CONTROLLER'S OFFICE	2022 OFFSETS PROGRAM	2,019.08
204432	06/01/2023	Printed		0849	THE SAFEMART OF SO CAL INC	6 LOCKS FOR CITY FACILITIES	127.67
204433	06/01/2023	Printed		8120	TUCKER TOURS, LLC	SUNSET LUAU 6/27/23 -FINAL BAL	6,834.00
204434	06/01/2023	Printed		3672-FLEET	U.S. BANK VOYAGER FLEET SYS	FLEET SERVICES-FUEL	3,445.80
204435	06/01/2023	Printed		7768	UNITED SITE SERVICES	PORTABLE RESTROOM RENTAL	103.28
204436	06/01/2023	Printed		0480	VISTA PAINT	PAINT - CITY HALL	686.23
204437	06/01/2023	Printed		7939	VORTEX INDUSTRIES, LLC	ADJUST COMMUNITY CENTER	876.00
204438	06/01/2023	Printed		6697	DANIEL T WOODS	PRSSC MEETING STIPEND	50.00
			Total Checks: 35			**Checks Total (excluding void checks):**	**591,218.59**
			Total Payments: 35			**Bank Total (excluding void checks):**	**591,218.59**
			Total Payments: 35			**Grand Total (excluding void checks):**	**591,218.59**

City of Lawndale

BANK: WELLS FARGO BANK N.A

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204439	06/08/2023	Printed		7470	ARAMARK REFRESHMENT SVCS LLC	COFFEE/TEA - JAN. 2023	279.24
204440	06/08/2023	Printed		7785	BERICOM DESIGN	NETWORK MAINTENANCE & SUPPORT	12,495.00
204441	06/08/2023	Printed		4049	CALIF CITY MGMT FOUNDATION	2023/24 MEMBERSHIP DUES	400.00
204442	06/08/2023	Printed		6459	CASC ENGINEERING & CONSULTING	NPDES PERMIT COMPLIANCE SVCS -	362.50
204443	06/08/2023	Printed		7949	CHAPALA DANCE ACADEMY LLC	INSTRUCTOR FEES - MEXICAN FOLK	2,005.00
204444	06/08/2023	Printed		7889	CHARTER COMMUNICATIONS	INTERNET SERVICES	1,828.70
204445	06/08/2023	Printed		0219	COUNTY OF LA DEPT OF PUBLIC WK	BUILDING INSPECTION SERVICES -	47,942.56
204446	06/08/2023	Printed		7438	DEPARTMENT OF PUBLIC HEALTH	3RD FLOOR KITCHEN - CSD	400.00
204447	06/08/2023	Printed		0920	ENVIRONMENTAL CHARTER H.S.	FACILITY DEPOSIT REFUND	300.00
204448	06/08/2023	Printed		6636	FRONTIER COMMUNICATIONS	PHONE CHARGE - W. GREEN PARK	119.33
204449	06/08/2023	Printed		8137	GOLFSHAC	PLANNING DEPOSIT REFUND	846.44
204450	06/08/2023	Printed		8132	GRAYSON'S AWARENESS OUTREACH	GRAYSON'S 24TH ANNIV. ACHIEV.	100.00
204451	06/08/2023	Printed		3377	HF & H CONSULTANTS, LLC	SOLID WASTE CONSULTING SERVICE	5,021.21
204452	06/08/2023	Printed		4702	ICMA MEMBERSHIP RENEWALS	2023/24 MEMBERSHIP DUES	1,200.00
204453	06/08/2023	Printed		8138	ALDO LARA	VIDEO RECORDING - YOUTH DAY	7,100.00
204454	06/08/2023	Printed		4779	LUCILLE SMITH ELEM SCHOOL PTA	DONATION FROM R. PULLEN-MILES	400.00
204455	06/08/2023	Printed		7890	ODP BUSINESS SOLUTIONS LLC	OFFICE SUPPLIES	496.76
204456	06/08/2023	Printed		4457	Q PRESS	2023 SPRING ONLINE BROCHURE	630.00
204457	06/08/2023	Printed		6034	SOUTH COAST MECHANICAL INC	HVAC REPAIR - MSD	8,388.80
204458	06/08/2023	Printed		0440	SOUTHERN CALIFORNIA GAS CO.	UTILITY GAS CHARGES	671.09
204459	06/08/2023	Printed		8115	THE GARLAND COMPANY, INC	ROOFING MATERIALS - CITY HALL	172,162.85
204460	06/08/2023	Printed		7313	TORRANCE DAILY BREEZE	SUBSCRIPTION RENEWAL-52WKS	119.97
204461	06/08/2023	Printed		3938	TRANSTECH ENGINEERS INC	SR. TRAFFIC ENGINEER	17,539.00
204462	06/08/2023	Printed		3672-CCK	U.S. BANK CORPORATE PAYMENT	CREDIT CARD PAYMENT	19.85
204463	06/08/2023	Printed		3672-ASD	U.S. BANK	CREDIT CARD PAYMENT	513.33
204464	06/08/2023	Printed		3672-CDD	U.S. BANK	CREDIT CARD PAYMENT	166.88
204465	06/08/2023	Printed		3672-CMD	U.S. BANK	CREDIT CARD PAYMENT	1,335.02
204466	06/08/2023	Printed		3672-FIN	U.S. BANK	CREDIT CARD PAYMENT	954.99
			Total Checks: 28			**Checks Total (excluding void checks):**	**283,798.52**
			Total Payments: 28			**Bank Total (excluding void checks):**	**283,798.52**
			Total Payments: 28			**Grand Total (excluding void checks):**	**283,798.52**

City of Lawndale

BANK: WELLS FARGO BANK N.A

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204467	06/15/2023	Printed		4185-WEST	AMERICAN STRUCTURAL PEST	CITY HALL& MSD - QUARTERLY	1,008.00
204468	06/15/2023	Printed		6093	BILLY MITCHELL PTA	SHOW WAGON TRAILER DEPOSIT	500.00
204469	06/15/2023	Printed		0163	CAPITAL OF SOUTH BAY INC.	LIGHTS - CITY HALL & CSD	86.82
204470	06/15/2023	Printed		2754	CITY OF TORRANCE	ANNUAL AREA G COST ALLOCATION	2,794.00
204471	06/15/2023	Printed		7279	CORNER BURGER	REFRESHMENTS FOR MEMORIAL	682.00
204472	06/15/2023	Printed		1288	EWING IRRIGATION PRODUCTS INC	IRRIGATION PARTS - HAWTHORNE	473.59
204473	06/15/2023	Printed		6420	FRIENDS OF THE LAWNDALE	DONATION FROM SIRLEY CUEVAS	100.00
204474	06/15/2023	Printed		7466	HAWTHORNE ELECTRIC SUPPLY	42 LAMPS FOR CSD EVENT ROOM	545.47
204475	06/15/2023	Printed		6557	HAWTHORNE HARDWARE	ELECTRIAL ADAPTERS - PWD	20.89
204476	06/15/2023	Printed		1461	HOUSE OF YAHWEH	DONATION FROM SIRLEY CUEVAS	100.00
204477	06/15/2023	Printed		7362	LA UNIFORM & TAILORING INC	HATS & JACKETS FOR PWD	485.62
204478	06/15/2023	Printed		0761	LAWNDALE COUNCIL OF PTAS	DONATION FROM COUNCILMEMBER	100.00
204479	06/15/2023	Printed		1126	LAWNDALE LITTLE LEAGUE INC.	DONATION FROM COUNCILMEMBER	100.00
204480	06/15/2023	Printed		4779	LUCILLE SMITH ELEM SCHOOL PTA	DONATION FROM COUNCILMEMBER S.	100.00
204481	06/15/2023	Printed		1826	LUCKY'S GLASS, INC.	WINDOW REPAIR - MSD BUILDING	780.00
204482	06/15/2023	Printed		7940	MARIPOSA LANDSCAPES, INC	LANDSCAPE MAINTENANCE SERVICES	33,582.00
204483	06/15/2023	Printed		5560	MITSUBISHI ELECTRIC US, INC	ELEVATOR MAINTENANCE SERVICES	616.46
204484	06/15/2023	Printed		1140	PACIFIC TIRE SERVICE	TIRE REPAIR VEH#499	20.00
204485	06/15/2023	Printed		6123	PRUDENTIAL OVERALL SUPPLY	WEEKLY MOP CHARGES	348.71
204486	06/15/2023	Printed		8098	REECE PLUMBING	RETURNED TOILET PART	26.98
204487	06/15/2023	Printed		7170	RESOURCE RECYCLING & RECOVERY	FY2020/21 UNSPENT FUNDS	8,143.32
204488	06/15/2023	Printed		8140	RICHARD STADELMAN	CONS & DEMO DEPOSIT REFUND	2,160.00
204489	06/15/2023	Printed		0849	THE SAFEMART OF SO CAL INC	10 ELEVATOR KEYS FOR CSD & PWD	31.43
204490	06/15/2023	Printed		0458	THE SALVATION ARMY	MEALS ON WHEELS - APR. 2023	168.00
204491	06/15/2023	Printed		3672-CSD	U.S. BANK	CREDIT CARD PAYMENT	2,279.31
204492	06/15/2023	Printed		3672-PWD	U.S. BANK	CREDIT CARD PAYMENT	3,588.26
204493	06/15/2023	Printed		2883	UNDERGROUND SERVICE ALERT SC	DIG ALERT TICKETS& MAINT. FEE	108.00
204494	06/15/2023	Printed		3373	VERIZON WIRELESS	M2M ACCOUNT SHARE DATA LINE	25.02
204495	06/15/2023	Printed		3373	VERIZON WIRELESS	DESK & CELL PHONE SERVICE	3,848.09
204496	06/15/2023	Printed		0480	VISTA PAINT	PAINT SUPPLIES - CITY HALL	356.97
204497	06/15/2023	Printed		7147	WEST COAST FIRE PROTECTION	ANNUAL INSPECTION AT CSD	1,045.00
204498	06/15/2023	Printed		7927	YOUNG EISNER SCHOLAR	DONATION FROM COUNCILMEMBER S.	100.00
			Total Checks: 32			**Checks Total (excluding void checks):**	**64,523.94**
			Total Payments: 32			**Bank Total (excluding void checks):**	**64,523.94**
			Total Payments: 32			**Grand Total (excluding void checks):**	**64,523.94**

City of Lawndale

BANK: WELLS FARGO BANK N.A

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204499	06/22/2023	Printed		1541	ALESHIRE & WYNDER, LLP	LEGAL SERVICES - MAY 2023	1,983.68
204500	06/22/2023	Printed		0112	ALL CITY MANAGEMENT SVCS, INC	SCHOOL CROSSING GUARD SERVICES	16,184.00
204501	06/22/2023	Printed		2277	APWA MEMBERSHIP	MEMBERSHIP RENEWAL- LEA REIS	99.40
204502	06/22/2023	Printed		7470	ARAMARK REFRESHMENT SVCS LLC	COFFEE/TEA - JUNE 2023	199.06
204503	06/22/2023	Printed		7660	ARAMSCO INC	CUSTODIAL SUPPLIES	2,667.64
204504	06/22/2023	Printed		0372C	AT & T - CALNET3	PHONE CHARGES	1,291.37
204505	06/22/2023	Printed		8143	ERIN BARNEASE	CLASS FEE REFUND	52.00
204506	06/22/2023	Printed		7949	CHAPALA DANCE ACADEMY LLC	INSTRUCTOR FEES - MEXICAN FOLK	1,550.00
204507	06/22/2023	Printed		0190	COLONIAL LIFE & ACCIDENTS, INC	JUN 2023-INS PRE-TAX/POST TAX	2,530.92
204508	06/22/2023	Printed		0216	DELTA DENTAL	JUNE 2023 DENTAL PREMIUM	1,830.38
204509	06/22/2023	Printed		0389	DELTA DENTAL INS	JUNE 2023 DENTAL PREMIUM	235.02
204510	06/22/2023	Printed		0218	DEPARTMENT OF JUSTICE	FINGERPRINTING APPS(1)-MAY-23	32.00
204511	06/22/2023	Printed		0242	FEDEX	OVERNIGHT SHIPPING CHARGE	27.85
204512	06/22/2023	Printed		0441	GOLDEN STATE WATER CO.	WATER USAGE SERVICES	13,229.56
204513	06/22/2023	Printed		7801	IGNATIUS LIN	PRSSC MEETING STIPEND	50.00
204514	06/22/2023	Printed		8107	JOANNE LOEZA	PRSSC MEETING STIPEND	50.00
204515	06/22/2023	Printed		0337	MANAGED HEALTH NETWORK	EMPLOYEE ASSIST PROGRAM	94.05
204516	06/22/2023	Printed		0338	MANERI SIGN COMPANY	STREET SIGNS FOR HAWTHORNE BLV	84.50
204517	06/22/2023	Printed		8142	KARINA MATTIA	CLASS FEE REFUND	20.00
204518	06/22/2023	Printed		8106	KENNETH MILLER	PRSSC MEETING STIPEND	50.00
204519	06/22/2023	Printed		8112	NORM REEVES FORD SUPERSTORE	NEW 2022 FORD F-550 SUPER DUTY	92,210.49
204520	06/22/2023	Printed		7890	ODP BUSINESS SOLUTIONS LLC	OFFICE SUPPLIES	265.34
204521	06/22/2023	Printed		6815	OOH LA-LA FACE PAINTING	FACE PAINTING &BALLOON TWISTER	755.00
204522	06/22/2023	Printed		7047	PRECISION AUTO CARE, INC	BRAKE SERVICE & OIL CHANGE	869.46
204523	06/22/2023	Printed		5068A	QUADIENT FINANCE USA INC	CITY HALL POSTAGE - MAY 2023	500.00
204524	06/22/2023	Printed		5068	QUADIENT LEASING USA, INC	MAIL MACHINE LEASING SERVICES	712.16
204525	06/22/2023	Printed		3915	QUALITY CODE PUBLISHING	MUNICIPAL CODE SUPPLEMENTS	2,488.00
204526	06/22/2023	Printed		8098	REECE PLUMBING	PLUMBING PARTS - COMMUNITY	26.98
204527	06/22/2023	Printed		0435	SOUTH BAY CITIES COUNCIL	2023/24 SPECIAL ASSESSMENT FOR	18,972.00
204528	06/22/2023	Printed		4533	SOUTH BAY LANDSCAPING INC	EMERGENCY SERVICES - FALLEN	650.00
204529	06/22/2023	Printed		0439	SOUTHERN CALIFORNIA EDISON CO.	UTILITIES ELECTRICITY	16,500.52
204530	06/22/2023	Printed		0440	SOUTHERN CALIFORNIA GAS CO.	UTILITY GAS CHARGES	85.05
204531	06/22/2023	Printed		0211	SOUTHERN CALIFORNIA NEWS GROUP	LEGAL ADS - ORD 1200-23 &	164.70
204532	06/22/2023	Printed		0346	SPARKLETTS	BOTTLE WATER SERVICE- MAY 2023	911.68
204533	06/22/2023	Printed		2002	THE STANDARD, UNIT 22	LIFE,AD&D,LTD INSURANCE PREM -	1,646.65
204534	06/22/2023	Printed		3672-MSD	U.S. BANK	CREDIT CARD PAYMENT	684.88
204535	06/22/2023	Printed		0479	VISION SERVICE PLAN	VISION PREMIUM JUNE 2023	992.53
204536	06/22/2023	Printed		6697	DANIEL T WOODS	PRSSC MEETING STIPEND	50.00

Total Checks: 38 **Checks Total (excluding void checks): 180,946.87**

Total Payments: 38 **Bank Total (excluding void checks): 180,946.87**

City of Lawndale BANK: WELLS FARGO BANK N.A

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount

Total Payments: 38 **Grand Total (excluding void checks): 180,946.87**

City of Lawndale

BANK: WELLS FARGO BANK N.A

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204537	06/29/2023	Printed		2277	APWA MEMBERSHIP	MEMBERSHIP RENEWAL-	99.40
204538	06/29/2023	Printed		7660	ARAMSCO INC	CUSTODIAL SUPPLIES	4,931.31
204539	06/29/2023	Printed		8045	ART PRINTING SERVICE	BUSINESS CARDS FOR	115.76
204540	06/29/2023	Printed		2207	ASAP SIGN & BANNER, LLC	NO ILLEGAL FIREWORKS	60.00
204541	06/29/2023	Printed		0179	CITY OF GARDENA	DONATION - OPTUM HEALH CARE	300.00
204542	06/29/2023	Printed		0182	CITY OF LAWNDALE PETTY CASH	PETTY CASH REIMBURSEMENT	677.00
204543	06/29/2023	Printed		8145	KEVIN COOK	PLANNING DEPOSIT REFUND	717.64
204544	06/29/2023	Printed		0219	COUNTY OF LA DEPT OF PUBLIC WK	INDUSTRIAL WASTE THRU MAY 2023	6,164.07
204545	06/29/2023	Printed		7809	DUNCAN'S SOO BAHK DO LLC	INSTRUCTOR FEES -MARTIAL ARTS	1,724.25
204546	06/29/2023	Printed		1288	EWING IRRIGATION PRODUCTS INC	IRRIGATION PARTS - MANHATTAN	171.07
204547	06/29/2023	Printed		7466	HAWTHORNE ELECTRIC SUPPLY	LIGHT SUPPLIES FOR CSD	3,762.28
204548	06/29/2023	Printed		0283	HINDERLITER, DE LLAMAS & ASSOC	CONTRACT/AUDIT SVCS SALES TAX	1,297.28
204549	06/29/2023	Printed		7958	JUST DANCE COMPANY, LLC	INSTRUCTOR FEES- GYMNASTICS	1,763.50
204550	06/29/2023	Printed		1826	LUCKY'S GLASS, INC.	MIRRORS FOR W. GREEN PARK	139.82
204551	06/29/2023	Printed		7733	MARIA'S GARDEN CENTER &	MULCH - HAWTHORNE BLVD	9,699.14
204552	06/29/2023	Printed		7940	MARIPOSA LANDSCAPES, INC	LANDSCAPE PLANTING -	67,366.00
204553	06/29/2023	Printed		6445	MICHAEL BAKER INTL, INC	CDBG CONSULTING SERVICES -	11,965.00
204554	06/29/2023	Printed		8144	IRMA MONTERROSA	PLANNING DEPOSIT REFUND	1,477.52
204555	06/29/2023	Printed		7890	ODP BUSINESS SOLUTIONS LLC	OFFICE SUPPLIES	1,784.18
204556	06/29/2023	Printed		6123	PRUDENTIAL OVERALL SUPPLY	WEEKLY MOP CHARGES	34.96
204557	06/29/2023	Printed		4457	Q PRESS	2023 SUMMER ONLINE BROCHURE	630.00
204558	06/29/2023	Printed		0444	SPCA LA	ANIMAL SHELTERING SERVICES -	16,200.00
204559	06/29/2023	Printed		8115	THE GARLAND COMPANY, INC	ROOFING MATERIALS - CITY HALL	104,300.03
204560	06/29/2023	Printed		8121	TRAVEL SERVERS INC.	TRAVEL CLUB - BALANCE DUE FOR	8,475.00
204561	06/29/2023	Printed		3672-CCK	U.S. BANK CORPORATE PAYMENT	CREDIT CARD PAYMENT	33.06
204562	06/29/2023	Printed		3672-FLEET	U.S. BANK VOYAGER FLEET SYS	FLEET SERVICES-FUEL	3,371.90
204563	06/29/2023	Printed		3672-ASD	U.S. BANK	CREDIT CARD PAYMENT	346.73
204564	06/29/2023	Printed		3672-CDD	U.S. BANK	CREDIT CARD PAYMENT	1,821.40
204565	06/29/2023	Printed		3672-CMD	U.S. BANK	CREDIT CARD PAYMENT	3,795.34
204566	06/29/2023	Printed		3672-FIN	U.S. BANK	CREDIT CARD PAYMENT	76.03
204567	06/29/2023	Printed		3672-MSD	U.S. BANK	CREDIT CARD PAYMENT	584.72
204568	06/29/2023	Printed		0480	VISTA PAINT	GRAFFITI SUPPLIES	709.33
204569	06/29/2023	Printed		7992	VINH VU	PLANNING DEPOSIT REFUND	1,210.87

Total Checks: 33 **Checks Total (excluding void checks): 255,804.59**

Total Payments: 33 **Bank Total (excluding void checks): 255,804.59**

Total Payments: 33 **Grand Total (excluding void checks): 255,804.59**

City of Lawndale

BANK: WELLS FARGO BANK N.A

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204570	07/06/2023	Printed		0112	ALL CITY MANAGEMENT SVCS, INC	SCHOOL CROSSING GUARD SERVICES	18,605.82
204571	07/06/2023	Printed		7052	AMALEA JOY FISHER, LLC	INSTRUCTOR FEES - SENIOR	1,126.25
204572	07/06/2023	Printed		8045	ART PRINTING SERVICE	BUSINESS CARDS FOR PWD -	71.66
204573	07/06/2023	Printed		2207	ASAP SIGN & BANNER, LLC	FIREWORKS SIGNS & BOARDS	2,486.14
204574	07/06/2023	Printed		3377	HF & H CONSULTANTS, LLC	SOLID WASTE CONSULTING SERVICE	5,822.50
204575	07/06/2023	Printed		6944	RHONDA HOFMANN-GORMAN	MILEAGE REIMB. - CCCA	176.85
204576	07/06/2023	Printed		8146	LA POP UP MINI GOLF	9 HOLE GOLF RENTAL - PET FAIR	525.00
204577	07/06/2023	Printed		7801	IGNATIUS LIN	PRSSC MEETING STIPEND	50.00
204578	07/06/2023	Printed		8107	JOANNE LOEZA	PRSSC MEETING STIPEND	50.00
204579	07/06/2023	Printed		0308	LOS ANGELES COUNTY	HEARING OFFICER FEES	560,120.10
204580	07/06/2023	Printed		6134	JOHN MARTINEZ	PLANNING COMMISSION STIPEND	50.00
204581	07/06/2023	Printed		8106	KENNETH MILLER	PRSSC MEETING STIPEND	50.00
204582	07/06/2023	Printed		7227	OCCUPATIONAL HEALTH CENTERS	PREEMPLOY PHYSICAL/DRUG SCREEN	53.00
204583	07/06/2023	Printed		6123	PRUDENTIAL OVERALL SUPPLY	UNIFORM CLEANING SERVICE	344.64
204584	07/06/2023	Printed		6759	SMARTHIRE INC.	BACKGROUND CHECKS - MAY 2023	257.56
204585	07/06/2023	Printed		6680	SCOTT SMITH	PLANNING COMMISSION STIPEND	50.00
204586	07/06/2023	Printed		0458	THE SALVATION ARMY	MEALS ON WHEELS - MAY 2023	158.00
204587	07/06/2023	Printed		8141	TRANSPORTATION CONCEPTS	LAWNDALE BEAT FIXED ROUTE -	28,922.44
204588	07/06/2023	Printed		3672-CMD	U.S. BANK	CREDIT CARD PAYMENT	2,220.73
204589	07/06/2023	Printed		7768	UNITED SITE SERVICES	PORTABLE RESTROOM RENTAL	103.28
204590	07/06/2023	Printed		6112	DANIEL URRUTIA	PLANNING COMMISSION STIPEND	50.00
204591	07/06/2023	Printed		6697	DANIEL T WOODS	PRSSC MEETING STIPEND	50.00
204592	07/06/2023	Printed		2891	ASCAP	ANNUAL LICENSING FEES	435.00
204593	07/06/2023	Printed		7934	COMPUTERSHARE CORPORATE TRUST	ACCOUNT#LAWNDALE09TA	831,151.62
204594	07/06/2023	Printed		5746	INTL ELECTRONIC ENTERPRISES IN	2023/24 ANNUAL VIDEO SERVER/	3,500.00
204595	07/06/2023	Printed		4629	L.A COUNTY AUDITOR CONTROLLER	2023/2024 LAFCO FEES	715.75
204596	07/06/2023	Printed		7392	ONLINE SOLUTIONS LLC	ANNUAL BILLING - CITIZENSERVE	28,800.00
204597	07/06/2023	Printed		8147	LILIANA POLO	GOLDEN NUGGET, LAUGHLIN TRIP	215.00
204598	07/06/2023	Printed		0442	SO CALIF ASSOC OF GOVERNMENTS	2023/24 MEMBERSHIP DUES	4,101.00

Total Checks: 29 **Checks Total (excluding void checks):** **1,490,262.34**

Total Payments: 29 **Bank Total (excluding void checks):** **1,490,262.34**

Total Payments: 29 **Grand Total (excluding void checks):** **1,490,262.34**

Back to Agenda

DRAFT MINUTES
LAWNDALE CITY COUNCIL REGULAR MEETING
SUCCESSOR AGENCY REGULAR MEETING
LAWNDALE HOUSING AUTHORITY REGULAR MEETING
June 5, 2023

A. CALL TO ORDER AND ROLL CALL

Mayor Pullen-Miles called the meeting to order at 6:34 p.m. in the City Hall Council Chamber, 14717 Burin Avenue, Lawndale, California.

Councilmembers Present: Mayor Robert Pullen-Miles, Mayor Pro Tem Sirley Cuevas, Councilmember Rhonda Hofmann Gorman, Councilmember Bernadette Suarez, Councilmember Pat Kearney.

Other Participants: City Manager Sean M. Moore, City Attorney Gregory M. Murphy, City Clerk Erica Harbison, Assistant City Clerk Yvette Hall, Los Angeles County Sheriff's Department Sergeant Justin Smith, Los Angeles County Fire Department Battalion Chief Brian Kane, Municipal Services Director Michael Reyes, Finance Director Hrant Manuelian, Community Development Manager Jared Chavez, Interim Public Works Director Ahmad Ansari, Community Services Director Mike Estes

B. CEREMONIALS

Councilmember Mayor Pro Tem Cuevas led the flag salute. Pastor George Magdalany of Hope Chapel Hawthorne provided the inspiration.

C. PUBLIC SAFETY REPORT

a. Los Angeles County Sheriff's Department Update

Sergeant Smith summarized the recent law enforcement activities.

b. Los Angeles County Fire Department Update

Battalion Chief Kane summarized the recent local fire emergency activities and introduced Assistant Medical Director, Dr. Saman Kashani, who provided an overview of the Advanced Provider Response Unit.

D. Presentation

1. Proclamation – American Public Works Association National Public Works Week
Presentation of City of Lawndale Proclamation Certificate for National Public Works Week, May 21-27, 2023, to the City of Lawndale Public Works Department.

Mayor Pullen-Miles presented the proclamation to the Public Works Department (PWD), which was accepted by Interim Public Works Director Ansari.

Public Works Director Ansari introduced the following PWD employees: Grace Huizar, Jack Martin, Bioleta Escobedo, Johnny Calderon, Willie Garcia, and Gabriel Reyes.

E. ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA (Public Comments)

John Schreiber, Resident, thanked the City Council for budgeting funds for a transportation bus to take residents to the Metro meeting. Mr. Schreiber asked if their individual votes on the Metro C Line (Green) Extension Project would be made public and spoke about the meetings he scheduled with the Metro Board Representatives.

Randall Abram, Resident, spoke regarding the City Council's canceled meetings, the City's website containing out-of-date fine amounts for illegal fireworks and commented that there was no fireworks suppression report on this evening's City Council agenda.

Deena Sopko, Resident, complimented PWD employee, Johnny Calderon, for replacing a missing street sign and spoke on a bulky item pick up at Condon Avenue and 149th Street. Ms. Sopko inquired about the unfinished street work on Kingsdale Avenue and 147th Street, the status of the car wash property on Manhattan Beach Boulevard and Hawthorne Boulevard, and the Blues Festival. She stated that she disagrees with the cancellation of the upcoming City Council meetings and commented on the sale of the City's Cable TV van.

F. COMMENTS FROM COUNCIL

Councilmember Hofmann Gorman asked for an update on the City's fireworks suppression plan. She commended the PWD for their efforts in responding to residents' requests and thanked Community Services Director Estes for coordinating the community events. She asked for an update on the sale of the cable TV Van.

City Manager Moore provided an update on the fireworks suppression plan. He indicated that signs and banners will be placed throughout the City and that staff will patrol the City in undercover vehicles to address the illegal use of fireworks. He commented that the City is working on a plan for the sale of the cable TV van.

Councilmember Kearney asked City Attorney Murphy to explain the City Council's vote on taking a position on the Metro C Line (Green) Extension Project that occurred in a previous meeting.

City Attorney Murphy stated that his firm has a conflict of interest and explained that Councilmember Hofmann Gorman abstained from voting on the Metro C Line (Green) Extension Project due to her residence's proximity to the project.

Councilmember Suarez requested an update on the public safety resources for the Fourth of July Holiday and commented that the car wash in question is expanding. She also commented on the differences between the Music Festival and the Blues Festival.

Mayor Pro Tem Cuevas asked when the Fourth of July street banners would be installed, and the website would be updated. She requested an update on the street work at 147th Street and Kingsdale Avenue.

Mayor Pullen-Miles inquired when the City's website will be updated with the current illegal fireworks fines and commented on the bulky item pick-up program. He thanked employee Johnny Calderon and the PWD for providing excellent and efficient services.

City Manager Moore responded that staff would update the website with the illegal firework fines and information and stated that the Municipal Services Department will follow up with residents to ensure they comply with the bulky item pick-up guidelines. City Manager Moore provided an update on the street work at 147th Street and Kingsdale Avenue.

G. CONSENT CALENDAR

2. Motion to read by title only and waive further reading of all ordinances listed on the Agenda
Recommendation: that the City Council approve.

3. Accounts Payable Register
Recommendation: that the City Council adopt Resolution No. CC-2306-024 authorizing the payment of certain claims and demands in the amount of $360,938.06.

4. Minutes of the Lawndale City Council Regular Meeting, May 15, 2023
Recommendation: that the City Council approve.

5. Second Reading and Adoption of Ordinance No. 1200-23 to Amend Chapter 2.04.120 of the Lawndale Municipal Code Regarding Propriety of Conduct at Council Meetings and Adopt Resolution No. CC-2305-021 Amending the "Manual of Procedural Guidelines for the Conduct of City Council Meetings"
Recommendation: that the City Council A.) Approve the second reading and adopt Ordinance No. 1200-23, an ordinance amending Chapter 2.04.120 of the Lawndale Municipal Code regarding Propriety of Conduct at Council Meetings, and waive further reading; B.) Adopt Resolution No. 2305-021 amending the "Manual of Procedural Guidelines for the Conduct of City Council Meetings" to incorporate the revisions being made in the proposed ordinance; and C.) Find this matter exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15061(b)(3).

6. Second Reading and Adoption of Ordinance No. 1201-23 to provide clarifying amendments to Section 12.08.110 of Title 12 of the Lawndale Municipal Code for Encroachment Permits for Major Improvement Projects
Recommendation: that the City Council approve the second reading and adopt Ordinance No. 1201-23, an Ordinance amending Chapter 12.08 of Title 12 the Lawndale Municipal Code by adding Subsection G to further clarify the requirements for the Encroachment Permits for Major Improvement Projects.

7. Senior Citizen Advisory Committee Appointments 2023 - 2025
Recommendation: that the City Council (a) approve the Mayor's appointments by directing staff to insert the appointees' names in Section 1 and 2 of Resolution No. CC-2306-023; (b) adopt the resolution; and (c) find this item exempt from review under the

California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15061(b)(3).

SUCCESSOR AGENCY

8. **Minutes of the Successor Agency Meeting, January 6, 2020**
Recommendation: that the City Council approve.

9. **Minutes of the Successor Agency Meeting, December 7, 2020**
Recommendation: that the City Council approve.

10. **Minutes of the Successor Agency Meeting, June 21, 2022**
Recommendation: that the City Council approve.

11. **Minutes of the Successor Agency Meeting, December 5, 2022**
Recommendation: that the City Council approve.

LAWNDALE HOUSING AUTHORITY

12. **Minutes of the Housing Authority Meeting, June 28, 2021**
Recommendation: that the City Council approve.

13. **Minutes of the Housing Authority Meeting, June 21, 2022**
Recommendation: that the City Council approve.

A motion was made by Councilmember Kearney and seconded by Mayor Pro Tem Cuevas to approve the Consent Calendar. The motion passed by a vote of 5-0.

H. ADMINISTRATION

CITY COUNCIL/ SUCCESSOR AGENCY/ LAWNDALE HOUSING AUTHORITY

14. **Annual Budget Fiscal Year 2023-24**
Recommendation: that the City Council adopt Resolution No. CC-2306-25, adopting the fiscal year 2023-24 operating and capital improvement budget; which includes the City of Lawndale, Lawndale Housing Authority, and Successor Agency to the Lawndale Redevelopment Agency.

Finance Director Manuelian presented the staff report, which included a PowerPoint presentation.

Councilmember Suarez requested information for a future budget discussion on how other cities fund their Community Development Department.

Finance Director Manuelian pointed out that due to an oversight, the following community events were not included in the initial budget book: 1) National Night Out; 2) Neighborhood Watch; and 3) Public Safety Outreach events to be budgeted at $2,000 each.

Councilmember Kearney commented on the uniforms worn by the PWD field staff. He opined that the transportation bus funding should not come from the General Fund. Councilmember Kearney offered $1,000 of his discretionary fund to be used to fund the transportation bus.

Councilmember Suarez commented that the transportation bus funding should come from the General Fund, because the residents will attend a meeting for a major infrastructure project that greatly impacts the City. She also made her discretionary funds available to offset the cost.

Mayor Pullen-Miles stated that he concurs with Councilmember Suarez's comments about funding the transportation bus with the City's General Fund and inquired about the estimated cost for the transportation bus.

Councilmember Suarez requested that staff inquire with the City of Redondo Beach to possibly share the cost of the transportation bus for the Metro meeting.

Councilmember Hofmann Gorman commented that she will make her discretionary funds available to offset the transportation cost and would like to ask the City of Redondo Beach if they would like to share this cost so their residents can attend the Metro meeting.

Councilmember Kearney requested that $1,000 of his discretionary funds be allocated to the General Fund for the transportation bus.

Mayor Pro Tem Cuevas inquired about the National Night Out, Neighborhood Watch, and Public Safety Outreach events which were not included in the initial budget book.

Municipal Services Director Reyes clarified the costs for the Public Safety Outreach and Coffee with a Cop events. He explained the costs for the Neighborhood Watch event and explained that the cost is $500 per quarter.

Mayor Pullen-Miles asked about the cost for the Music Festival and stated that he supports keeping the Blues Festival.

City Manager Moore commented that the recommendation is to combine both festivals to lower the cost.

Discussion ensued among the City Council regarding the Blues Festival, Music Festival, attendees, musical expectations and securing sponsorships for the events.

By consensus, the City Council agreed to budget $12,000 for the Blues Festival instead of the Music Festival and requested that a second music event be considered for next fiscal year.

A motion was made by Councilmember Kearney and seconded by Councilmember Suarez to adopt Resolution No. CC-2306-25, adopting the fiscal year 2023-24 operating and capital improvement budget, which includes the City of Lawndale, Lawndale Housing Authority, and Successor Agency to the Lawndale Redevelopment Agency, with an amendment to budget $12,000 for the Blues Festival instead of the Music Festival; and $2,000 each to the National Night Out, Neighborhood Watch, and Public Safety Outreach events. The motion passed 5-0.

CITY COUNCIL

15. Adoption of Fiscal Year 2023-24 Appropriations Limit

Recommendation: that the City Council adopt Resolution No. CC-2306-026 approving the Appropriations Limit for Fiscal Year 2023-24.

Finance Director Manuelian presented the staff report.

A motion was made by Mayor Pro Tem Cuevas and seconded by Councilmember Kearney to adopt Resolution No. CC-2306-026 approving the Appropriations Limit for Fiscal Year 2023-24. The motion passed 5-0.

16. Approve Agreement with CASC Engineering & Consulting, Inc. for NPDES Permit Compliance Services

Recommendation: that the City Council approve the contract services agreement for National Pollutant Discharge Elimination System (NPDES) permit compliance services with CASC Engineering and Consulting, Inc. for an amount not-to-exceed $150,000.00 beginning July 1, 2023 through June 30, 2026 with two one-year renewal options.

Interim Public Works Director Ansari presented the staff report.

A motion was made by Mayor Pro Tem Cuevas and seconded by Councilmember Hofmann Gorman to approve the contract services agreement for National Pollutant Discharge Elimination System (NPDES) permit compliance services with CASC Engineering and Consulting, Inc. for an amount not-to-exceed $150,000.00 beginning July 1, 2023 through June 30, 2026 with two one-year renewal options. The motion passed 5-0.

17. Approve Month-to-Month Agreement with CleanStreet for Street Sweeping Services

Recommendation: that the City Council approve the month-to-month Agreement with CleanStreet for citywide street sweeping services for the period of June 5, 2023 through December 31, 2023 at a monthly rate of $18,243.50 and not-to-exceed $109,461.00.

Interim Public Works Director Ansari presented the staff report.

Mayor Pullen-Miles asked why the Request for Proposal issued by the City did not receive sufficient responses.

Interim Public Works Director Ansari responded that the reason that the City did not receive additional responses to the bids request is unknown.

Councilmember Kearney asked why the monthly cost increased by $2,000 as indicated on the proposed agreement.

City Manager Moore explained that in the past, there were some discrepancies with Cleanstreet's billing.

Interim Public Works Director Ansari stated that he would look into the cost discrepancy.

A motion was made by Councilmember Suarez and seconded by Councilmember Kearney to approve the month-to-month Agreement with CleanStreet for citywide street sweeping services for the period of June 5, 2023 through December 31, 2023 at a monthly rate of $18,243.50 and not-to-exceed $109,461.00. The motion passed 5-0.

18. Armed Security Services Contract

Recommendation: that the City Council authorize the City Manager to approve Southwest Patrol to provide armed guard protection and security services for a two-year agreement on a form to be approved by the City Attorney's office.

Municipal Services Director Reyes presented the staff report and explained the hours and number of security guards that would be present in the City.

City Manager Moore provided background information about the armed security services program.

Municipal Services Director Reyes explained the type of services that would be offered by Southwest Patrol and introduced Mike Gagon, Account Manager of Southwest Control.

Sergeant Smith commented that he is not familiar with Southwest Patrol and looks forward to working with them.

City Manager Moore commented that he contacted other cities who contract with Southwest Patrol, and they were highly recommended by the cities.

Mayor Pullen-Miles asked about their training and experience in working with people experiencing homelessness.

Discussion ensued among the City Council, staff and Southwest Patrol staff regarding outreach services and insurance requirements.

Councilmember Suarez suggested that the City could use this service for special events in the future.

A motion was made by Mayor Pro Tem Cuevas and seconded by Councilmember Kearney to authorize the City Manager to approve the Southwest Patrol to provide armed guard protection and security services for a two-year agreement on a form to be approved by the City Attorney's office. The motion passed 5-0.

19. Appropriate Funding for a Heavy-Duty Dump Truck

Recommendation: that the City Council authorize the appropriation of $30,000 of American Rescue Plan Act (ARPA) funding for the purchase of a new 2022 heavy-duty dump truck available now to be utilized by the Public Works Department.

Interim Public Works Director Ansari presented the staff report.

City Manager Moore provided background information on the purchase of the heavy-duty dump truck request.

A motion was made by Mayor Pro Tem Cuevas and seconded by Councilmember Kearney to authorize the appropriation of $30,000 of American Rescue Plan Act (ARPA) funding for the purchase of a new 2022 heavy-duty dump truck available now to be utilized by the Public Works Department. The motion passed 5-0.

I. CITY MANAGER REPORT

City Manager Moore reported that he attended the City's Health, Safety and Pet Fair. City Manager Moore stated that the event went well and thanked staff for their efforts on coordinating the event.

J. ITEMS FROM CITY COUNCILMEMBERS

20. Mayor/City Councilmembers Report of Attendance at Meetings and/or Events

Councilmember Hofmann Gorman attended the California Contract Cities Association's Annual Seminar, Memorial Day Remembrance Event, and the Health, Safety and Pet Fair.

Councilmember Kearney attended the California Contract Cities Association's Annual Seminar, Pancakes with Mayor Pullen-Miles event, Memorial Day Remembrance Event, and the Health, Safety and Pet Fair.

Councilmember Suarez attended the Memorial Day Remembrance Event, Health, Safety and Pet Fair, South Bay Cities Council of Governments' (SBCCOG) Board of Directors Meeting, a portion of the California Contract Cities Association's Annual Seminar, and the Pancake Breakfast with Mayor Pullen-Miles event. She requested an update on the school parking issues and the status of the joint use of school parks and the Billboard Ad-Hoc Subcommittee meeting be brought back to a future City Council meeting.

Mayor Pro Tem Cuevas thanked Interim Public Works Director Ansari for his service to the City, congratulated the Leuzinger High School baseball players and coaches for winning the California Interscholastic Federation (CIF) Ocean League championship. She attended the House of Yahweh Gala Fundraiser, Ocean Urgent Care Facility Ribbon Cutting Ceremony, and the Pancake Breakfast with Mayor Pullen-Miles event.

Mayor Pro Tem Cuevas noted that all City Council members attended the Ocean Urgent Care Facility Ribbon Cutting Ceremony.

Mayor Pullen-Miles attended the Ocean Urgent Care Facility Ribbon Cutting Ceremony, Memorial Day Event, California Contract Cities Association's Annual Seminar, Pancake Breakfast held that he hosted in partnership with the Firefighters Local 1014 Union and the United Nations program, and attended the Health, Safety and Pet Fair.

K. CLOSED SESSION

21. Public Employee Performance Evaluation
The City Council will hold a closed session, pursuant to Government Code section 54957(b), to conduct an employee evaluation concerning the City Manager.

City Attorney Murphy announced that the order of the Closed Session will be reordered to consider Item No. K. 22. before Item No. K. 21. and read the aforementioned Closed Session matter by title.

22. Conference with Legal Counsel – Litigation
The City Council will conduct a closed session, pursuant to Government Code section 54956.9(d)(4): One (1) case.

City Attorney Murphy read the aforementioned Closed Session matter by title.

The City Council convened into closed session at 8:57 p.m.

The City Council reconvened from closed session at 9:33 p.m.

City Attorney Murphy announced that there was no reportable action for Closed Session Item No. K.21 Public Employee Performance Evaluation and no reportable action for Item No. K.22 Conference with Legal Counsel – Litigation.

E. ADJOURNMENT

There being no further business to conduct, the Mayor adjourned the meeting at 9:34 p.m.

_____
Robert Pullen-Miles, Mayor

ATTEST:

_____
Erica Harbison, City Clerk

Approved: 7/17/2023

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200, FAX (310) 644-4556
www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Jared Chavez, Community Development Manager

SUBJECT: **RESOLUTION APPROVING THE EXECUTION OF A COOPERATION AGREEMENT WITH THE LOS ANGELES URBAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR FISCAL YEARS 2024-2026**

BACKGROUND

To continue to receive CDBG funds, the City of Lawndale is required to send an adopted resolution (Exhibit A) and a signed Cooperation Agreement (Exhibit B) to the Los Angeles County Development Authority (LACDA) authorizing continued participation. LACDA acts as the intermediary between the Housing and Urban Department (HUD) and the City in the distribution of CDBG funds. Each year, the City receives approximately $275,000 in CDBG funds to support various programs. The City's continued participation in the Los Angeles Urban County Community Development Block Grant (CDBG) via the Cooperation Agreement ensures that these popular and vital programs will continue uninterrupted.

STAFF REVIEW

It is staff's recommendation that the City Council authorize and approve the execution of a Cooperation Agreement with the Los Angeles Urban County Community Development Block Grant (CDBG) Program for the next three-year funding cycle, effective July 1, 2024 through June 30, 2027.

The Participating City Cooperation Agreement between the City of Lawndale and the County of Los Angeles outlines legal provisions and requirements for the City to participate in the Urban County CDBG Program and provides for automatic renewal of participation in successive three-year periods, unless the County or the City provide written notice electing not to participate in a new qualification period.

LEGAL REVIEW

The City Attorney's office has reviewed Resolution No. CC-2307-030 and has approved it to form.

FISCAL IMPACT

There is no fiscal impact. The City will continue to receive CDBG grant funds to implement their programs.

RECOMMENDATION

Staff respectfully recommends that the City Council adopt Resolution No. CC-2307-030 authorizing and approving the execution of a Cooperation Agreement with the Los Angeles Urban County Community Development Block Grant Program for the next three-year funding cycle, effective July 1, 2024 through June 30, 2027.

ATTACHMENTS

A) Resolution No. CC-2307-030
B) LACDA CDBG FY 2024-2026 Cooperation Agreement

Attachment A

RESOLUTION NO. CC-2307-030

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA APPROVING PARTICIPATION IN THE LOS ANGELES URBAN COUNTY PROGRAM

WHEREAS, the City of Lawndale desires to participate in the Los Angeles Urban County Program for Community Development Block Grant ("CDBG") funds, and if applicable, the HOME Investment Partnerships ("HOME") Program, and the Emergency Solutions Grant ("ESG") Program, in the County's Consolidated Plan for Fiscal Years 2024-2026, commencing on July 1, 2024 and through June 30, 2027; and

WHEREAS, the City authorizes the execution of a Cooperation Agreement with the County of Los Angeles in order to receive said CDBG funds;

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

SECTION 1. The City Council adopts and approve its participation in the Los Angeles County Urban County Program and receiving CDBG funds, and if applicable, HOME and ESG Program funds, and execution of the Cooperation Agreement between the City of Hawaiian Gardens and the County of Los Angeles for the time period of July 1, 2024 through June 30, 2027 and self-renewing thereafter.

SECTION 2. The City Council authorizes the Mayor, or his/her designee, to execute the Cooperation Agreement, any and all related documents necessary, for participation in the Los Angeles Urban County Program on behalf of the City.

SECTION 3. This Resolution shall take effect from and after the date of passage and adoption.

PASSED, APPROVED AND ADOPTED this 17th day of July, 2023

_____

Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council duly introduced the foregoing Resolution No. CC-2307-030 at its regular meeting held on the 17th day of July, 2023, and duly approved and adopted said resolution at its regular meeting held on the 17th day of July, 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Pat Kearny					
Bernadette Suarez					
Rhonda Hofmann Gorman					

_____ _____

Erica Harbison, City Clerk Date

APPROVED AS TO FORM:

_____

Gregory M. Murphy, City Attorney

Attachment B

COUNTY OF LOS ANGELES
COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT PROGRAM
HOME INVESTMENT PARTNERSHIPS PROGRAM
EMERGENCY SOLUTIONS GRANT PROGRAM

PARTICIPATING CITY COOPERATION AGREEMENT

This **COOPERATION AGREEMENT** ("Agreement") is being entered into on this **14th** day of **JULY 2023**, to be effective on the 1st day of July 2024, by and between the **CITY OF LAWNDALE**, hereinafter referred to as "City," and the County of Los Angeles, by and through the Executive Director of the Los Angeles County Development Authority, hereinafter referred to as "County," and shall remain in effect for the County's Consolidated Plan for Fiscal Years 2024-2026. The County and the City are collectively referred to as the "Parties" or individually "Party."

WITNESSETH THAT:

WHEREAS, in 1974, the U.S. Congress enacted and the President signed a law entitled, the Housing and Community Development Act of 1974, as amended, herein called the "Act";

WHEREAS, the Parties desire to cooperate to undertake, or assist in undertaking, community development, community renewal of lower-income housing assistance activities, specifically urban renewal and publicly assisted housing, including, but not limited to, the improvement or development of housing for persons of low- to moderate-incomes, and other community or urban renewal activities authorized by the Act, the Cranston-Gonzalez National Affordable Housing Act ("NAHA"), and the U.S. Housing Act of 1937, as amended;

WHEREAS, the Community Development Block Grant ("CDBG") Entitlement Program, the HOME Investment Partnerships ("HOME") Program, and the Emergency Solutions Grant ("ESG") Program are required to have an approved comprehensive housing strategy as authorized under NAHA;

WHEREAS, the County has requested of the U.S. Department of Housing and Urban Development, hereinafter referred to as "HUD", that the County be designated as an urban county, the program hereinafter referred as to the "Los Angeles Urban County Program";

WHEREAS, the City has participated with the County in the Los Angeles Urban County Program and desires to renew its participation with the County in said Los Angeles Urban County Program for the County's Consolidated Plan for Fiscal Years 2024-2026;

WHEREAS, as the Los Angeles Urban County designee, the County will take responsibility and assume all obligations of an applicant under federal statutes, including: the analysis of needs, the setting of objectives, the preparation of community development and housing assistance plans, the consolidated plan, and the assurances of certifications;

WHEREAS, the terms and provisions of this Agreement are fully authorized under state

and local law, and this Agreement provides full legal authority for the County to undertake, or assist in undertaking, essential community development and housing assistance activities, specifically urban renewal and publicly assisted housing; and

WHEREAS, by executing this Agreement, the Parties hereby give notice of the intention to participate in the Los Angeles Urban County Program.

NOW, THEREFORE, the Parties agree as follows:

1. The City hereby authorizes the County to perform, or cause to be performed, those acts necessary or appropriate to implement the community development and housing assistance activities. Specifically urban renewal and publicly assisted housing, including, but not limited to, improvement or development of housing for persons of low- to moderate-income, and other community or urban renewal activities authorized under the Act for the City in the County's Consolidated Plan for Fiscal Years 2024-2026, which will be funded from the CDBG Entitlement Program, and, where applicable HOME and ESG Programs, from federal annual appropriations and from any program income generated from the expenditure of such funds.

   In the event this Agreement extends into succeeding fiscal years and funds have not been appropriated, this Agreement will automatically terminate as of June 30 of the then-current fiscal year. The County will notify the City in writing within ten (10) days of receipt of non-appropriation notice.

2. This Agreement covers the following formula funding programs administered by HUD where the County is awarded and accepts funding directly from HUD: The CDBG Entitlement Program, the HOME Program, and the ESG Program.

3. In executing this Agreement, the City understands the following:

   a. The County has the final responsibility for selecting CDBG, and, where applicable, HOME and ESG, activities and submitting the Consolidated Plan to HUD.

   b. The City is not eligible for grants under the State CDBG ("Small Cities CDBG") Program per Section V(D)(1 of CDP Notice 2023-03 ("the Notice") during the period in which it participates in the Los Angeles Urban County Program.

   c. The City may participate in the HOME Program only through the Los Angeles Urban County Program. Thus, even if the County does not receive a HOME formula allocation, the City cannot form a HOME consortium with other local governments.

   d. The City may participate in the ESG Program only through the Los Angeles Urban County Program.

4. The term of this Agreement shall be for the County's Consolidated Plan for Fiscal Years 2024-2026 and commence on **July 1, 2024** through **June 30, 2027** ("Urban County Term"). The Parties agree that they cannot terminate or withdraw from this Agreement while it remains in effect. Towards the end of the second year of the Urban County Term, the County will notify the City in writing of its right not to participate in the County's successive Consolidated Plan for the next three-year period.

   The Parties agree to adopt amendments to this Agreement incorporating changes necessary to meet the requirements for cooperation agreements set forth in HUD's *Urban County Qualification for Participation Notice*, prior to the subsequent three-year extension of the term.

5. This Agreement shall be effective for the Urban County Term and for such period of time for the expenditure of all CDBG funds, or where applicable, HOME and ESG funds, allocated to the City under this Agreement and appropriations from any program income therefrom and for the completion of the funded activities. The Parties agree that they cannot terminate or withdraw from this Agreement while it remains in effect.

6. The Parties agree to cooperate to undertake, or assist in undertaking, community renewal and lower-income housing assistance activities, specifically urban renewal and publicly assisted housing, including, but not limited to, the improvement or development of housing for persons of low- to moderate-incomes, and other community or urban renewal activities authorized by the Act.

   The Parties in the performance of this Agreement shall take all actions necessary or appropriate to assure compliance with the Los Angeles Urban County Program's certification under Section 104(b) of Title I of the Act, as amended, that the grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964; and the implementing regulations at 24 CFR Part 1, and the Fair Housing Act, and the implementing regulations at 24 CFR Part 100, and will affirmatively further fair housing. See 24 CFR § 91.225(a) and Affirmatively Furthering Fair Housing Definitions and Certifications (86 FR 30779, June 10, 2021), to be codified at 24 CFR 5.151 and 5.152, available at https://www.federalregister.gov/documents/2021/06/10/2021-12114/restoring-affirmatively-furthering-fair-housing-definitions-and-certifications.

   Furthermore, the Parties in the performance of this Agreement shall take all actions necessary or appropriate to assure compliance with Section 109 of Title I of the Act, and the implementing regulations at 24 CFR Part 6, which incorporates Section 504 of the Rehabilitation Act of 1973, and the implementing regulations at 24 CFR Part 8, Title II of the Americans with Disabilities Act, and the implementing regulations at 28 CFR Part 35, the Age Discrimination Act of 1975, and the implementing regulation at 24 CFR Part 146, and Section 3 of the Housing and Urban Development Act of 1968, and all other applicable laws and regulations.

The Parties agree that CDBG and, where applicable, HOME and ESG funding is prohibited for any activities in, or in support of, any cooperating City that does not affirmatively further fair housing within its own jurisdiction or that impedes the County's action to comply with its fair housing certification. The City acknowledges and agrees to HUD's 424-B Form, *Assurances and Certifications*.

7. Pursuant to 24 CFR § 570.501(b), the City is subject to all requirements applicable to subrecipients, including the requirement of a written agreement as set forth in 24 CFR § 570.503.

8. The City shall report to the County of any income generated by the use of CDBG and, where applicable, HOME and ESG funds received by the City. Any such program income, if applicable, must be remitted to the County within 30 days of receipt. Such program income may be used for eligible activities in accordance with all CDBG and, where applicable, HOME and ESG, requirements as may then apply.

9. The County shall be responsible for monitoring and reporting to HUD on the use of any program income; therefore, the City shall be required to maintain appropriate record keeping and reporting for this purpose.

10. The City may not sell, trade or otherwise transfer all or any portion of CDBG, and, where applicable, HOME and ESG funds to another metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG, and, where applicable, HOME and ESG funds in exchange for any other funds, credits or non-federal consideration, but must use such funds for activities eligible under Title I of the Act.

11. In the event of grant close-out or termination of this Agreement, any program income that is on hand or received subsequent to the close-out or change in status shall be paid to the County within 60 days after grant closeout or termination of this Agreement.

12. All program income generated from the disposition or transfer of real property acquired or improved by the City using CDBG and, where applicable, HOME and ESG, funds or program income, during the Urban County Term, shall be subject to all the terms and conditions of this Agreement.

13. Any real property which is acquired or improved by the City during the term of this Agreement, in whole or in part, using CDBG and/or HOME and ESG funds or program income in excess of $25,000, shall be subject to the following standards:

    a. The County shall be notified by the City in writing of any modification or change in the use or disposition of such real property from that planned at

the time of the acquisition or improvement. Such notification shall be made prior to the modification, change in use or disposition.

b. If such real property is sold within five (5) years or transferred for a use which does not qualify as an eligible activity under CDBG and/or HOME and ESG regulations, the City shall reimburse to the County an amount equal to the pro-rata share of the current fair market value of the property or proceeds from the sales. The pro-rata share shall be calculated by multiplying the current market value by the percentage of the purchase price paid with CDBG funds or program income.

14. The City shall make available for inspection and audit to County's and HUD's representatives, upon request, at any time during the duration of this Agreement and for a period of five (5) years thereafter, all of its books and records relating to CDBG Entitlement Program and, where applicable, HOME and ESG programs' activities and income.

15. Following the end of the three-year reimbursable contract period and after resolving any financial or programmatic findings, if the City elects to leave the Los Angeles Urban County Program and is not eligible to become an entitlement city, the City will be unable to request that its allocation or any remaining balance be transferred to the City. Any remaining balance will be transferred to the funding pool of the Supervisorial District in which the City is located.

16. The City has adopted and is enforcing:

a. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

b. A policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

17. The City shall provide a drug-free workplace by:

a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the City's workplace and specifying the actions that will be taken against employees for violation of such prohibition.

b. Establishing an ongoing drug-free awareness program to inform employees about:

i. The dangers of drug abuse in the workplace;
ii. The City's policy of maintaining a drug-free workplace;

iii. Any available drug counseling, rehabilitation, and employee assistance programs; and

iv. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.

c. Making it a requirement that each employee who will be engaged in the performance of the grant be given a copy of the statement required by paragraph "a" of this Section 17.

d. Notifying the employee in the statement required by paragraph "a" of this Section 17 that, as a condition of employment funded by the CDBG, and where applicable, HOME and ESG grant, the employee will:

i. Abide by the terms of the statement; and

ii. Notify the City in writing of his or her conviction of a violation of a criminal drug statute occurring in the workplace no later than five (5) calendar days after such conviction.

e. Notifying the County in writing, within ten (10) calendar days after receiving notice under subparagraph d(ii) of this Section 17 from an employee or otherwise receiving actual notice of any such conviction; and the City must provide written notice, including position or title, of any City employees convicted of any criminal drug statute to every County officer or other designee who processed a CDBG, HOME, or ESG grant which funded any activity on which the convicted employee was working, unless HUD has designated an identification number(s) of each affected grant.

f. Taking one (1) of the following actions, within 30 calendar days of receiving notice under subparagraph d(ii) of this Section 17, with respect to any employee who is so convicted:

i. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

ii. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purpose by a federal, state, local health, law enforcement, or other appropriate agency.

g. Making a good faith effort to continue to maintain a drug-free workplace through the implementation of paragraphs a, b, c, d, e, and f, of this Section 17.

18. This Agreement may be executed in any number of counterparts, each of which shall be effective only upon delivery, and therefore shall be deemed an original, and all of which shall constitute one and the same document, for the same effect as if all parties hereto had signed the same signature page.

The facsimile, email, or other electronically delivered signature of the Parties shall be deemed to constitute original signatures, and facsimile or electronic copies hereof shall be deemed to constitute duplicate originals.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Agreement to be subscribed by the Executive Director of the LACDA, and the City has subscribed the same through its duly authorized officers, on the day, month, and year first above written.

County Counsel Certification

The office of the County Counsel hereby certifies that the terms and provisions of this Agreement are fully authorized under state and local laws, and that the Agreement provides full legal authority for the County to undertake or assist in undertaking essential community development and housing assistance activities, specifically urban renewal and public assisted housing.

By: _____ _____
Principal Deputy County Counsel Date

COUNTY OF LOS ANGELES

By: _____
EMILIO SALAS, Executive Director
Los Angeles County Development Authority

APPROVED AS TO FORM:

DAWYN R. HARRISON
County Counsel

By: _____
BEHNAZ TASHAKORIAN
Principal Deputy County Counsel

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Agreement to be subscribed by the Executive Director of the LACDA, and the City has subscribed the same through its duly authorized officers, on the day, month, and year first above written.

CITY OF LAWNDALE

By: _____
MAYOR OR DESIGNEE (Signature)

_____
Print Name, Title

ATTEST:
City Clerk

By: _____

APPROVED AS TO FORM:

By: _____
CITY ATTORNEY

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Raylette Felton, Deputy City Manager/ Human Resources Director

SUBJECT: **Consideration of Claims for Damage against the City**

BACKGROUND

The City of Lawndale received a claim for property damage filed by Barbara Denczek (Claimant) on or about March 6, 2023. The claim filed alleged that on or about November 9, 2022, the roots of a parkway tree located at 4422/4424 W. 163rd Street in Lawndale, CA caused damage to the sewer main line.

On or about March 2, 2023, the City received a property damage claim filed by April Mayberry (Claimant). The claim alleged that on or about March 1, 2023, their personal vehicle was damaged by fallen tree branch while parked on 170th Street and Grevillea Avenue in Lawndale, CA.

STAFF REVIEW

All claims were referred to the City's third-party claims administrator, Carl Warren & Company, for review and investigation. Based on the investigations completed by Carl Warren, it was determined that liability for the claims could not be assigned to the City. As a result, Carl Warren recommends that the City reject the claims as filed.

LEGAL REVIEW

N/A

RECOMMENDATION

Staff recommends City Council reject the claim filed by Barbara Denczek and April Mayberry and instruct staff to process the appropriate correspondence to the claimant.

Attachments:
1) Claim for Damages to Person or Property and Rejection Notice – Barbara Denczek (3044310 LMG)
2) Claim for Damages to Person or Property and Rejection Notice – April Mayberry (3044200)

ATTACHMENT 1

CARL WARREN & COMPANY
Claims Management and Solutions

A VENBROOK Company

June 28, 2023

TO: City of Lawndale

ATTENTION: Raylette Felton

RE:	Claim	:	Denczek vs. City of Lawndale
	Claimant	:	Barbara Denczek
	Date of Event	:	November 9, 2022
	Claim Number	:	3044310 LMG

Please allow this correspondence to acknowledge receipt of the captioned claim. Please take the following action:

- **CLAIM REJECTION: Send a rejection letter to the claimant regarding the November 2022 claim.**

Please include a Proof of Mailing with your rejection notice to the claimant. Please provide us with a copy of the Notice of Rejection and copy of the Proof of Mailing. If you have any questions feel free to contact the assigned adjuster or the undersigned supervisor.

Very Truly Yours,

Emily Gutierrez
Claims Supervisor
Carl Warren & Company, LLC | A Venbrook Company

CITY OF LAWNDALE
CLAIM FOR DAMAGES TO PERSON OR PROPERTY

File with the City Clerk
14717 Burin Ave., Lawndale, CA 90260
(310) 973-3200, Fax: (310) 644-4556

RECEIVED
2023 MAR 03 PM 3:24

Reserve for Filing Stamp

Claim No.: _____

Instructions:

1. Claims for death, injury to person or to personal property must be filed not later than six (6) months after the occurrence. (Gov. Code Sec. 911.2)
2. Claims for damages to real property must be filed not later than one (1) year after the occurrence. (Gov. Code Sec. 911.2)
3. Read entire claim form before filing.
4. See page 2 for diagram upon which to locate place of accident.
5. This claim form must be signed on page 2 at bottom.
6. Attach separate sheets, if necessary, to give full details. SIGN EACH SHEET.
7. Claim must be filed with the City Clerk. (Gov. Code Sec. 915a)

CITY OF LAWNDALE			
Claimant's Name	Barbara Denczek	Claimant's Occupation	Retired
Claimant's Home Address		Claimant's Home Phone #	
Claimant's Business Address		Claimant's Business Phone #	

Address and telephone number to which you desire notices or communications to be sent regarding this claim:
PO Box 1625, Redondo Beach, CA 90278

When did DAMAGE or INJURY occur? Date: 11-9-22, 3-31-21, ~~12-13-18~~ Time: am
If claim is for Equitable Indemnity, give date claimant served with the complaint: Date: _____
Names of any city employees involved in INJURY or DAMAGE

Where did DAMAGE or INJURY occur? Describe fully, and locate on diagram on reverse side of this sheet. Where appropriate, give street names and address and measurements from landmarks:

Damage occured at 4422 W. 163rd St, Lawndale

Describe in detail how the DAMAGE or INJURY occurred.

Damage to Main Sewer Line broken under sidewalk due to years of Palm Tree roots

Why do you claim the city is responsible?

4-2021 Completed survey & topography of my property & review of my property title report indicates that the damaged section of the drain pipe falls ourside of my front property line. There does not appear to be an easement noted in the title report to the City for the front sidewalk or roadway.

Describe in detail each INJURY or DAMAGE

11/15/22-Hydrojet Main Sewer, cleared roots intrusion of Palm trees w/cam recording-sewer found broken under sidewalk.
03/31/21-Hydrojet Main Sewer, cleared roots intrusion of Palm trees w/cam recording
12-13-18-Snaked Main Sewer, tried to clear most of roots intrusion of Palm trees w/cam recording

THIS CLAIM MUST BE SIGNED ON PAGE 2

The amount claimed, as of the date of presentation of this claim, is computed as follows:

Damages incurred to date (exact):	$ $1570.00	Estimated prospective damages as far as known:	$
Damage to property	$	Future expenses for medical and hospital care	$
Expenses for medical and hospital care	$	Future loss of earnings	$
Loss of Earnings	$	Other prospective special damages	$
Special Damages for	$	Prospective general damages	$
		Total estimate prospective damages	$
General Damages	$		
Total Damages incurred to date	$ $1570.00		
		Total amount claimed as of date of presentation of this claim	$

Was damage and/or injury investigated by police? no If so, what city? _____ File #: _____

Were paramedics or ambulance called? _____ If so, name city or ambulance _____

If injured, state date, time, _____

name and address of doctor of your first visit _____

WITNESSES to DAMAGE or INJURY: List all persons and addresses of person known to have information:

Name Shamrock Plumbing/Paul Address 418 So. PCH #A, Redondo Bch, CA 90277 Phone 310-543-1963

Name Duration Plumbing/Gene Address 711 Pacific Ln, Torrance, CA 90501 Phone 310-210-5016

Name _____ Address _____ Phone _____

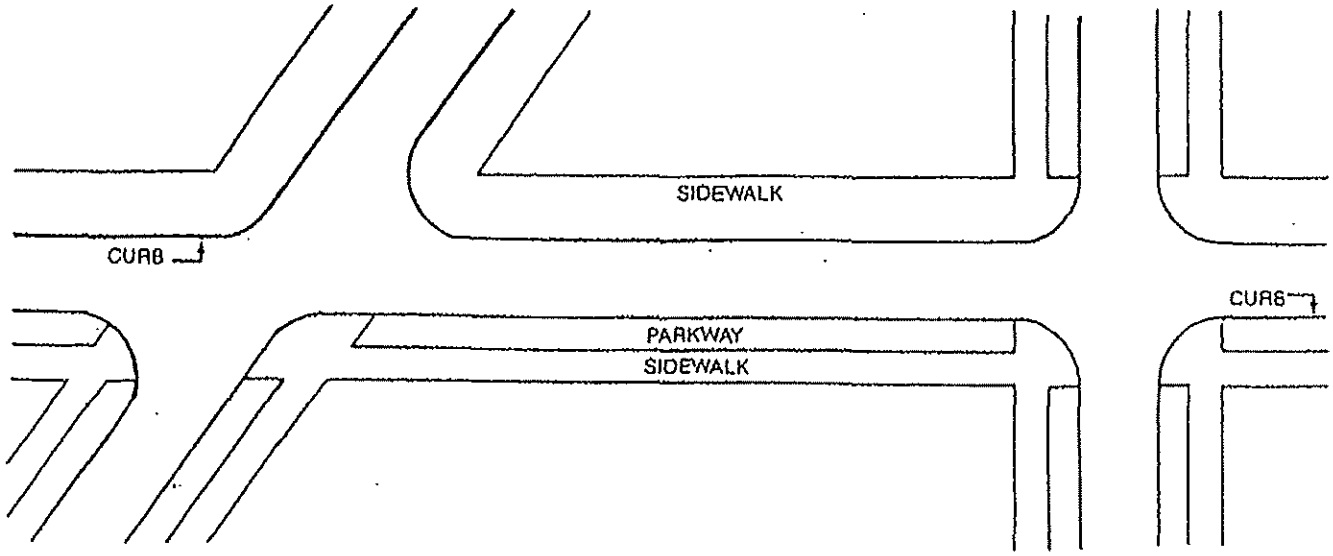
DOCTORS and HOSPITALS:

Hospital _____ Address _____ Date of Hospitalization _____

Doctor _____ Address _____ Date of Treatment _____

Doctor _____ Address _____ Date of Treatment _____

For all accident claims place on following diagram names of streets, including North, East, South and West; indicate place of accident by "X" and by showing house numbers or distances to street corners. If city vehicle was involved, designate by letter "A" location of city vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw city vehicle; location of city vehicle at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of impact by "X". NOTE: if diagrams below do not fit the situation, attach hereto a proper diagram signed by claimant.



Signature of Claimant or person filing on his/her behalf giving relationship to Claimant:

Typed/Printed Name Barbara (aka-Bobbie) Denczek

Date 2/28/23

THIS CLAIM MUST BE SIGNED ON PAGE 2

ATTACHMENT 2

CARL WARREN & COMPANY
Claims Management and Solutions

A VENBROOK Company

6/29/2023

TO: City of Lawndale

ATTENTION: Raylette Felton

RE:	Claim	: Progressive/ A. Mayberry V. City of Lawndale
	Claimant	: Progressive/ A. Mayberry
	Member	: City of Lawndale
	Date Rec'd by Mbr	: 03-02-2023
	Date of Event	: 03-01-2023
	CW File Number	: 3044200

Please allow this correspondence to acknowledge receipt of the captioned claim. Please take the following action:

- **CLAIM REJECTION**: Send a standard rejection letter to the claimant.

Please include a proof of mailing with your rejection notice to the claimant. Please provide us with a copy of the Notice of Rejection and copy of Proof of Mailing. If you have any questions, feel free to contact the assigned adjuster or the undersigned claims specialist.

Very truly yours,

Janice Baluyut

Janice Baluyut
Claims Examiner
Carl Warren & Company, LLC | A Venbrook Company
Direct: 657.622.4326
Email: JBaluyut@CarlWarren.com

April Mayberry

CITY OF LAWNDALE
CLAIM FOR DAMAGES TO PERSON OR PROPERTY

File with the City Clerk
14717 Burin Ave., Lawndale, CA 90260
(310) 973-3200, Fax: (310) 644-4556

RECEIVED 2023 MAR 2 PM 2:26

Reserve for Filing Stamp

Claim No.: _____

Instructions:

1. Claims for death, injury to person or to personal property must be filed not later than six (6) months after the occurrence. (Gov. Code Sec. 911.2)
2. Claims for damages to real property must be filed not later than one (1) year after the occurrence. (Gov. Code Sec. 911.2)
3. Read entire claim form before filing.
4. See page 2 for diagram upon which to locate place of accident.
5. This claim form must he signed on page 2 at bottom.
6. Attach separate sheets, if necessary, to give full details. SIGN EACH SHEET.
7. Claim must be filed with the City Clerk. (Gov. Code Sec. 915a)

CITY OF LAWNDALE			
Claimant's Name	April Mayberry	Claimant's Occupation	Night Auditor
Claimant's Home Address		Claimant's Home Phone #	
Claimant's Business Address		Claimant's Business Phone #	

Address and telephone number to which you desire notices or communications to be sent regarding this claim:

When did DAMAGE or INJURY occur? Date: 3/1/2023 Time: ~2:30pm
If claim is for Equitable Indemnity, give date claimant served with the complaint: N/A Date: N/A
Names of any city employees involved in INJURY or DAMAGE
N/A

Where did DAMAGE or INJURY occur? Describe fully, and locate on diagram on reverse side of this sheet. Where appropriate, give street names and address and measurements from landmarks:
Damage occured on sidestreet 70th Street and Grevillea

Describe in detail how the DAMAGE or INJURY occurred.
A city tree fell onto vehicle. City tree fell on to legally parked vehicle.

Why do you claim the city is responsible?
City representative at the scene, Johnny Calderon, stated that it was a city tree that fell on my legally parke vehicle. Said to go to city hall and file claim.

Describe in detail each INJURY or DAMAGE
Pictures have been sent to city hall email sburnam@Lawndalecity.or From what can currently be seen, entire back of car is damaged. Back windshield shattered, Trunk completed dented in. bumper off set, tail lights broken/shattered, Right and left side quarter

THIS CLAIM MUST BE SIGNED ON PAGE 2

The amount claimed, as of the date of presentation of this claim, is computed as follows:

Damages incurred to date (exact):	$	Estimated prospective damages as far as known:	$
Damage to property	$	Future expenses for medical and hospital care	$
Expenses for medical and hospital care	$	Future loss of earnings	$
Loss of Earnings	$	Other prospective special damages	$
Special Damages for	$	Prospective general damages	$
		Total estimate prospective damages	$
General Damages	$		
Total Damages incurred to date	$		
		Total amount claimed as of date of presentation of this claim	$

Was damage and/or injury investigated by police? N/A If so, what city? _____ File #: _____

Were paramedics or ambulance called? N/A If so, name city or ambulance _____

If injured, state date, time, N/A

name and address of doctor of your first visit _____

WITNESSES to DAMAGE or INJURY: List all persons and addresses of person known to have information:

Name Heather Martin Address _____ Phone _____

Name Mike Durich Address _____ Phone _____

Name _____ Address _____ Phone _____

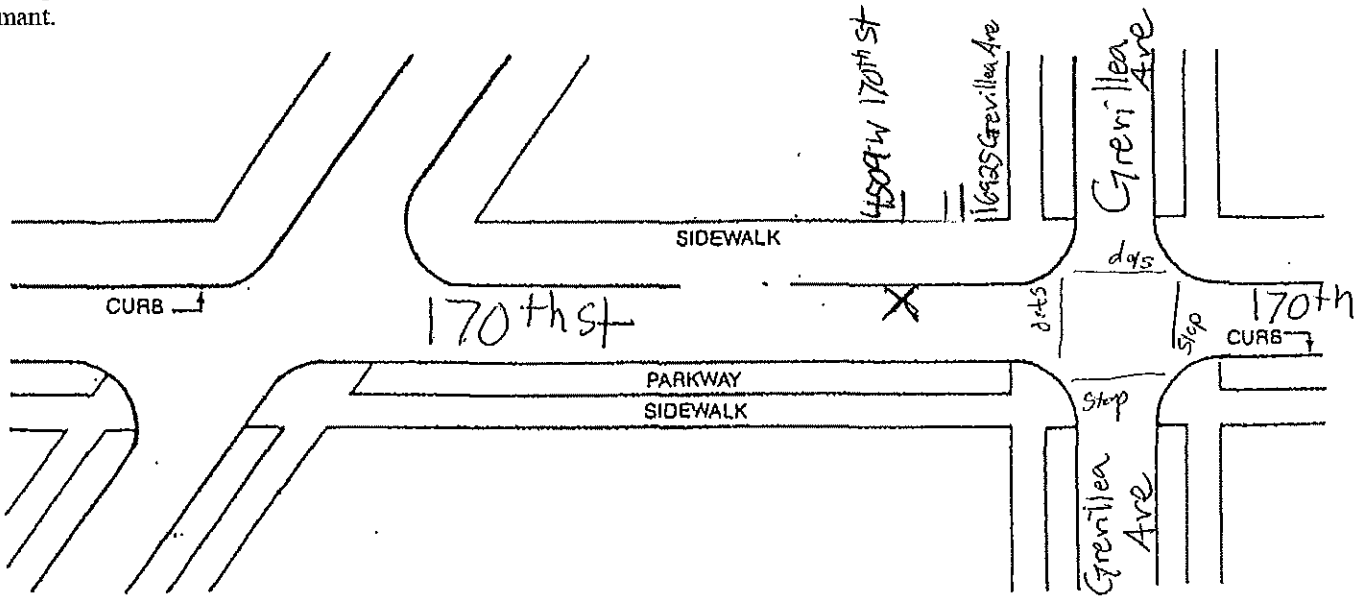
DOCTORS and HOSPITALS:

Hospital _____ Address _____ Date of Hospitalization _____

Doctor _____ Address _____ Date of Treatment _____

Doctor _____ Address _____ Date of Treatment _____

For all accident claims place on following diagram names of streets, including North, East, South and West; indicate place of accident by "X" and by showing house numbers or distances to street corners. If city vehicle was involved, designate by letter "A" location of city vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw city vehicle; location of city vehicle at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of impact by "X". NOTE: if diagrams below do not fit the situation, attach hereto a proper diagram signed by claimant.



Signature of Claimant or person filing on his/her behalf giving relationship to Claimant: _____

Typed/Printed Name: April Mayberry

Date: 3/1/23

THIS CLAIM MUST BE SIGNED ON PAGE 2

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Michael Reyes, Director of Municipal Services

SUBJECT: **Introduction and First Reading of Ordinance No. 1202-23 for the allowance of residents to keep chickens, hens, and/or fowl in residential areas.**

SUMMARY

At the April 17, 2023, City Council meeting the City Council voted in favor of allowing chickens to be kept by residents within the City of Lawndale. This decision was arrived at after much discussion, and with the understanding that certain parameters would need to be met by residents if they wished to keep chickens, hens, and/or fowl in residential areas.

This report is an overview of the considerations that residents will need to adhere to in order to keep chickens, and the guidelines and protocols that will be undertaken by City Staff to ensure chickens are kept in an orderly and regulated manner. If the City Council agrees with these parameters, then the City Council is asked to introduce and hold the first reading of Ordinance No. 1202-23 to establish the keeping of chickens with the City.

BACKGROUND

Staff completed extensive research into the historical regulations of chickens in the City of Lawndale and found that as Lawndale transformed from a rural town into a highly populated jurisdiction, the City's regulations became more restrictive over time. The Council was advised of the original 1959 Los Angeles County Zoning Ordinance which allowed for the raising of chickens as well as other farm animals and crops for small farms, which was adopted as the first municipal ordinance for Lawndale. In this ordinance the city elected to adopt the LA County Zoning Ordinance by reference along with an interim zoning map for the city.

Changes to this original ordinance evolved over the next twenty years until September 1986, when the City codified their own zoning ordinance and compiled all the amendments adopted since the incorporation of the City of Lawndale. At this time Ordinance 509-86 was adopted which prohibited fowl in residential areas.

Current City of Lawndale Zoning Code

The original Ordinance prohibiting fowl from being closer than 150 feet from any residential dwelling evolved into code section 6.04.020 - Excessive animal noise, along with the LA County Health and

Safety Code Section 11.16.090 which states "A person shall not keep any animal, fowl, or bird, wild or domestic, other than cats, dogs, canaries, or birds of the psittacine family, within 35 ft. of any restaurant food establishment, residence, dwelling, or other building used of the habitation of human beings, or within 100 ft. of any school building, hospital building or similar institution building. It is unlawful to keep or maintain a premises, yard, coop or building in which fowl or animals are maintained in a foul or insanitary condition. The provisions of this section regarding distanees shall not apply to accredited laboratories regulated by the California Department of Health Services."

ANALYSIS

Staff conducted a study and reviewed other nearby cities in the South Bay to look at their regulations for keeping foul or poultry in residential areas. Staff reviewed regulations for Redondo Beach, Manhattan Beach, Hawthorne, and Torrance and found that each of these neighboring cities allowed for the keeping of hens but not roosters, but with varying levels of regulation.

Redondo Beach
The City of Redondo Beach requires permits for nondomestic and exotic animals. Hens would be considered nondomestic.

a) A permit is required and must be reviewed by the Permit administrator.
b) Administrative permits to be evaluated by the Permit administrator for potential public nuisances.
c) No Limit on number of Hens or conditions imposed.
d) May not exceed noise levels allowed.

Manhattan Beach
The City of Manhattan Beach allows Hens as pets but not roosters.

a) No limit
b) No permit required.
c) Must not be a nuisance.

Hawthorne
The City of Hawthorne allows the keeping of hens with a limit.

a) Not more than 4 are allowed in residential areas.
b) Must not be within 35 ft. of any habitable dwelling unless a special administrative permit is obtained from the Director of animal services.
c) No roosters allowed.

Torrance
The City of Torrance allows 4 hens per property.

a) Requires a Special animal permit for land used for single-family residential.
b) Must meet conditions of approval.
c) Roosters not allowed.

Additionally, while those cities that allowed for the keeping of chickens, hens, and/or fowl in residential areas did implement their own levels of discretion, some of these city's regulations did contrast with the laws established by the Los Angeles County Department of Public Health.

ADDITIONAL FINDINGS

After considering all the research and information provided by Staff, the Lawndale City Council voted to allow for the keeping of chickens, hens, and/or fowl in residential areas. The City, however, is bound by the conditions and stipulations set forth in the Los Angeles County Code 11.16.090. Lawndale residents wishing to keep chickens, hens, or fowl in residential areas, must adhere to the rules of animal ownership established in this code.

Staff contacted the Los Angeles County Health and Safety Department to confirm that this ordinance had been established due to potential health hazards that could be harmful to humans caused by chickens and other birds living in proximity to residences.

Residents wishing to keep chickens, hens, or fowl must make a reasonable effort to recognize the rights of surrounding neighbors by maintaining and controlling their animals in a safe and healthy manner at a reasonable location. The code further requires any structure for sheltering fowl or birds to be established at least 35 feet from any residence.

Keeping this information in mind, the Community Development Department did a study on development patterns/parcelization and determined that there are a fair number of homesites in the City of Lawndale that are between 5,000 and 8,000 square feet that will be able to satisfy the requirements held by the Los Angeles County Health and Safety Code, so long as they have one single family home per lot. Those lots with duplexes or multiple structures may have more difficulty in meeting the 35-foot setback required by the Los Angeles County Health and Safety Code as they have less space between structures.

Additionally, residents shall be limited to two chickens per residence. There will, however, be no permits or fees associated with this new ordinance as chickens, hens, and/or fowl will not require licenses from the City.

Any residents that keep chickens, hens, and/or fowl will need to follow these regulations, as well as all other regulations regarding the safe care and handling of animals or be subject to penalties and actions from the City of Lawndale's Municipal Services Department.

CONCLUSION

Staff feels that there is sufficient space for chickens, hens, and/or fowl to be kept by residents so long as residents meet the parameters stated in this report. Staff, therefore, recommends that the City Council vote in favor of Ordinance No. 1202-23 for the allowance of residents to keep chickens, hens, and/or fowl in residential areas.

LEGAL REVIEW

The City Attorney's Office has reviewed Ordinance No 1202-23 and has approved it as to form.

FISCAL IMPACT

There is no fiscal impact on the City of Lawndale as a result of Ordinance No. 1202-23.

RECOMMENDATION

Staff recommends that the City Council accept Ordinance No. 1202-23 which allows residents to keep chickens, hens, and fowl so long as they meet standards and practices set forth by the Los Angeles County Health and Safety Code and follow the guidelines added by the Lawndale City Council.

Attachments: Ordinance No. 1202-23 for the allowance of residents to keep chickens, hens, and/or fowl in residential areas.

EXHIBIT A

Chapter 6.16 CHICKENS, HENS, AND/OR FOWL

- 6.16 Chickens, Hens, and/or Fowl – Allowance to Keep in Residential Areas.

6.16 Chickens, Hens, and/or Fowl – Allowance to Keep in Residential Areas.

A. "A person shall not keep any animal, fowl, or bird, wild or domestic, other than cats, dogs, canaries, or birds of the psittacine family, within 35 ft. of any restaurant food establishment, residence, dwelling, or other building used of the habitation of human beings, or within 100 ft. of any school building, hospital building or similar institution building. It is unlawful to keep or maintain a premises, yard, coop or building in which fowl or animals are maintained in a foul or insanitary condition. The provisions of this section regarding distances shall not apply to accredited laboratories regulated by the California Department of Health Services."

B. Any resident that wishes to keep chickens, hens, and/or fowl, shall be permitted to keep no more than two chickens, hens, and/or fowl at any one time in residential areas.

C. Any resident keeping chickens, hens, and/or fowl shall adhere to the above stated guidelines as well as all other established regulations within the City of Lawndale regarding the safe care and handling of animals in a humane manner.

Attachment

ORDINANCE NO. 1202-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA AMENDING CHAPTER 6.16 OF TITLE 6 OF THE LAWNDALE MUNICIPAL CODE WHICH WILL ALLOW RESIDENTS TO KEEP CHICKENS, HENS, AND/OR FOWL IN RESIDENTIAL AREAS.

WHEREAS, the City Council of the City of Lawndale, pursuant to police powers delegated to it by the California Constitution, has the authority to enact legislation that promotes the public health, safety, and general welfare of its residents; and

WHEREAS, the City Council wishes to allow residents to keep chickens, hens, and/or fowl in residential areas; and

WHEREAS, the City Council wishes to remain compliant with the Los Angeles County Health and Safety Code Section 11.16.090 which was adopted by reference into the Lawndale Municipal Code; and

WHEREAS, the City is legally bound to adhere to the guidelines established by the Health and Safety Code limiting the distance required between residences regarding the safe keeping of chickens, hens, and/or fowl

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

SECTION 1. The City Council of the City of Lawndale hereby makes the following findings:

A. The above recitals are true and correct and incorporated fully herein.

B. The existing provisions of the Lawndale Municipal Code for regulating chickens, hens, and/or fowl were established by reference to the Los Angeles County Health and Safety code.

C. The Lawndale City Council seeks to clarify within the Lawndale Municipal Code the rules and regulations required for the keeping of chickens, hens, and/or fowl.

SECTION 2. Chapter 6.16 of Title 6 of the Lawndale Municipal Code is added to read, in its entirety, as shown in Exhibit A.

SECTION 3. This Ordinance is exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15061(b)(3) of the CEQA Guidelines, which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment.

SECTION 4. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each and every section, subsection, sentence, clause and pln·ase thereof not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

SECTION 5. The City Clerk shall certify to the passage and adoption of this ordinance and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This ordinance shall be in full force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be posted and published in a newspaper of general circulation in the manner required by law.

PASSED, APPROVED, AND ADOPTED this 17th day of July 2023.

_____
Robe1t Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council duly approved and adopted the foregoing Ordinance No. 1202-23 at its regular meeting held on the 17th day of July 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tern					
PatKearney					
Rhonda Hofinann Gorman					
Bernadette Suarez					

_____ _____
Erica Harbison, City Clerk Date

APPROVED AS TO FORM:

_____

Gregory M. Murphy, City Attorney

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Michael Reyes, Municipal Services Director

SUBJECT: **Preliminary Results for the Illegal Fireworks Suppression Plan for 2023**

BACKGROUND

The City of Lawndale, like many municipalities is challenged in the days and months before and after the July 4th holiday with an onslaught of illegal fireworks usage which create noise and air pollution, health and safety issues, and a general disturbance for the community. While the City Council wishes to continue the use and sales of legal, safe and sane fireworks, they have also expressed their strong desire to limit the number of illegal fireworks being used each year, and authorized stringent enforcement against those causing such disturbances in the community.

STAFF REVIEW

In 2021, staff launched its first Illegal Fireworks Suppression Plan which included several concepts for stopping the sale and use of illegal fireworks during the July 4th holiday season. Now having completed its third year of enforcement, Staff has learned many lessons from the last three years. This report is to update the City Council with the results from the 2023 Illegal Fireworks Suppression Plan for this July 4th holiday.

LASD PRESENCE

SAO Deputies

- The four Special Assignment Officers (SAO's) assigned to the City are currently scheduled to work morning to afternoon shifts seven days a week. The first two-man SAO crew is scheduled to work Sunday - Wednesday, and the second SAO crew from Wednesday - Saturday.

- For the 2023 Illegal Fireworks Suppression Plan, all four SAO deputies began their shifts at 1600 hours (4:00 PM) and worked until 0200 hours (2:00 AM) starting Saturday, July 1st, 2023. Adjusting their shifts allowed them to observe more illegal fireworks violations which typically occur in the evening and early morning hours, giving the City the largest deputy presence during the heaviest periods of illegal firework usage.

Overtime Deputies

- In addition to the four SAO deputies, six overtime shifts were offered to deputies to work the same days as the SAO's (July 1st - July 4th, 1800 - 0200 hours), but with slightly shorter shifts for a potential of 10 deputies dedicated to illegal fireworks suppression, per day.

- These overtime deputies worked as two-man teams in undercover rental cars provided by the City, which allowed deputies to observe violating parties in the act of lighting illegal fireworks much easier than in marked black and white cruisers.

Sheriff's Department Enforcement Plan

- Deputies contacted violating parties who were observed in possession of illegal fireworks and issued Administrative Citations provided by the City and illegal fireworks were also confiscated by the deputies when they were able.

- Deputies were provided with a list of addresses where illegal fireworks were observed and cited from the 2021 and 2022 Illegal Fireworks Suppression Plan. Administrative citations issued to first time offenders will begin at $2,500 per citation, but anyone who has been cited in previous years will receive a citation starting at $5,000.

- When deputies observed illegal fireworks emanating from places where physical barriers exist which prevented the deputies from seeing the violating party, such as fences and backyard walls, deputies would document as much information as they could including addresses, time of incident, suspect description and any photographic evidence that they could. This information was then submitted to Municipal Services Department staff who issued citations to the property owner from information available in the City's Citizen Serve program.

COMMUNICATIONS WITH THE COMMUNITY

This year Staff also increased awareness within the community advising of the restrictions and penalties associated with the use and sale of illegal fireworks, through the following steps:

- Heavy rotation on the City's social media sites, cable TV channel, and City website advising of increased presence by deputies in undercover vehicles, and the issuance of Administrative Citations to property owners for allowing illegal fireworks to be used on their property.

- Two message trailers were deployed at the north and south ends of the City on Hawthorne Boulevard displaying the current fine amounts, and banners were placed spanning Hawthorne Boulevard advising that illegal fireworks are prohibited and would be cited.

- Permanent metal signs were placed by Public Works staff on several streets and in neighborhoods where a high concentration of illegal fireworks have been used in the past. These new signs replace the older signs and reflect the increase in the bail amount to $2,500 for illegal fireworks usage.

- Two Public Service Announcements were created by Lawndale Cable TV staff and ran continuously on the Lawndale Cable Channel advising of heavy enforcement by Sheriff's deputies, and of severe financial penalties for illegal fireworks use.

- This year, additional temporary signage was purchased and placed at high profile locations throughout the City advertising that illegal fireworks were prohibited. 10 large 6' x 4' signs were placed on major streets, such as Hawthorne Blvd. and Manhattan Beach Blvd., and 50 smaller 2' x 1' signs were placed throughout neighborhoods.

NEW ENFORCEMENT TECHNIQUES

This year, Lawndale staff assisted deputies by patrolling in unmarked cars looking for violators lighting illegal fireworks. The two person teams patrolled Lawndale in unmarked cars, and traveled throughout City neighborhoods, documenting illegal fireworks activity with notes and photographic evidence of violations. Staff did not contact violating parties, but instead will issue citations through the mail.

FISCAL IMPACT

City staff projected costs of $32,000 which included overtime pay for additional deputies, rental car costs for undercover use over multiple days, and additional costs for advertising the City's suppression plan and enforcement. Staff is pleased that nearly one hundred and four (preliminary estimate) administrative citations were issued to violating parties for possession and lighting of illegal fireworks. This number is just a preliminary number as we are still issuing citations this week and must make sure that no duplicate citations were issued. This amount is more than double the number of citations issued in the previous year, and with the increased citation amounts, fines could exceed $260,000 (estimated).

LEGAL REVIEW

The City Attorney has reviewed the Staff Report.

RECOMMENDATION

Staff recommends that City Council receive and file this Staff Report regarding Preliminary Results for the Illegal Fireworks, Suppression Plan for 2023.

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Diane Parsley, Executive Assistant
Hrant Manuelian, Finance Director/City Treasurer

SUBJECT: **Designation of Voting Delegate and Alternate(s) to the League of California Cities Conference & Expo – Sacramento – September 20-22, 2023**

BACKGROUND

Every year, the League of California Cities (Cal Cities) convenes a member-driven General Assembly at the Cal Cities Annual Conference & Expo. This year, the conference and expo will be held September 20-22, 2023 in Sacramento, California.

The General Assembly is comprised of voting delegates appointed by each member city; every city has one voting delegate. The voting delegate plays an important role during the General Assembly by representing their City and voting on resolutions.

On Friday, September 22, 2023, the General Assembly will consider and act upon resolutions that establish Cal Cities policies.

Pursuant to the Cal Cities bylaws, to vote on the resolutions, each city council must formally designate a delegate and up to two alternates to represent their city at this meeting. This year, Cal Cities requires receipt of the City's official voting delegate/alternate form no later than Monday, August 28, 2023 in order to establish voting delegate/alternate records prior to the conference. This year, Cal Cities intends to have more communication with the voting delegate and alternate(s) prior to the conference, giving more in-depth information on the role they are participating in.

STAFF REVIEW

Designation of Delegate/Alternate(s): Cal Cities bylaws allow each city council to designate one voting delegate and up to two (2) voting alternate(s) via resolution or minute action. In the past, the Mayor has polled the City Council to determine which members wished to attend the conference. The City Council then designated a voting delegate and voting alternate(s) by minute action. Staff recommends the same process.

The City's most recent delegates and alternates are listed below:

Year	Delegate	Alternate(s)
2022	Councilmember Cuevas	Councilmember Kearney
2021	Councilmember Cuevas	Councilmember Kearney
2020	Councilmember Suarez	Mayor Pro Tem Kearney
2019	Councilmember Kearney	Mayor Pullen-Miles, Mayor Pro Tem Osborne

Conference Registration and Expenses: The voting delegate and alternate(s) must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only at a reduced one-day rate. To cast a vote, at least one voter must be present at the Business Meeting on Friday morning, September 20, and in possession of the voting delegate card.

Conference registration is open on the Cal Cities website and will close on Tuesday, September 5, 2023. This year the conference is being held in Sacramento and will require travel by air. Staff has learned that the hotel block for the group rate in Sacramento has sold out. Staff will make every effort to secure hotel accommodations as may be required.

Registration for the full 3 day conference is $650. Single day registration for the Business Meeting, or to attend any one day of sessions is $350. Additional reimbursable travel expenses would include round trip airfare from Los Angeles to Sacramento, up to 3 nights hotel accommodations, taxi's, shuttles and/or ride shares, and any incidental meals not included at the conference.

The estimated cost for one person to attend the full conference is $2,000.

LEGAL REVIEW

None.

FISCAL IMPACT

The City Council travel and meetings account 100-110-510.620 is budgeted in this Fiscal Year 2023-24 for a grand total of $4,000, which includes $2,000 for one voting delegate; and $2,000 for one alternate to attend the full conference.

If more than two (2) Councilmembers wish to attend the conference, additional budget appropriations will be required.

RECOMMENDATION

Staff recommends that the City Council

a.) Select a Voting Delegate and Voting Alternate to represent the City of Lawndale at the 2023 League of California Cities Annual Conference; and

b.) direct staff in the City Clerk Department to forward the appropriate formal minute action of such designation to the League of California Cities and the City Manager Department; and

c.) determine if additional Councilmembers will attend the conference, including the funding account; and, if yes,

d.) direct the Finance Director/City Treasurer to identify and appropriate the additional funding required, and make the appropriate transfer of funds to the City Council Travel/Meetings fund.

Attachments:

1. Memo from the League of California Cities dated June 21, 2023, including the 2023 Annual Conference Voting Delegate/Alternate Form and Annual Conference Voting Procedures

2. League of California Cities Annual Conference Tentative Program

Attachment 1

LEAGUE OF CALIFORNIA CITIES

Council Action Advised by August 28, 2023

DATE: Wednesday, June 21, 2023

TO: Mayors, Council Members, City Clerks, and City Managers

RE: DESIGNATION OF VOTING DELEGATES AND ALTERNATES
League of California Cities Annual Conference and Expo, Sept. 20-22, 2023, Sacramento SAFE Credit Union Convention Center

Every year, the League of California Cities convenes a member-driven General Assembly at the Cal Cities Annual Conference and Expo. The General Assembly is an important opportunity where city officials can directly participate in the development of Cal Cities policy.

Taking place on Sept. 22, the General Assembly is comprised of voting delegates appointed by each member city; every city has one voting delegate. Your appointed voting delegate plays an important role during the General Assembly by representing your city and voting on resolutions.

To cast a vote during the General Assembly, your city must designate a voting delegate and up to two alternate voting delegates, one of whom may vote if the designated voting delegate is unable to serve in that capacity. Voting delegates may either be an elected or appointed official.

Please complete the attached voting delegate form and email it to Cal Cities office no later than Monday, August 28.

New this year, we will host a pre-conference information session for voting delegates to explain their role. Submitting your voting delegate form by the deadline will allow us time to establish voting delegate/alternate records prior to the conference and provide pre-conference communications with voting delegates.

Please view Cal Cities' event and meeting policy in advance of the conference.

Action by Council Required. Consistent with Cal Cities bylaws, a city's voting delegate and up to two alternates must be designated by the city council. When completing the attached Voting Delegate form, please attach either a copy of the council resolution that reflects the council action taken or have your city clerk or mayor sign the form affirming that the names provided are those selected by the city council.

Please note that designating the voting delegate and alternates **must** be done by city council action and cannot be accomplished by individual action of the mayor or city manager alone.

LEAGUE OF CALIFORNIA CITIES

Conference Registration Required. The voting delegate and alternates must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only. Conference registration is open on the Cal Cities website.

For a city to cast a vote, one voter must be present at the General Assembly and in possession of the voting delegate card and voting tool. Voting delegates and alternates need to pick up their conference badges before signing in and picking up the voting delegate card at the voting delegate desk. This will enable them to receive the special sticker on their name badges that will admit the voting delegate into the voting area during the General Assembly.

Transferring Voting Card to Non-Designated Individuals Not Allowed. The voting delegate card may be transferred freely between the voting delegate and alternates, but *only* between the voting delegate and alternates. If the voting delegate and alternates find themselves unable to attend the General Assembly, they may *not* transfer the voting card to another city official.

Seating Protocol during General Assembly. At the General Assembly, individuals with a voting card will sit in a designated area. Admission to the voting area will be limited to the individual in possession of the voting card and with a special sticker on their name badge identifying them as a voting delegate.

The voting delegate desk, located in the conference registration area of the SAFE Credit Union Convention Center in Sacramento, will be open at the following times: Wednesday, Sept. 20, 8:00 a.m.- 6:00 p.m. and Thursday, Sept. 21, 7:30 a.m.- 4:00 p.m. On Friday, Sept. 22, the voting delegate desk will be open at the General Assembly, starting at 7:30 a.m., but will be closed during roll calls and voting.

The voting procedures that will be used at the conference are attached to this memo. Please share these procedures and this memo with your council and especially with the individuals that your council designates as your city's voting delegate and alternates.

Once again, thank you for completing the voting delegate and alternate form and returning it to Cal Cities office by Monday, Aug. 28. If you have questions, please contact Zach Seals at zseals@calcities.org.

Attachments:

- General Assembly Voting Guidelines
- Voting Delegate/Alternate Form
- Information Sheet: Cal Cities Resolutions and the General Assembly

LEAGUE OF CALIFORNIA CITIES

General Assembly Voting Guidelines

1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to Cal Cities policy.

2. **Designating a City Voting Representative.** Prior to the Cal Cities Annual Conference and Expo, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the voting delegate form provided to the Cal Cities Credentials Committee.

3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the voting delegate desk in the conference registration area. Voting delegates and alternates must sign in at the voting delegate desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the General Assembly.

4. **Signing Initiated Resolution Petitions.** Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the credentials committee at the voting delegate desk, may sign petitions to initiate a resolution.

5. **Voting.** To cast the city's vote, a city official must have in their possession the city's voting card and voting tool; and be registered with the credentials committee. The voting card may be transferred freely between the voting delegate and alternates but may not be transferred to another city official who is neither a voting delegate nor alternate.

6. **Voting Area at General Assembly.** At the General Assembly, individuals with a voting card will sit in a designated area. Admission to the voting area will be limited to the individual in possession of the voting card and with a special sticker on their name badge identifying them as a voting delegate.

7. **Resolving Disputes.** In case of dispute, the credentials committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the General Assembly.

LEAGUE OF CALIFORNIA CITIES

CITY: _____

2023 ANNUAL CONFERENCE
VOTING DELEGATE/ALTERNATE FORM

Please complete this form and return it to Cal Cities office by Monday, August 28, 2023. Forms not sent by this deadline may be submitted to the Voting Delegate Desk located in the Annual Conference Registration Area. Your city council may designate one voting delegate and up to two alternates.

To vote at the General Assembly, voting delegates and alternates must be designated by your city council. Please attach the council resolution as proof of designation. As an alternative, the Mayor or City Clerk may sign this form, affirming that the designation reflects the action taken by the council.

Please note: Voting delegates and alternates will be seated in a separate area at the General Assembly. Admission to this designated area will be limited to individuals (voting delegates and alternates) who are identified with a special sticker on their conference badge. This sticker can be obtained only at the voting delegate desk.

1. VOTING DELEGATE

Name: _____ Email: _____

Title: _____

2. VOTING DELEGATE - ALTERNATE

Name: _____

Title: _____

Email: _____

3. VOTING DELEGATE - ALTERNATE

Name: _____

Title: _____

Email: _____

ATTACH COUNCIL RESOLUTION DESIGNATING VOTING DELEGATE AND ALTERNATES OR

ATTEST: I affirm that the information provided reflects action by the city council to designate the voting delegate and alternate(s).

Name: _____ Email: _____

Mayor or City Clerk: _____ Date: _____ Phone: _____
(circle one) (signature)

Please complete and email this form to votingdelegates@calcities.org by Monday, August 28, 2023.

LEAGUE OF CALIFORNIA CITIES

How it works: Cal Cities Resolutions and the General Assembly

Developing League of California Cities policy is a dynamic process that engages a wide range of members to ensure that we are representing California cities with one voice. These policies directly guide Cal Cities advocacy to promote local decision-making, and lobby against statewide policy that erodes local control.

The resolutions process and General Assembly is one way that city officials can directly participate in the development of Cal Cities policy. If a resolution is approved at the General Assembly, it becomes official Cal Cities policy. Here's how Resolutions and the General Assembly works.

Prior to the Annual Conference and Expo

General Resolutions



Sixty days before the Annual Conference and Expo, Cal Cities members may submit policy proposals on issues of importance to cities. The resolution must have the concurrence of at least five additional member cities or individual members.

Policy Committees



The Cal Cities President assigns general resolutions to policy committees where members review, debate, and recommend positions for each policy proposal. Recommendations are forwarded to the Resolutions Committee.

During the Annual Conference and Expo

Petitioned Resolutions



The petitioned resolution is an alternate method to introduce policy proposals during the annual conference. The petition must be signed by voting delegates from 10% of member cities, and submitted to the Cal Cities President at least 24 hours before the beginning of the General Assembly.

Resolutions Committee



The Resolutions Committee considers all resolutions. General Resolutions approved[1] by either a policy committee or the Resolutions Committee are next considered by the General Assembly. General resolutions not approved, or referred for further study by both a policy committee and the Resolutions Committee do not go the General Assembly. All Petitioned Resolutions are considered by the General Assembly, unless disqualified.[2]

General Assembly



During the General Assembly, voting delegates debate and consider general and petitioned resolutions forwarded by the Resolutions Committee. Potential Cal Cities bylaws amendments are also considered at this meeting.

What's new in 2023?



- Voting delegates will receive increased communications to prepare them for their role during the General Assembly.
- The General Assembly will take place earlier to allow more time for debate and discussion.
- Improvements to the General Assembly process will make it easier for voting delegates to discuss and debate resolutions.

Who's who

Cal Cities policy development is a member-informed process, grounded in the voices and experiences of city officials throughout the state.

The **Resolutions Committee** includes representatives from each Cal Cities diversity caucus, regional division, municipal department, policy committee, as well as individuals appointed by the Cal Cities president.

Voting delegates are appointed by each member city; every city has one voting delegate.

The **General Assembly** is a meeting of the collective body of all voting delegates — one from every member city.

Seven **Policy Committees** meet throughout the year to review and recommend positions to take on bills and regulatory proposals. Policy committees include members from each Cal Cities diversity caucus, regional division, municipal department, as well as individuals appointed by the Cal Cities president.

[1] The Resolution Committee can amend a general resolution prior to sending it to the General Assembly.
[2] Petitioned Resolutions may be disqualified by the Resolutions Committee according to Cal Cities Bylaws Article VI. Sec. 5(f).

For more information visit www.calcities.org/general-assembly

Attachment 2

Schedule at a Glance ↓

Schedule is subject to change.

Wednesday, Sept. 20

Registration Open/Voting Delegates Booth Open
8:00 a.m.–6:00 p.m.

City Clerks Workshop
(additional registration required)
8:30 a.m.-1:00 p.m.

AB 1234 Ethics Training
10:00 a.m.-noon

Regional Division Lunches**
11:30 a.m.-1:15 p.m.

First Time Attendee Orientation
12:45-1:15 p.m.

Opening General Session*
1:30-3:30 p.m.

Concurrent Sessions
3:45-5:00 p.m.

Grand Opening Expo Hall and Host City Reception*
5:00-7:00 p.m.

CitiPAC Leadership Reception
7:00-10:00 p.m.

Thursday, Sept. 21

Registration Open/Voting Delegates Booth Op
8:00 a.m.-4:00 p.m.

Concurrent Sessions
8:30-9:45 a.m.

Petition Resolutions Due
8:30 a.m.

Expo Hall Open
9:00 a.m.-3:00 p.m.

General Session*
10:00-11:30 a.m.

Attendee Lunch in Expo Hall
11:30 a.m.-1:00 p.m.

Resolutions Committee
1:00-2:30 p.m.

Concurrent Sessions
1:00-5:15 p.m.

Regional Division and Caucus Events**
Evening

Friday, Sept. 22

Registration Open
7:30 a.m.-12:30 p.m.

Regional Division Breakfasts**
7:30-9:00 a.m.

Concurrent Sessions
8:00-10:45 a.m.

General Assembly (note new time!)
8:30-10:30 a.m.

AB 1661 Sexual Harassment Prevention Training
8:45-10:45 a.m.

Closing General Session*
11:00 a.m.-12:30 p.m.

***No competing events may be scheduled during this time.**

****Check with your regional public affairs manager for specific day/time.**

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Lea Reis, P.E, Public Works Director
Nick Petrevski, Associate Engineer

SUBJECT: Adopt Resolution No. CC-2307-029 of FY 2023-24 Budget List of Projects Road Repair and Accountability Act of 2017 - Senate Bill 1 (SB 1)

BACKGROUND

On April 28, 2017, the Governor signed Senate Bill 1 (SB 1) (Beall, Chapter 5, Statutes of 2017), which is known as the Road Repair and Accountability Act of 2017 (Act). To address basic road maintenance, rehabilitation, and critical safety needs on both the state highway and local streets and road system, SB 1 increased the per-gallon fuel excise tax, the diesel fuel sales tax, and the vehicle registration fee.

The objective of the program is to address deferred maintenance on the local streets and roads system through the prioritization and delivery of basic road maintenance and rehabilitation projects as well as critical safety projects.

Cities receiving Road Maintenance and Rehabilitation Account (RMRA) funds under the Act must comply with all relevant federal and state laws, regulations, policies, and procedures. The main requirements include the following:

- Prior to receiving an apportionment of RMRA funds from the Controller in a fiscal year, a city must submit to the California Transportation Commission a list of projects proposed to be funded with these funds.
- The list of projects must include a description and the location of each proposed project, a proposed schedule for the project's completion, and the estimated useful life of the improvement.
- The California Transportation Commission will report to the State Controller the cities that have submitted a list of projects and that are, therefore, eligible to receive an apportionment of RMRA funds for the applicable fiscal year.
- The State Controller, upon receipt of the report from the California Transportation Commission, shall apportion RMRA funds to eligible cities.
- For each fiscal year in which RMRA funds are received and expended, a city must submit documentation to the California Transportation Commission that includes a description

and location of each completed project, the amount of funds expended on the project, the completion date, and the estimated useful life of the improvement.

- A city receiving an apportionment of RMRA funds is required to sustain a maintenance of effort (MOE) by spending at least the annual average of its general fund expenditures during the FY 2023-24 for street, road, and highway purposes from the city's general fund. Monitoring and enforcement of the MOE requirement for RMRA funds will be carried out by the Controller.
- By July I, 2023, cities receiving RMRA funds must follow guidelines developed by the California Workforce Development Board (Board) that address participation and investment in, or partnership with, new or existing pre-apprenticeship training programs.

STAFF REVIEW

Staff has assembled a list of streets and/or projects for the FY 2023-24 submittal to the California Transportation Commission in accordance with the RMRA funding guidelines. The list of street segments identified for repair are streets having the lowest Pavement Condition Index (PCI) as identified in the City's 2022 Pavement Management Program (PMP) Report. A PCI was established for each street segment as a method to identify its operating condition. PCI is a numerical index used as a rating mechanism, ranging from 0 for failed pavement to 100 indicating pavement in perfect condition. The use of the PCI has been adopted nationwide as a standard rating system. The program provides cost-effective maintenance strategies to maintain an acceptable level of service while optimizing available fiscal resources. The program also provides an optimized priority maintenance and rehabilitation program using cost/benefit analysis based on current available funds and projected future funding allocations.

The street segments identified and recommended for repair are shown in the attached Exhibit "A", incorporated herein by this reference. In accordance with the RMRA requirements, it is recommended that the City Council adopt the project list via resolution.

The City of Lawndale's FY 2023-24 and probable future annual RMRA allocation is estimated to be $785,807 according to the State Department of Finance's statewide projections.

LEGAL REVIEW

The City Attorney has reviewed and approved Resolution NO.CC-2307-029 as to form.

FISCAL IMPACT

Revenues:
Anticipated RMRA revenues as estimated by the California Department of Finance for the City of Lawndale are as follows:

FY 2023-24 ..... $785,807

Expenditures/Appropriation:

An annual appropriation and expenditure of General Funds will be required to meet the RMRA's Maintenance of Effort requirement. The City of Lawndale's MOE requirement is $283,634 based on its discretionary fund expenditures reported for FY2009-10, 2010-11, and 2011-12. Therefore, the required appropriation of General Funds to meet the MOE is determined as follows:

FY2023-24 MOE Requirement	$283,634
FY2023-24 (General Fund – FY22/23 Street Imp.)	$(284,000)

No additional appropriations are needed.

RECOMMENDATION

Staff recommends that the City Council:

1. Adopt the attached Resolution No. CC-2307-029 approving the project list of streets as attached herein Exhibit A- Project Description/Location.

ATTACHMENTS

- Resolution No. CC-2307-029
- Exhibit A - Project Description/Location
- Project Location Map

RESOLUTION NO. CC-2307-029

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA ADOPTING ITS FISCAL YEAR 2023-24 BUDGET LIST OF PROJECTS TO BE FUNDED BY SENATE BILL 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT AND THE APPROPRIATION OF RMRA FUNDS

WHEREAS, Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017 was passed by the Legislature and signed into law by the Governor in April of 2017 to address the significant multi-modal transportation funding shortfalls statewide; and

WHEREAS, SB 1 includes accountability and transparency provisions that will ensure the residents of the City of Lawndale ("City") are aware of the projects proposed for funding in our community and completed each fiscal year; and

WHEREAS, the City must include a list of all projects proposed to receive funding from the Road Maintenance and Rehabilitation Account (RMRA), created by SB 1, in the City budget, which must include a description and the location of each proposed project, a proposed schedule for the project's completion, and the estimated useful life of the improvement; and

WHEREAS, the City will receive an estimated $785,807 in RMRA funding in fiscal year 2023-24 from SB 1; and

WHEREAS, the City used its 2022 Pavement Management Program to develop the SB 1 project list to ensure revenues are being used on the most high-priority and cost-effective projects that also meet the community's priorities for transportation investment; and

WHEREAS, the funding from SB 1 will help the City maintain and rehabilitate streets throughout the City this year and similar projects into the future; and

WHEREAS, the 2022 California Statewide Local Streets and Roads Needs Assessment estimated that the City's streets and roads are at a "Higher Risk" condition based on the pavement condition index in the assessment, and this revenue will help the City increase the overall quality of our road system and over the next decade will bring our streets and roads into a good condition; and

WHEREAS, the City's 2022 Pavement Management Report has established the City's Pavement Condition Index as a 73.3, placing it in the "at Lower Risk" range; and

WHEREAS, if the Legislature and Governor failed to act, city streets and county roads would have continued to deteriorate, having many and varied negative impacts on our community; and

WHEREAS, cities and counties own and operate more than 81 percent of streets and roads in California; and

WHEREAS, modernizing the local street and road system provides well-paying construction jobs and boosts local economies; and

WHEREAS, the local street and road system is also critical for farm to market needs, interconnectivity, multimodal needs, and commerce; and

WHEREAS, police, fire, and emergency medical services all need safe, reliable roads to react quickly to emergency calls where a few minutes of delay can be a matter of life and death; and

WHEREAS, maintaining and preserving the local street and road system in good condition will reduce drive times and traffic congestion, improve bicycle safety, and make the pedestrian experience safer and more appealing, which leads to reduced vehicle emissions, helping the State achieve its air quality and greenhouse gas emissions reductions goals; and

WHEREAS, restoring roads before they fail also reduces construction time which results in less air pollution from heavy equipment and less water pollution from site run-off; and

WHEREAS, the SB 1 project list and overall investment in our local streets and roads infrastructure with a focus on basic maintenance and safety, investing in complete streets infrastructure, and using cutting-edge technology, materials and practices, will have significant positive co-benefits statewide.

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

SECTION 1. The foregoing recitals are true and correct and incorporated herein by this reference.

SECTION 2. The following previously proposed and adopted projects may also utilize Fiscal Year 2023-24 Road Maintenance and Rehabilitation Account revenues in their delivery. With the relisting of these projects in the adopted fiscal year resolution, the City is reaffirming to the public and the State our intent to fund these projects with Road Maintenance and Rehabilitation Account revenues:

Project Title: 2023 Pavement Reconstruction
Project Description: Remove and replace sidewalk, curb, gutter, driveway approaches, trees, adjust manholes and valves, grind and overlay asphalt.
Project Location: Mansel Ave. from 147th St. to 145th St. Grevillea Ave. from 159th St. to Manhattan Beach Blvd. 159th St. from Grevillea Ave. to Hawthorne Blvd.
Estimated Project Schedule: Start (9/23)– Completion (12/23) based on the component being funded with RMRA funds
Estimated Project Useful Life: 15- 20 years

The City's Capital Improvement Program budget for fiscal year 2023-24 is adopted to incorporate the following project planned to be funded with Road Maintenance and Rehabilitation Account revenues:

Project Location/Description/Schedule/Useful Life: Pavement Reconstruction and/or repairs as detailed in the attached Exhibit A, incorporated herein by this reference.

PASSED, APPROVED AND ADOPTED this 17th day of July, 2023.

_____
Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council of the City of Lawndale duly approved and adopted the foregoing Resolution No. CC-2307-029 at a regular meeting of said Council held on the 17th day of July, 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Rhonda Hofmann-Gorman					
Pat Kearney					
Bernadette Suarez					

_____
Erica Harbison, City Clerk

APPROVED AS TO FORM:

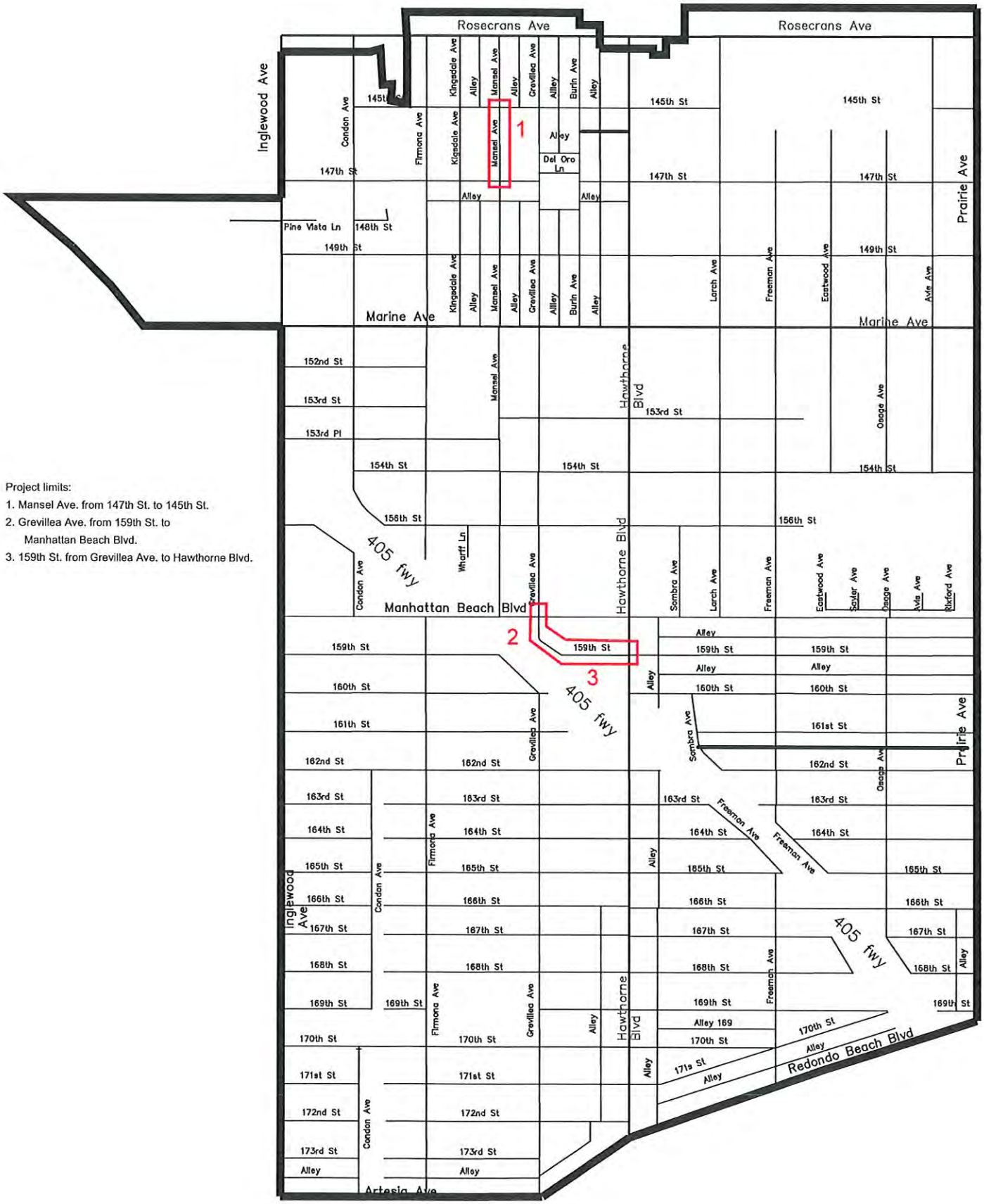
_____
Gregory M. Murphy, City Attorney

Exhibit "A"
Project Location/Description/Schedule/Useful Life

SB1- FY 2023-24			
Location	**Description**	**Schedule Start/End**	**Useful Life**
Mansel Ave. from 147th St. to 145th St.	Remove and replace sidewalk, curb, gutter, driveway approaches, trees, adjust manholes and valves, grind and overlay asphalt.	Sept. 2023/ Dec. 2023	15-20 years
Grevillea Ave. from 159th St. to Manhattan Beach Blvd.	Remove and replace sidewalk, curb, gutter, driveway approaches, trees, adjust manholes and valves, grind and overlay asphalt.	Sept. 2023/ Dec. 2023	15-20 years
159th St. from Grevillea Ave. to Hawthorne Blvd.	Remove and replace sidewalk, curb, gutter, driveway approaches, trees, adjust manholes and valves, grind and overlay asphalt.	Sept. 2023/ Dec. 2023	15-20 years

Exhibit A Project Location Map

Project Limits



Project limits:

1. Mansel Ave. from 147th St. to 145th St.
2. Grevillea Ave. from 159th St. to Manhattan Beach Blvd.
3. 159th St. from Grevillea Ave. to Hawthorne Blvd.

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Mike Estes, Director of Community Services

SUBJECT: FY 2023-24 Recreation Class Instructor Agreements

BACKGROUND

The City's Community Services Department facilitates recreation-based classes for both Lawndale and non-Lawndale residents. In FY 2022-23, the City completed its first full year of programming since FY 2018-19 by opening the Harold E. Hoffman Community Center to the public on July 5, 2022 by offering approximately 100 recreation-based classes and programs.

STAFF REVIEW

The Community Services Department was able to recruit seven of its instructors to return to teaching classes for the City after a hiatus of twenty-seven months. Due to Assembly Bill 5 (AB 5) instructors who desired to continue teaching classes for the City were required to convert from a sole proprietorship to a business entity such as a Limited Liability Corporation (LLC). Unfortunately, the community services department lost a number of instructors who did not want to go through the trouble and cost of converting to a business entity such as a Limited Liability Corporation (LLC).

The Community Services Department continues to seek out qualified instructors with the goal of adding additional classes and programs that are popular and in demand in FY 2023-24.

Of the seven instructors the City is contracting with in FY 2023-24, four of them are projected to eclipse the City Manager's approval threshold of $15,000.00 in class revenue payments. Each of the attached agreements are for amounts that are consistent with revenues paid to each instructor in FY 2022-23.

Agreements That Require City Council Approval:
The following business entities are again expected to eclipse the $15,000.00 mark in most years they have been instructing classes in Lawndale and the community services department is confident they will each do so again in FY 2023-24. As well, if any of the business entities below are projected to eclipse their original contract amount as stated below, the community services department will seek amendments to said agreements to be approved by the City Council in an open meeting so payments to said instructors will not be interrupted.

Agreements That Require City Council Approval (Continued):

Business Entity	Programs/Classes	Instructor	Amount
Chapala Dance Academy, LLC	Cultural Dance Classes	Martha Zambrano	30,000.000
Duncan's Soo Bahk Do, LLC	Martial Arts Classes	Joshua Duncan	17,000.00
Elysian Arts and Events, LLC	Performance Dance Classes	Kimberly Downey	20,000.00
Just Dance Company, LLC	Gymnastics Classes	Javonda Jones	17,000.00
Totals	**N/A**	**N/A**	**84,000.00**

Agreements That Do Not Require City Council Approval:
The following business entities are not projected to eclipse class revenues of $15,000.00 in FY 2023-24. However, if any of them are projected to eclipse their original contact amount, the community services department will require amendments to be approved administratively for amounts up to $15,000.00 and City Council approval at an open meeting for amounts above $15,000.00 so payments to said instructors will not be delayed.

Business Entity	Programs/Classes	Instructor	Amount
Amalea Joy Fisher, LLC	Senior Fitness Classes, Yoga	Amalea Fisher	12,580.00
OPUS Ventures, LLC	Senior Fitness Classes, Zumba	Svetlana Averbukh	8,670.00
RK Sports dba Sportball, LLC	Youth, Multi-sport Instruction	Jonathan/Amanda Ritchie	8,000.00
Totals	**N/A**	**N/A**	29,250.00

Contract Class Revenues:
On the revenue side, the business entities pay the City $25.00 per hour for facility use, regardless of location, as a deduction from their invoice. In FY 2022-23, instructor facility use revenue was a total of $12,486.00 for approximately 499 programming hours.

LEGAL REVIEW

The City Attorney's office has reviewed each of the seven Agreements for Instructor to Use City Facilities and has approved them to form.

FISCAL IMPACT

Instructors are paid 100% of class revenues from the Community Services Department, Recreation Fund Contract Services line item 277-510-530.100. For FY 2023-24, $93,000.00 has been budgeted for Recreation-based contract class instructors under contract with the City. The above/mentioned agreements total a projected cost of $92,000.00.

RECOMMENDATION

Staff recommends that the City Council approve the attached agreements which have all been signed by each business entity for: 1) Chapala Dance Academy, LLC; 2) Duncan's Soo Bahk Do, LLC; 3) Elysian Arts and Events, LLC; and 4) Just Dance Company, LLC totaling $84,000.00 and authorize the City Manager the sign the agreements.

Attachments:

1) Agreement for Instructor to Use City Facilities, Chapala Dance Academy, LLC
2) Agreement for Instructor to Use City Facilities, Duncan's Soo Bahk Do, LLC
3) Agreement for Instructor to Use City Facilities, Elysian Arts and Events, LCLC
4) Agreement for Instructor to Use City Facilities, Just Dance Company, LLC

ATTACHMENT 1

CITY OF LAWNDALE
AGREEMENT FOR INSTRUCTOR TO USE CITY FACILITIES

This Agreement is made as of the date of execution by the City below by and between the City of Lawndale, California, a municipal corporation, ("City") and Chapala Dance Academy, LLC, a California corporation ("Instructor").

RECITALS

A. Instructor desires to provide four sessions of cultural dance classes comprised of up to three mini sessions each summer, fall, winter and spring. Each mini session will be comprised of approximately six classes, excluding certain holidays, at the Harold E. Hofmann Community Center located at 14700 Burin Avenue, Lawndale, CA 90260. Instructor may use the City facility on Mondays and Wednesdays during the term of this Agreement between the hours of 5:00 p.m. and 8:00 p.m., excluding certain holidays.

B. Instructor represents that he/she has all required licenses, permits and approvals required by law to teach the classes at issue at a City facility pursuant to this Agreement.

C. This Agreement will expire on June 26, 2024.

Therefore, City and the Instructor mutually agree as follows:

1. THE INSTRUCTOR'S USE OF CITY FACILITY.

1.1. Recitals. The foregoing Recitals are true and correct and incorporated into this Agreement by this reference.

1.2. Submittals to the City. On or before July 6, 2023, the Instructor will provide the following documents to the Community Services Department: a completed W9 form, proof of successful completion of an adult and child CPR and First Aid class, proof of all insurance required, the Live Scan fingerprints and related criminal background checks as required by Section 1.6 of this Agreement, a copy of Instructor's business license, and proof of medical certification as required in Section 1.7 of this Agreement. If Instructor has no staff, Instructor must provide a written statement, in a form approved by the City's Risk Manager, signed under the penalty of perjury confirming that she has no staff in lieu of Worker's Compensation Insurance.

On or before October 3, 2023, Instructor shall provide proof of current First Aid and Adult Child CPR/AED Certification with a completion date no older than two years to the Community Services Department.

On or before October 3, 2023, Instructor will be required to complete a Live Scan criminal background check as required in Section 1.6 prior to classes under this Agreement beginning.

On or before October 3, 2023, Instructor shall provide test results per Section 1.7 no older than four years to the Community Services Department.

1.3. Term; Arrival and Set-Up.

1.3.1 Instructor may use the City's facility for the time periods described in Recital A, unless terminated earlier as provided in this Agreement. During Instructor's use times Instructor shall have exclusive use of the area designated for her use. Instructor acknowledges and agrees that the City and other third parties will use said area at other times and Instructor may not leave materials, tools, or equipment in the City facility.

1.3.2 The Instructor is solely responsible for the preparation and facility set-up of her class and for providing all required tools and equipment.

1.4. Performance. In the event the Instructor must cancel any classes, she must notify the students and the City's Community Services Coordinator at least 48 hours in advance of the classes in question. If Instructor cancels classes, the City will work with the Instructor to make up the same number of classes cancelled prior to the end of that session.

1.5. Responsibilities of the City. The City will notify Instructor, at least 48 hours in advance if possible, if for any reason the City cancels or needs to relocate any class to another location.

1.6. Background Check. Instructor warrants that she/he and all staff of Instructor who may use the City facility to teach a class pursuant to this Agreement who may have contact with children have never been convicted of any offense specified in Public Resources Code Section 5164 or Penal Code Section 11105.3 which would preclude any such person from working with children. In addition, Instructor agrees to provide City with Live Scan fingerprints and the related criminal background check for Instructor and all staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.7. Medical Check. Instructor warrants that she/he and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children has been examined and has been found to be free of communicable tuberculosis within the last two years as required by *Public Resource Code Section 5163.* In addition, Instructor agrees to provide the City with the medical certificate confirming the testing and result for Instructor and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.8. Taking or Using of Photos and Videos of Students. Instructor agrees that she/he and its staff and agents may only make video recordings and take photographs of students of classes provided pursuant to this Agreement after receiving (A) prior written notice from the City's Community Services Coordinator and (B) signed consent forms from the students, or in the case of a student who is a minor, from the students' parent or guardian. Moreover, should the Instructor desire to use the photos or video for any purpose other than personal use, including but not limited to advertising the Instructor's business on flyers or on the internet or social media, such specific purpose must be clearly described in the notice signed by the City and students. Instructor's violation of this section is grounds for immediate termination of this Agreement and Instructor will be barred from contracting with the City for a minimum of three years.

2. PAYMENT FOR SERVICES.

2.1. Basic Fee Amount. The City will remit to the Instructor 100% of net class revenues collected by the City from registered participants for the classes taught as described in this Agreement; however, not to exceed $30,000.00. Net class revenues shall be defined as gross revenues, minus a facility use fee of $25.00 per hour for actual time teaching classes for the use of designated class space for recreation classes and other events co-promoted by the City's Department of Community Services. Revenues due to Instructor exceeding $30,000.00 during the term of this Agreement will require an amendment to this Agreement to be approved by the City Council in an open meeting prior to additional payments being made to Instructor.

2.2. Time of Payment. The City will process payment for the Instructor at the conclusion of each session, upon City's receipt and verification of signed invoices for classes that have been taught by Instructor. Invoices must be submitted to the City's Community Services Department in a form satisfactory to the City's Director of Finance.

3. GENERAL PROVISIONS.

3.1. Termination.

3.1.1. The City may cancel this Agreement or any of the classes described in this Agreement at any time with or without cause.

3.2. Indemnity. The Instructor agrees to indemnify, hold harmless and defend the City, the City Council, and every officer, employee and agent of the City from any and all claims, losses, or actions brought by any person or persons resulting directly or indirectly from the wrongful or negligent acts, errors, and omissions of the Instructor and its staff and agents, including any claims and damages arising from the use of unauthorized images (i.e. photographs) of students and their invitees as well as any claims arising in any way in connection with or by Instructor's staff and agents.

3.3. Non-Discrimination. In connection with the use of the City facility at issue in this Agreement, neither the Instructor nor its staff or agents may discriminate against any employee or member of the public because of race, religion, color, sex, or national origin or sexual orientation.

3.4. Entire Agreement. This Agreement supersedes any and all other agreements, either oral or written, between the parties and contains all of the covenants and agreements between the parties with respect to the subject matter of this Agreement. Each party acknowledges that no representations, inducements, or agreements, orally or otherwise, have been made by either party or anyone acting on its behalf which are not embodied in this Agreement and that any other agreement or statement not contained in the Agreement is not valid or binding. Any modifications of this Agreement will be effective only if memorialized in a writing signed by both parties.

3.5. Governing Law. This Agreement is governed by the laws of the State of California and any lawsuit or action relating in any way to this Agreement must be filed in Los Angeles County, California.

3.6. Prohibition Against Subcontracting or Assignment. Instructor agrees not to contract with any person or entity to perform in whole or in part in connection with the use of the City facility under this Agreement. Neither this Agreement nor any interest in this Agreement may be assigned or transferred, voluntarily or by operation of law, without the prior written approval of City. Any prohibited assignment or transfer is void.

3.7. Independent Contractor. The City will not have any control over the manner, mode, or means by which Instructor performs the classes at the City facility under this Agreement except as described in this Agreement. Instructor will teach the classes as an independent contractor. Instructor will not at any time or in any manner represent that it or any of its employees or staff are employees of City. Instructor represents and warrants that the personnel used to teach the classes in the City facility pursuant to this Agreement are classified by Instructor as employees. In the event that Instructor or any employee of Instructor using the City facility under this Agreement claims or is determined by a federal or state agency, a court of competent jurisdiction, or the California Public Employees' Retirement System ("CalPERS") to be classified as other than an independent contractor for the City, then Instructor shall indemnify, defend, and hold harmless the City for the payment of any and all assessed fines, penalties, judgments, employee and/or employer contributions, and any other damages and costs assessed to the City as a consequence of, or in any way attributable to, the assertion that Instructor or any staff of Instructor used to teach classes at a City facility are employees of the City.

Instructor must not promote classes other than the classes Instructor offers at the City, whether by word of mouth, flyers, or other printed materials, while teaching classes at City facilities.

3.8. Insurance. Unless otherwise stated in writing by the City's Risk Manager, Instructor must procure and maintain, at its sole cost and expense, in a form and content satisfactory to City, during the entire term of this Agreement including any extension, the following policies of insurance:

(a) Commercial General Liability Insurance. A policy of commercial general liability insurance using Insurance Services Office "Commercial General Liability" policy form CG 00 01, with an edition date prior to 2004, or the exact equivalent. Coverage for an additional insured must not be limited to its vicarious liability. Defense costs must be paid in addition to limits. Limits must be no less than $1,000,000.00 per occurrence and $2,000,000.00 aggregate. Additionally, the City and each of its officers, employees and agents must be mentioned as additional insureds and each insurance certificate must be accompanied by all applicable additional insured endorsement pages.

(b) Workers' Compensation Insurance. A policy of workers' compensation insurance on a state-approved policy form providing statutory benefits as required by law with employer's liability limits no less than $1,000,000.00 per accident for all covered

losses. However, this requirement will not apply if Instructor has no employees and Instructor provides the letter signed under penalty of perjury as described in Section 1.2.

(c) Sexual Misconduct/ Molestation Liability Insurance. A policy of sexual misconduct/molestation liability insurance appropriate to the Instructor's profession, with limits no less than $1,000,000.00 per occurrence plus $2,000,000.00 aggregate.

(d) Automotive Insurance. A policy of comprehensive automobile liability insurance written on a per occurrence basis will not be required as Instructor is not required to use an automobile in connection with the use of a City facility under this Agreement. However, Instructor understands that automobile insurance and/or financial responsibility is required on any vehicle operated or parked on California roadways. Instructor agrees that s/he will carry evidence of automobile insurance and/or financial responsibility in her/his vehicle at all times and that proof of same must be provided as specified: when requested by law enforcement; when renewing vehicle registration; when the vehicle is involved in a traffic collision. Accordingly, Instructor agrees that if s/he will be driving a vehicle to commute to or otherwise in connection with the classes provided pursuant to the Agreement, Instructor must comply with the following:

Minimum liability insurance requirements for private passenger vehicles (per California Insurance Code Section 11580.1b):

- $15,000 for injury/death to one person;
- $30,000 for injury/death to more than one person; and
- $5,000 for damage to property.

Liability insurance compensates a person other than the policy holder for personal injury or property damage. Comprehensive or collision insurance does not meet vehicle financial responsibility requirements.

The following are acceptable types of insurance/financial responsibility:

- A motor vehicle liability insurance policy;
- A cash deposit of $35,000 with DMV;
- A DMV issued self-insurance certificate; or
- A surety bond for $35,000 from a company licensed to do business in California.

If the Instructor maintains broader coverage and/or higher limits than the minimums shown above, the City requires and shall be entitled to the broader coverage and/or higher limits maintained by the Instructor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the City.

Said policies of insurance must not be cancelled without providing 10 days' prior written notice by registered mail to the City. In the event any of the policies of insurance are cancelled or amended, prior to the cancellation or amendment date, Instructor must submit new evidence of

insurance in conformance with this Section to the Director of Community Services. Use of the City facility pursuant to this Agreement may not begin until Instructor has provided City with and City's Risk Manager has approved of the Certificates of Insurance or appropriate insurance binders evidencing the required insurance coverage.

Instructor agrees that the provisions of this Section will not be construed as limiting in any way the extent to which Instructor may be held responsible for the payment of damages to any persons or property resulting from Instructor's activities or the activities of any person or persons for which Instructor is otherwise responsible.

The insurance required by this Agreement will only be satisfactory if issued by companies (a) qualified to do business in California, (b) rated "A" or better in the most recent edition of Best Rating Guide or The Key Rating, and (c) of a financial category Class VII or better, unless such requirements are waived by the City's Risk Manager due to unique circumstances.

3.9. Notice. Any notice or communication either party desires or is required to give to the other party or any other person must be in writing and either served personally or sent by prepaid, first-class mail, in the case of the City, to the City Manager at City of Lawndale 14717 Burin Avenue, Lawndale, California 90260, and in the case of the Instructor at the address designated on the execution page of this Agreement.

3.10. Severability. In the event that part of this Agreement is declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity or unenforceability will not affect any of the remaining portions of this Agreement which portions are declared as severable and interpreted to carry out the intent of the parties unless the invalid provision is so material that its invalidity deprives either party of the basic benefit of their bargain or renders this Agreement meaningless.

3.11. Waiver. No delay or omission in the exercise of any right or remedy will impair such right or remedy or be construed as a waiver. A party's consent to or approval of any act by the other party requiring the party's consent or approval will not be deemed to waive or render unnecessary the other party's consent to or approval of any subsequent act. Any waiver by either party of any default must be in writing and will not be a waiver of any other default concerning the same or any other provision of this Agreement.

3.12. Attorneys' Fees. If either party to this Agreement is required to initiate or defend or made a party to any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which may be granted, whether legal or equitable, will be entitled to reasonable attorney's fees, whether or not the matter proceeds to judgment.

[SIGNATURES ON NEXT PAGE]

CITY:
City of Lawndale
14717 Burin Avenue
Lawndale, CA. 90260

By: _____
Sean M, Moore, City Manager

Date: _____

ATTEST:

_____
Erica Harbison, City Clerk

APPROVED AS TO FORM:

_____
Gregory M. Murphy, City Attorney

INSTRUCTOR:
Chapala Dance Academy, LLC
14608 Dublin Avenue
Gardena, CA 90249

By: _____
Martha Zambrano
Manager, Sole Member

Date: 7/5/2023

ATTACHMENT 2

CITY OF LAWNDALE
AGREEMENT FOR INSTRUCTOR TO USE CITY FACILITIES

This Agreement is made as of the date of execution by the City below by and between the City of Lawndale, California, a municipal corporation, ("City") and Duncan's Soo Bahk Do, a California corporation ("Instructor").

RECITALS

A. Instructor desires to provide four sessions of martial arts classes comprised of one session each summer, fall, winter and spring. Each session will be comprised of approximately eight classes, excluding certain holidays, at the Harold E. Hofmann Community Center located at 14700 Burin Avenue, Lawndale, CA 90260. Instructor may use the City facility each Monday and Wednesday during the term of this Agreement between the hours of 4:30 p.m. and 7:30 p.m. excluding certain holidays.

B. Instructor represents that he/she has all required licenses, permits and approvals required by law to teach the classes at issue at a City facility pursuant to this Agreement.

C. This Agreement will expire on June 26, 2024.

Therefore, City and the Instructor mutually agree as follows:

1. THE INSTRUCTOR'S USE OF CITY FACILITY.

1.1. Recitals. The foregoing Recitals are true and correct and incorporated into this Agreement by this reference.

1.2. Submittals to the City. On or before July 6, 2023, the Instructor will provide the following documents to the Community Services Department: a completed W9 form, proof of successful completion of an adult and child CPR and First Aid class, proof of all insurance required, the Live Scan fingerprints and related criminal background checks as required by Section 1.6 of this Agreement, a copy of Instructor's business license, and proof of medical certification as required in Section 1.7 of this Agreement. If Instructor has no staff, Instructor must provide a written statement, in a form approved by the City's Risk Manager, signed under the penalty of perjury confirming that he has no staff in lieu of Worker's Compensation Insurance.

On or before October 5, 2023, Instructor shall provide proof of current First Aid and Adult Child CPR/AED Certification with a completion date no older than two years to the Community Services Department.

On or before October 5, 2023, Instructor shall complete a Live Scan criminal background check as required in Section 1.6 prior to classes under this Agreement beginning.

On or before October 5, 2023, Instructor shall provide test results per Section 1.7 no older than four years to the Community Services Department.

1.3. Term; Arrival and Set-Up.

1.3.1 Instructor may use the City's facility for the time periods described in Recital A, unless terminated earlier as provided in this Agreement. During Instructor's use times Instructor shall have exclusive use of the area designated for his use. Instructor acknowledges and agrees that the City and other third parties will use said area at other times and Instructor may not leave materials, tools, or equipment in the City facility.

1.3.2 The Instructor is solely responsible for the preparation and facility set-up of his/her class and for providing all required tools and equipment.

1.4. Performance. In the event the Instructor must cancel any classes, he must notify the students and the City's Community Services Coordinator at least 48 hours in advance of the classes in question. If Instructor cancels classes, the City will work with the Instructor to make up the same number of classes cancelled prior to the end of that session.

1.5. Responsibilities of the City. The City will notify Instructor, at least 48 hours in advance if possible, if for any reason the City cancels or needs to relocate any class to another location.

1.6. Background Check. Instructor warrants that she/he and all staff of Instructor who may use the City facility to teach a class pursuant to this Agreement who may have contact with children have never been convicted of any offense specified in Public Resources Code Section 5164 or Penal Code Section 11105.3 which would preclude any such person from working with children. In addition, Instructor agrees to provide City with Live Scan fingerprints and the related criminal background check for Instructor and all staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.7. Medical Check. Instructor warrants that she/he and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children has been examined and has been found to be free of communicable tuberculosis within the last two years as required by *Public Resource Code Section 5163.* In addition, Instructor agrees to provide the City with the medical certificate confirming the testing and result for Instructor and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.8. Taking or Using of Photos and Videos of Students. Instructor agrees that she/he and its staff and agents may only make video recordings and take photographs of students of classes provided pursuant to this Agreement after receiving (A) prior written notice from the City's Community Services Coordinator and (B) signed consent forms from the students, or in the case of a student who is a minor, from the students' parent or guardian. Moreover, should the Instructor desire to use the photos or video for any purpose other than personal use, including but not limited to advertising the Instructor's business on flyers or on the internet or social media, such specific purpose must be clearly described in the notice signed by the City and students. Instructor's violation of this section is grounds for immediate termination of this Agreement and Instructor will be barred from contracting with the City for a minimum of three years.

2. PAYMENT FOR SERVICES.

2.1. Basic Fee Amount. The City will remit to the Instructor 100% of net class revenues collected by the City from registered participants for the classes taught as described in this Agreement; however, not to exceed $17,000.00. Net class revenues shall be defined as gross revenues, minus a facility use fee of $25.00 per hour for actual time teaching classes for the use of designated class space for recreation classes and other events co-promoted by the City's Department of Community Services. Revenues due to Instructor exceeding $17,000.00 during the term of this Agreement will require an amendment to this Agreement to be approved by the City Council in an open meeting prior to additional payments being made to Instructor.

2.2. Time of Payment. The City will process payment for the Instructor midway through and at the conclusion of each session, upon City's receipt and verification of signed invoices for classes that have been taught by Instructor. Invoices must be submitted to the City's Community Services Department in a form satisfactory to the City's Director of Finance.

3. GENERAL PROVISIONS.

3.1. Termination.

3.1.1. The City may cancel this Agreement or any of the classes described in this Agreement at any time with or without cause.

3.2. Indemnity. The Instructor agrees to indemnify, hold harmless and defend the City, the City Council, and every officer, employee and agent of the City from any and all claims, losses, or actions brought by any person or persons resulting directly or indirectly from the wrongful or negligent acts, errors, and omissions of the Instructor and its staff and agents, including any claims and damages arising from the use of unauthorized images (i.e. photographs) of students and their invitees as well as any claims arising in any way in connection with or by Instructor's staff and agents.

3.3. Non-Discrimination. In connection with the use of the City facility at issue in this Agreement, neither the Instructor nor its staff or agents may discriminate against any employee or member of the public because of race, religion, color, sex, or national origin or sexual orientation.

3.4. Entire Agreement. This Agreement supersedes any and all other agreements, either oral or written, between the parties and contains all of the covenants and agreements between the parties with respect to the subject matter of this Agreement. Each party acknowledges that no representations, inducements, or agreements, orally or otherwise, have been made by either party or anyone acting on its behalf which are not embodied in this Agreement and that any other agreement or statement not contained in the Agreement is not valid or binding. Any modifications of this Agreement will be effective only if memorialized in a writing signed by both parties.

3.5. Governing Law. This Agreement is governed by the laws of the State of California and any lawsuit or action relating in any way to this Agreement must be filed in Los Angeles County, California.

3.6. Prohibition Against Subcontracting or Assignment. Instructor agrees not to contract with any person or entity to perform in whole or in part in connection with the use of the City facility under this Agreement. Neither this Agreement nor any interest in this Agreement may be assigned or transferred, voluntarily or by operation of law, without the prior written approval of City. Any prohibited assignment or transfer is void.

3.7. Independent Contractor. The City will not have any control over the manner, mode, or means by which Instructor performs the classes at the City facility under this Agreement except as described in this Agreement. Instructor will teach the classes as an independent contractor. Instructor will not at any time or in any manner represent that it or any of its employees or staff are employees of City. Instructor represents and warrants that the personnel used to teach the classes in the City facility pursuant to this Agreement are classified by Instructor as employees. In the event that Instructor or any employee of Instructor using the City facility under this Agreement claims or is determined by a federal or state agency, a court of competent jurisdiction, or the California Public Employees' Retirement System ("CalPERS") to be classified as other than an independent contractor for the City, then Instructor shall indemnify, defend, and hold harmless the City for the payment of any and all assessed fines, penalties, judgments, employee and/or employer contributions, and any other damages and costs assessed to the City as a consequence of, or in any way attributable to, the assertion that Instructor or any staff of Instructor used to teach classes at a City facility are employees of the City.

Instructor must not promote classes other than the classes Instructor offers at the City, whether by word of mouth, flyers, or other printed materials, while teaching classes at City facilities.

3.8. Insurance. Unless otherwise stated in writing by the City's Risk Manager, Instructor must procure and maintain, at its sole cost and expense, in a form and content satisfactory to City, during the entire term of this Agreement including any extension, the following policies of insurance:

(a) Commercial General Liability Insurance. A policy of commercial general liability insurance using Insurance Services Office "Commercial General Liability" policy form CG 00 01, with an edition date prior to 2004, or the exact equivalent. Coverage for an additional insured must not be limited to its vicarious liability. Defense costs must be paid in addition to limits. Limits must be no less than $1,000,000.00 per occurrence and $2,000,000.00 aggregate. Additionally, the City and each of its officers, employees and agents must be mentioned as additional insureds and each insurance certificate must be accompanied by all applicable additional insured endorsement pages.

(b) Workers' Compensation Insurance. A policy of workers' compensation insurance on a state-approved policy form providing statutory benefits as required by law with employer's liability limits no less than $1,000,000.00 per accident for all covered

losses. However, this requirement will not apply if Instructor has no employees and Instructor provides the letter signed under penalty of perjury as described in Section I.2.

(c) Sexual Misconduct/ Molestation Liability Insurance. A policy of sexual misconduct/molestation liability insurance appropriate to the Instructor's profession, with limits no less than $1,000,000.00 million per occurrence, $2,000,000.00 aggregate.

(d) Automotive Insurance. A policy of comprehensive automobile liability insurance written on a per occurrence basis will not be required as Instructor is not required to use an automobile in connection with the use of a City facility under this Agreement. However, Instructor understands that automobile insurance and/or financial responsibility is required on any vehicle operated or parked on California roadways. Instructor agrees that s/he will carry evidence of automobile insurance and/or financial responsibility in her/his vehicle at all times and that proof of same must be provided as specified: when requested by law enforcement; when renewing vehicle registration; when the vehicle is involved in a traffic collision. Accordingly, Instructor agrees that if s/he will be driving a vehicle to commute to or otherwise in connection with the classes provided pursuant to the Agreement, Instructor must comply with the following:

Minimum liability insurance requirements for private passenger vehicles (per California Insurance Code Section 11580.1b):

- $15,000 for injury/death to one person;
- $30,000 for injury/death to more than one person; and
- $5,000 for damage to property.

Liability insurance compensates a person other than the policy holder for personal injury or property damage. Comprehensive or collision insurance does not meet vehicle financial responsibility requirements.

The following are acceptable types of insurance/financial responsibility:

- A motor vehicle liability insurance policy;
- A cash deposit of $35,000 with DMV;
- A DMV issued self-insurance certificate; or
- A surety bond for $35,000 from a company licensed to do business in California.

If the Instructor maintains broader coverage and/or higher limits than the minimums shown above, the City requires and shall be entitled to the broader coverage and/or higher limits maintained by the Instructor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the City.

Said policies of insurance must not be cancelled without providing 10 days' prior written notice by registered mail to the City. In the event any of the policies of insurance are cancelled or

amended, prior to the cancellation or amendment date, Instructor must submit new evidence of insurance in conformance with this Section to the Director of Community Services. Use of the City facility pursuant to this Agreement may not begin until Instructor has provided City with and City's Risk Manager has approved of the Certificates of Insurance or appropriate insurance binders evidencing the required insurance coverage.

Instructor agrees that the provisions of this Section will not be construed as limiting in any way the extent to which Instructor may be held responsible for the payment of damages to any persons or property resulting from Instructor's activities or the activities of any person or persons for which Instructor is otherwise responsible.

The insurance required by this Agreement will only be satisfactory if issued by companies (a) qualified to do business in California, (b) rated "A" or better in the most recent edition of Best Rating Guide or The Key Rating, and (c) of a financial category Class VII or better, unless such requirements are waived by the City's Risk Manager due to unique circumstances.

3.9. Notice. Any notice or communication either party desires or is required to give to the other party or any other person must be in writing and either served personally or sent by prepaid, first-class mail, in the case of the City, to the City Manager at City of Lawndale 14717 Burin Avenue, Lawndale, California 90260, and in the case of the Instructor at the address designated on the execution page of this Agreement.

3.10. Severability. In the event that part of this Agreement is declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity or unenforceability will not affect any of the remaining portions of this Agreement which portions are declared as severable and interpreted to carry out the intent of the parties unless the invalid provision is so material that its invalidity deprives either party of the basic benefit of their bargain or renders this Agreement meaningless.

3.11. Waiver. No delay or omission in the exercise of any right or remedy will impair such right or remedy or be construed as a waiver. A party's consent to or approval of any act by the other party requiring the party's consent or approval will not be deemed to waive or render unnecessary the other party's consent to or approval of any subsequent act. Any waiver by either party of any default must be in writing and will not be a waiver of any other default concerning the same or any other provision of this Agreement.

3.12. Attorneys' Fees. If either party to this Agreement is required to initiate or defend or made a party to any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which may be granted, whether legal or equitable, will be entitled to reasonable attorney's fees, whether or not the matter proceeds to judgment.

[SIGNATURES ON NEXT PAGE]

CITY:
City of Lawndale
14717 Burin Avenue
Lawndale, CA. 90260

By: _____
Sean M. Moore, City Manager

Date: _____

ATTEST:

_____
Erica Harbison, City Clerk

APPROVED AS TO FORM:

_____
Gregory M. Murphy, City Attorney

INSTRUCTOR:
Duncan's Soo Bahk Do
2017 Lomita Blvd., #239
Lomita, CA 90717

By: _____
Joshua Duncan
Operating Manager

Date: 7/3/23

Date: _____

ATTACHMENT 3

CITY OF LAWNDALE
AGREEMENT FOR INSTRUCTOR TO USE CITY FACILITIES

This Agreement is made as of the date of execution by the City below by and between the City of Lawndale, California, a municipal corporation, ("City") and Elysian Arts and Events, LLC, a California corporation ("Instructor").

RECITALS

A. Instructor desires to provide a four sessions of performance dance classes comprised of one session each summer, fall, winter and spring. Each session will be comprised of approximately eight classes, excluding certain holidays at the Harold E. Hofmann Community Center located at 14700 Burin Avenue, Lawndale, CA 90260. Instructor may use the City facility each Thursday during the term of this Agreement between the hours of 4:00 pm and 8:00 pm, excluding certain holidays.

B. Instructor represents that he/she has all required licenses, permits and approvals required by law to teach the classes at issue at a City facility pursuant to this Agreement.

C. This Agreement will expire on June 27, 2024.

Therefore, City and the Instructor mutually agree as follows:

1. THE INSTRUCTOR'S USE OF CITY FACILITY.

1.1. Recitals. The foregoing Recitals are true and correct and incorporated into this Agreement by this reference.

1.2. Submittals to the City. On or before July 6, 2023, the Instructor will provide the following documents to the Community Services Department: a completed W9 form, proof of successful completion of an adult and child CPR and First Aid class within the past two years, proof of all insurance required, the Live Scan fingerprints and related criminal background checks as required by Section 1.6 of the Agreement, a copy of instructor's business license, and proof of medical certification as required in Section 1.7 of this Agreement. If Instructor has no staff, Instructor must provide a written statement, in a form approved by the City's Risk Manager, signed under the penalty of perjury confirming that s/he has no staff in lieu of Worker's Compensation Insurance.

On or before October 3, 2023, Instructor shall provide proof of current First Aid and Adult and Child CPR/AED certification with a completion date no older than two years to the Community Services Department.

On or before October 3, 2023, Instructor will be required to complete a Live Scan criminal background check as required in Section 1.6 prior to classes under this Agreement beginning.

On or before October 3, 2023, Instructor shall provide test results per Section 1.7 no older than four years to the Community Services Department.

1.3. Term; Arrival and Set-Up.

1.3.1 Instructor may use the City's facility for the time periods described in Recital A, unless terminated earlier as provided in this Agreement. During Instructor's use times Instructor shall have exclusive use of the area designated for his/her use. Instructor acknowledges and agrees that the City and other third parties will use said area at other times and Instructor may not leave materials, tools, or equipment in the City facility.

1.3.2 The Instructor is solely responsible for the preparation and facility set-up of her class and for providing all required tools and equipment.

1.4. Performance. In the event the Instructor must cancel any classes, she must notify the students and the City's Community Services Coordinator at least 48 hours in advance of the classes in question. If Instructor cancels classes, the City will work with the Instructor to make up the same number of classes cancelled prior to the end of that session.

1.5. Responsibilities of the City. The City will notify Instructor, at least 48 hours in advance if possible, if for any reason the City cancels or needs to relocate any class to another location.

1.6. Background Check. Instructor warrants that she/he and all staff of Instructor who may use the City facility to teach a class pursuant to this Agreement who may have contact with children have never been convicted of any offense specified in Public Resources Code Section 5164 or Penal Code Section 11105.3 which would preclude any such person from working with children. In addition, Instructor agrees to provide City with Live Scan fingerprints and the related criminal background check for Instructor and all staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.7. Medical Check. Instructor warrants that she/he and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children has been examined and has been found to be free of communicable tuberculosis within the last two years as required by *Public Resource Code Section 5163*. In addition, Instructor agrees to provide the City with the medical certificate confirming the testing and result for Instructor and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.8 Taking or Using of Photos and Videos of Students. Instructor agrees that she/he and its staff and agents may only make video recordings and take photographs of students of classes provided pursuant to this Agreement after receiving (A) prior written notice from the City's Community Services Coordinator and (B) signed consent forms from the students, or in the case of a student who is a minor, from the students' parent or guardian. Moreover, should the Instructor desire to use the photos or video for any purpose other than personal use, including but not limited to advertising the Instructor's business on flyers or on the internet or social media, such specific purpose must be clearly described in the notice signed by the City and

students. Instructor's violation of this section is grounds for immediate termination of this Agreement and Instructor will be barred from contracting with the City for a minimum of three years.

2. PAYMENT FOR SERVICES.

2.1. Basic Fee Amount. The City will remit to the Instructor 100% of net class revenues collected by the City from registered participants for the classes taught as described in this Agreement; however, not to exceed $20,000.00. Net class revenues shall be defined as gross revenues, minus a facility use fee of $25.00 per hour for actual time teaching classes for the use of designated class space for recreation classes and other events co-promoted by the City's Department of Community Services. Revenues due to Instructor exceeding $20,000.00 during the term of this Agreement will require an amendment to this Agreement to be approved by the City Council in an open meeting prior to additional payments being made to Instructor.

2.2. Time of Payment. The City will process payment for the Instructor midway through and at the conclusion of each session, upon City's receipt and verification of signed invoices for classes that have been taught by Instructor. Invoices must be submitted to the City's Community Services Department in a form satisfactory to the City's Director of Finance.

3. GENERAL PROVISIONS.

3.1. Termination.

3.1.1. The City may cancel this Agreement or any of the classes described in this Agreement at any time with or without cause.

3.2. Indemnity. The Instructor agrees to indemnify, hold harmless and defend the City, the City Council, and every officer, employee and agent of the City from any and all claims, losses, or actions brought by any person or persons resulting directly or indirectly from the wrongful or negligent acts, errors, and omissions of the Instructor and its staff and agents, including any claims and damages arising from the use of unauthorized images (i.e. photographs) of students and their invitees as well as any claims arising in any way in connection with or by Instructor's staff and agents.

3.3. Non-Discrimination. In connection with the use of the City facility at issue in this Agreement, neither the Instructor nor its staff or agents may discriminate against any employee or member of the public because of race, religion, color, sex, or national origin or sexual orientation.

3.4. Entire Agreement. This Agreement supersedes any and all other agreements, either oral or written, between the parties and contains all of the covenants and agreements between the parties with respect to the subject matter of this Agreement. Each party acknowledges that no representations, inducements, or agreements, orally or otherwise, have been made by either party or anyone acting on its behalf which are not embodied in this

Agreement and that any other agreement or statement not contained in the Agreement is not valid or binding. Any modifications of this Agreement will be effective only if memorialized in a writing signed by both parties.

3.5. Governing Law. This Agreement is governed by the laws of the State of California and any lawsuit or action relating in any way to this Agreement must be filed in Los Angeles County, California.

3.6. Prohibition Against Subcontracting or Assignment. Instructor agrees not to contract with any person or entity to perform in whole or in part in connection with the use of the City facility under this Agreement. Neither this Agreement nor any interest in this Agreement may be assigned or transferred, voluntarily or by operation of law, without the prior written approval of City. Any prohibited assignment or transfer is void.

3.7. Independent Contractor. The City will not have any control over the manner, mode, or means by which Instructor performs the classes at the City facility under this Agreement except as described in this Agreement. Instructor will teach the classes as an independent contractor. Instructor will not at any time or in any manner represent that it or any of its employees or staff are employees of City. Instructor represents and warrants that the personnel used to teach the classes in the City facility pursuant to this Agreement are classified by Instructor as employees. In the event that Instructor or any employee of Instructor using the City facility under this Agreement claims or is determined by a federal or state agency, a court of competent jurisdiction, or the California Public Employees' Retirement System ("CalPERS") to be classified as other than an independent contractor for the City, then Instructor shall indemnify, defend, and hold harmless the City for the payment of any and all assessed fines, penalties, judgments, employee and/or employer contributions, and any other damages and costs assessed to the City as a consequence of, or in any way attributable to, the assertion that Instructor or any staff of Instructor used to teach classes at a City facility are employees of the City.

Instructor must not promote classes other than the classes Instructor offers at the City, whether by word of mouth, flyers, or other printed materials, while teaching classes at City facilities.

3.8. Insurance. Unless otherwise stated in writing by the City's Risk Manager, Instructor must procure and maintain, at its sole cost and expense, in a form and content satisfactory to City, during the entire term of this Agreement including any extension, the following policies of insurance:

(a) Commercial General Liability Insurance. A policy of commercial general liability insurance using Insurance Services Office "Commercial General Liability" policy form CG 00 01, with an edition date prior to 2004, or the exact equivalent. Coverage for an additional insured must not be limited to its vicarious liability. Defense costs must be paid in addition to limits. Limits must be no less than $1,000,000.00 per occurrence and $2,000,000.00 aggregate. Additionally, the City and each of its officers, employees and agents must be mentioned as additional insureds and each insurance certificate must be accompanied by all applicable additional insured endorsement pages.

(b) Workers' Compensation Insurance. A policy of workers' compensation insurance on a state-approved policy form providing statutory benefits as required by law with employer's liability limits no less than $1,000,000.00 per accident for all covered losses. However, this requirement will not apply if Instructor has no employees and Instructor provides the letter signed under penalty of perjury as described in Section 1.2.

(c) Sexual Misconduct/ Molestation Liability Insurance. A policy of sexual misconduct/molestation liability insurance appropriate to the Instructor's profession, with limits no less than $1,000,000.00 million per occurrence plus $2,000,000.00 aggregate.

(d) Automotive Insurance. A policy of comprehensive automobile liability insurance written on a per occurrence basis will not be required as Instructor is not required to use an automobile in connection with the use of a City facility under this Agreement. However, Instructor understands that automobile insurance and/or financial responsibility is required on any vehicle operated or parked on California roadways. Instructor agrees that s/he will carry evidence of automobile insurance and/or financial responsibility in her/his vehicle at all times and that proof of same must be provided as specified: when requested by law enforcement; when renewing vehicle registration; when the vehicle is involved in a traffic collision. Accordingly, Instructor agrees that if s/he will be driving a vehicle to commute to or otherwise in connection with the classes provided pursuant to the Agreement, Instructor must comply with the following:

Minimum liability insurance requirements for private passenger vehicles (per California Insurance Code Section 11580.1b):

- $15,000 for injury/death to one person;
- $30,000 for injury/death to more than one person; and
- $5,000 for damage to property.

Liability insurance compensates a person other than the policy holder for personal injury or property damage. Comprehensive or collision insurance does not meet vehicle financial responsibility requirements.

The following are acceptable types of insurance/financial responsibility:

- A motor vehicle liability insurance policy;
- A cash deposit of $35,000 with DMV;
- A DMV issued self-insurance certificate; or
- A surety bond for $35,000 from a company licensed to do business in California.

If the Instructor maintains broader coverage and/or higher limits than the minimums shown above, the City requires and shall be entitled to the broader coverage and/or higher limits maintained by the Instructor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the City.

Said policies of insurance must not be cancelled without providing 10 days' prior written notice by registered mail to the City. In the event any of the policies of insurance are cancelled or amended, prior to the cancellation or amendment date, Instructor must submit new evidence of insurance in conformance with this Section to the Director of Community Services. Use of the City facility pursuant to this Agreement may not begin until Instructor has provided City with and City's Risk Manager has approved of the Certificates of Insurance or appropriate insurance binders evidencing the required insurance coverage.

Instructor agrees that the provisions of this Section will not be construed as limiting in any way the extent to which Instructor may be held responsible for the payment of damages to any persons or property resulting from Instructor's activities or the activities of any person or persons for which Instructor is otherwise responsible.

The insurance required by this Agreement will only be satisfactory if issued by companies (a) qualified to do business in California, (b) rated "A" or better in the most recent edition of Best Rating Guide or The Key Rating, and (c) of a financial category Class VII or better, unless such requirements are waived by the City's Risk Manager due to unique circumstances.

3.9. Notice. Any notice or communication either party desires or is required to give to the other party or any other person must be in writing and either served personally or sent by prepaid, first-class mail, in the case of the City, to the City Manager at City of Lawndale 14717 Burin Avenue, Lawndale, California 90260, and in the case of the Instructor at the address designated on the execution page of this Agreement.

3.10. Severability. In the event that part of this Agreement is declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity or unenforceability will not affect any of the remaining portions of this Agreement which portions are declared as severable and interpreted to carry out the intent of the parties unless the invalid provision is so material that its invalidity deprives either party of the basic benefit of their bargain or renders this Agreement meaningless.

3.11. Waiver. No delay or omission in the exercise of any right or remedy will impair such right or remedy or be construed as a waiver. A party's consent to or approval of any act by the other party requiring the party's consent or approval will not be deemed to waive or render unnecessary the other party's consent to or approval of any subsequent act. Any waiver by either party of any default must be in writing and will not be a waiver of any other default concerning the same or any other provision of this Agreement.

3.12. Attorneys' Fees. If either party to this Agreement is required to initiate or defend or made a party to any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which may be granted, whether legal or equitable, will be entitled to reasonable attorney's fees, whether or not the matter proceeds to judgment.

[SIGNATURES ON NEXT PAGE]

CITY:
City of Lawndale
14717 Burin Avenue
Lawndale, CA. 90260

By: _____
Sean M. Moore, City Manager

Date: _____

ATTEST:

_____
Erica Harbison, City Clerk

APPROVED AS TO FORM:

_____
Gregory M. Murphy, City Attorney

INSTRUCTOR:
Elysian Arts and Events, LLC
13812 Sandhurst Lane
Santa Ana, CA 92705

By: _____
Kimberley A. Downey
Manager, CEO, CFO and Secretary

Date: 7/10/23

ATTACHMENT 4

CITY OF LAWNDALE
AGREEMENT FOR INSTRUCTOR TO USE CITY FACILITIES

This Agreement is made as of the date of execution by the City below by and between the City of Lawndale, California, a municipal corporation, ("City") and Just Dance Company, LLC, a California corporation ("Instructor").

RECITALS

A. Instructor desires to provide four sessions of youth gymnastics classes comprised of four sessions each summer, fall, winter and spring. Each session will be comprised of approximately ten classes, excluding certain holidays, at the Harold E. Hofmann Community Center located at 14700 Burin Avenue, Lawndale, California 90260. Instructor may use the City facility on each Tuesday and Thursday between the hours of 4:00 pm to 8:00 pm, excluding certain holidays.

B. Instructor represents that he/she has all required licenses, permits and approvals required by law to teach the classes at issue at a City facility pursuant to this Agreement.

C. This Agreement will expire on June 27, 2024.

Therefore, City and the Instructor mutually agree as follows:

1. THE INSTRUCTOR'S USE OF CITY FACILITY.

1.1. Recitals. The foregoing Recitals are true and correct and incorporated into this Agreement by this reference.

1.2. Submittals to the City. On or before July 6, 2023, the Instructor will provide the following documents to the Community Services Department: a completed W9 form, proof of successful completion of an adult and child CPR and First Aid class, proof of all insurance required, the Live Scan fingerprints and related criminal background checks as required by Section 1.6 of this Agreement, a copy of Instructor's business license, and proof of medical certification as required in Section 1.7 of this Agreement. If Instructor has no staff, Instructor must provide a written statement, in a form approved by the City's Risk Manager, signed under the penalty of perjury confirming that she has no staff in lieu of Worker's Compensation Insurance.

On or before October 3, 2023, Instructor shall provide proof of current adult and child CPR/AED and First Aid Certification with a completion date no older than two years to the Community Services Department.

On or before October 3, 2023, Instructor will be required to complete a successful Live Scan criminal background check as required in Section 1.6 of this Agreement.

On or before October 3, 2023, Instructor shall provide test results per Section 1.7 no older than four years to the Community Services Department.

1.3. Term; Arrival and Set-Up.

1.3.1 Instructor may use the City's facility for the time periods described in Recital A, unless terminated earlier as provided in this Agreement. During Instructor's use times Instructor shall have exclusive use of the area designated for her use. Instructor acknowledges and agrees that the City and other third parties will use said area at other times and Instructor may not leave materials, tools, or equipment in the City facility.

1.3.2 The Instructor is solely responsible for the preparation and facility set-up of her class and for providing all required tools and equipment.

1.4. Performance. In the event the Instructor must cancel any classes, she must notify the students and the City's Community Services Coordinator at least 48 hours in advance of the classes in question. If Instructor cancels classes, the City will work with the Instructor to make up the same number of classes cancelled prior to the end of that session.

1.5. Responsibilities of the City. The City will notify Instructor, at least 48 hours in advance if possible, if for any reason the City cancels or needs to relocate any class to another location.

1.6. Background Check. Instructor warrants that she/he and all staff of Instructor who may use the City facility to teach a class pursuant to this Agreement who may have contact with children have never been convicted of any offense specified in Public Resources Code Section 5164 or Penal Code Section 11105.3 which would preclude any such person from working with children. In addition, Instructor agrees to provide City with Live Scan fingerprints and the related criminal background check for Instructor and all staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.7. Medical Check. Instructor warrants that she/he and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children has been examined and has been found to be free of communicable tuberculosis within the last two years as required by *Public Resource Code Section 5163.* In addition, Instructor agrees to provide the City with the medical certificate confirming the testing and result for Instructor and any staff of Instructor who may provide services pursuant to this Agreement who may have contact with children.

1.8. Taking or Using of Photos and Videos of Students. Instructor agrees that she/he and its staff and agents may only make video recordings and take photographs of students of classes provided pursuant to this Agreement after receiving (A) prior written notice from the City's Community Services Coordinator and (B) signed consent forms from the students, or in the case of a student who is a minor, from the students' parent or guardian. Moreover, should the Instructor desire to use the photos or video for any purpose other than personal use, including but not limited to advertising the Instructor's business on flyers or on the internet or social media, such specific purpose must be clearly described in the notice signed by the City and students. Instructor's violation of this section is grounds for immediate termination of this Agreement and Instructor will be barred from contracting with the City for a minimum of three years.

2. PAYMENT FOR SERVICES.

2.1. Basic Fee Amount. The City will remit to the Instructor 100% of net class revenues collected by the City from registered participants for the classes taught as described in this Agreement; however, not to exceed $17,000.00. Net class revenues shall be defined as gross revenues, minus a facility use fee of $25.00 per hour for actual time teaching classes for the use of designated class space for recreation classes and other events co-promoted by the City's Department of Community Services. Revenues due to Instructor exceeding $17,000.00 during the term of this Agreement will require an amendment to this Agreement to be approved by the City Council in an open meeting prior to additional payments being made to Instructor.

2.1. Time of Payment. The City will process payment for the Instructor midway through and at the conclusion of each session, upon City's receipt and verification of signed invoices for classes that have been taught by Instructor. Invoices must be submitted to the City's Community Services Department in a form satisfactory to the City's Director of Finance.

3. GENERAL PROVISIONS.

3.1. Termination.

3.1.1. The City may cancel this Agreement or any of the classes described in this Agreement at any time with or without cause.

3.2. Indemnity. The Instructor agrees to indemnify, hold harmless and defend the City, the City Council, and every officer, employee and agent of the City from any and all claims, losses, or actions brought by any person or persons resulting directly or indirectly from the wrongful or negligent acts, errors, and omissions of the Instructor and its staff and agents, including any claims and damages arising from the use of unauthorized images (i.e. photographs) of students and their invitees as well as any claims arising in any way in connection with or by Instructor's staff and agents.

3.3. Non-Discrimination. In connection with the use of the City facility at issue in this Agreement, neither the Instructor nor its staff or agents may discriminate against any employee or member of the public because of race, religion, color, sex, or national origin or sexual orientation.

3.4. Entire Agreement. This Agreement supersedes any and all other agreements, either oral or written, between the parties and contains all of the covenants and agreements between the parties with respect to the subject matter of this Agreement. Each party acknowledges that no representations, inducements, or agreements, orally or otherwise, have been made by either party or anyone acting on its behalf which are not embodied in this Agreement and that any other agreement or statement not contained in the Agreement is not valid or binding. Any modifications of this Agreement will be effective only if memorialized in a writing signed by both parties.

3.5. Governing Law. This Agreement is governed by the laws of the State of California and any lawsuit or action relating in any way to this Agreement must be filed in Los Angeles County, California.

3.6. Prohibition Against Subcontracting or Assignment. Instructor agrees not to contract with any person or entity to perform in whole or in part in connection with the use of the City facility under this Agreement. Neither this Agreement nor any interest in this Agreement may be assigned or transferred, voluntarily or by operation of law, without the prior written approval of City. Any prohibited assignment or transfer is void.

3.7. Independent Contractor. The City will not have any control over the manner, mode, or means by which Instructor performs the classes at the City facility under this Agreement except as described in this Agreement. Instructor will teach the classes as an independent contractor. Instructor will not at any time or in any manner represent that it or any of its employees or staff are employees of City. Instructor represents and warrants that the personnel used to teach the classes in the City facility pursuant to this Agreement are classified by Instructor as employees. In the event that Instructor or any employee of Instructor using the City facility under this Agreement claims or is determined by a federal or state agency, a court of competent jurisdiction, or the California Public Employees' Retirement System ("CalPERS") to be classified as other than an independent contractor for the City, then Instructor shall indemnify, defend, and hold harmless the City for the payment of any and all assessed fines, penalties, judgments, employee and/or employer contributions, and any other damages and costs assessed to the City as a consequence of, or in any way attributable to, the assertion that Instructor or any staff of Instructor used to teach classes at a City facility are employees of the City.

Instructor must not promote classes other than the classes Instructor offers at the City, whether by word of mouth, flyers, or other printed materials, while teaching classes at City facilities.

3.8. Insurance. Unless otherwise stated in writing by the City's Risk Manager, Instructor must procure and maintain, at its sole cost and expense, in a form and content satisfactory to City, during the entire term of this Agreement including any extension, the following policies of insurance:

(a) Commercial General Liability Insurance. A policy of commercial general liability insurance using Insurance Services Office "Commercial General Liability" policy form CG 00 01, with an edition date prior to 2004, or the exact equivalent. Coverage for an additional insured must not be limited to its vicarious liability. Defense costs must be paid in addition to limits. Limits must be no less than $1,000,000.00 per occurrence and $2,000,000.00 aggregate. Additionally, the City and each of its officers, employees and agents must be mentioned as additional insureds and each insurance certificate must be accompanied by all applicable additional insured endorsement pages.

(b) Workers' Compensation Insurance. A policy of workers' compensation insurance on a state-approved policy form providing statutory benefits as required by law with employer's liability limits no less than $1,000,000.00 per accident for all covered

losses. However, this requirement will not apply if Instructor has no employees and Instructor provides the letter signed under penalty of perjury as described in Section 1.2.

(c) Sexual Misconduct/ Molestation Liability Insurance. A policy of sexual misconduct/molestation liability insurance appropriate to the Instructor's profession, with limits no less than $1,000,000.00 million per occurrence, $2,000,000.00 aggregate.

(d) Automotive Insurance. A policy of comprehensive automobile liability insurance written on a per occurrence basis will not be required as Instructor is not required to use an automobile in connection with the use of a City facility under this Agreement. However, Instructor understands that automobile insurance and/or financial responsibility is required on any vehicle operated or parked on California roadways. Instructor agrees that s/he will carry evidence of automobile insurance and/or financial responsibility in her/his vehicle at all times and that proof of same must be provided as specified: when requested by law enforcement; when renewing vehicle registration; when the vehicle is involved in a traffic collision. Accordingly, Instructor agrees that if s/he will be driving a vehicle to commute to or otherwise in connection with the classes provided pursuant to the Agreement, Instructor must comply with the following:

Minimum liability insurance requirements for private passenger vehicles (per California Insurance Code Section 11580.1b):

- $15,000 for injury/death to one person;
- $30,000 for injury/death to more than one person; and
- $5,000 for damage to property.

Liability insurance compensates a person other than the policy holder for personal injury or property damage. Comprehensive or collision insurance does not meet vehicle financial responsibility requirements.

The following are acceptable types of insurance/financial responsibility:

- A motor vehicle liability insurance policy;
- A cash deposit of $35,000 with DMV;
- A DMV issued self-insurance certificate; or
- A surety bond for $35,000 from a company licensed to do business in California.

If the Instructor maintains broader coverage and/or higher limits than the minimums shown above, the City requires and shall be entitled to the broader coverage and/or higher limits maintained by the Instructor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the City.

Said policies of insurance must not be cancelled without providing 10 days' prior written notice by registered mail to the City. In the event any of the policies of insurance are cancelled or

amended, prior to the cancellation or amendment date, Instructor must submit new evidence of insurance in conformance with this Section to the Director of Community Services. Use of the City facility pursuant to this Agreement may not begin until Instructor has provided City with and City's Risk Manager has approved of the Certificates of Insurance or appropriate insurance binders evidencing the required insurance coverage.

Instructor agrees that the provisions of this Section will not be construed as limiting in any way the extent to which Instructor may be held responsible for the payment of damages to any persons or property resulting from Instructor's activities or the activities of any person or persons for which Instructor is otherwise responsible.

The insurance required by this Agreement will only be satisfactory if issued by companies (a) qualified to do business in California, (b) rated "A" or better in the most recent edition of Best Rating Guide or The Key Rating, and (c) of a financial category Class VII or better, unless such requirements are waived by the City's Risk Manager due to unique circumstances.

3.9. Notice. Any notice or communication either party desires or is required to give to the other party or any other person must be in writing and either served personally or sent by prepaid, first-class mail, in the case of the City, to the City Manager at City of Lawndale 14717 Burin Avenue, Lawndale, California 90260, and in the case of the Instructor at the address designated on the execution page of this Agreement.

3.10. Severability. In the event that part of this Agreement is declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity or unenforceability will not affect any of the remaining portions of this Agreement which portions are declared as severable and interpreted to carry out the intent of the parties unless the invalid provision is so material that its invalidity deprives either party of the basic benefit of their bargain or renders this Agreement meaningless.

3.11. Waiver. No delay or omission in the exercise of any right or remedy will impair such right or remedy or be construed as a waiver. A party's consent to or approval of any act by the other party requiring the party's consent or approval will not be deemed to waive or render unnecessary the other party's consent to or approval of any subsequent act. Any waiver by either party of any default must be in writing and will not be a waiver of any other default concerning the same or any other provision of this Agreement.

3.12. Attorneys' Fees. If either party to this Agreement is required to initiate or defend or made a party to any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which may be granted, whether legal or equitable, will be entitled to reasonable attorney's fees, whether or not the matter proceeds to judgment.

[SIGNATURES ON NEXT PAGE]

CITY:
City of Lawndale
14717 Burin Avenue
Lawndale, CA. 90260

By: _____
Sean M. Moore, City Manager

Date: _____

ATTEST:

_____
Erica Harbison, City Clerk

APPROVED AS TO FORM:

_____
Gregory M. Murphy, City Attorney

INSTRUCTOR:
Just Dance Company, LLC
2015 Redondo Beach Blvd., #G
Gardena, CA 90249

By: _____
JaVonda Jones
Manager, Single-Member

Date: 7/11/2023

Date: _____

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Mike Estes, Director of Community Services

SUBJECT: Elderly Nutrition Program Agreement

BACKGROUND

The City of Lawndale has contracted with the City of Gardena for its Elderly Nutrition Program (ENP) for several decades. Although the program is funded by Los Angeles County, the City of Gardena has been the lead agency and provides general oversight of the program in areas such as: meal delivery, caterer selection, basic operational support, donation collection and other program compliancy issues.

STAFF REVIEW

For over a decade, the City of Lawndale has entered into three-year agreements with the City of Gardena, consistent with Gardena's agreements with Los Angeles County. However, in FY 2023-24, Los Angeles County reduced its contract term with the City of Gardena to one year. Because both Lawndale and Gardena did not believe it made sense to enter into an agreement beyond the one-year term agreement between Gardena and Los Angeles County, staff is presenting a one-year agreement for the ENP.

The ENP operates on a Monday through Friday basis with the exception of City-observed holidays with lunch being served at approximately 12:00 pm each day at which time each participant is served a hot meal including the four basic four categories, milk or orange and a dessert.

The ENP returned to its long-standing tradition of being an in-person, on-site meal and social function on July 5, 2023 after approximately 27 months of being strictly a meal delivery program. After one full year of the ENP returning to its original format, participation numbers have been growing.

The attached agreement is identical to agreements in the past and includes the following elements:

Consultant Responsibilities:

- Facilitate delivery of hot meals and beverages each day the program is operational to the Harold E. Hofmann Community Center at approximately 11:45 am;
- Provide the estimated number of meals ordered by the City of Lawndale each day based upon reservations made by participants;
- Publish the meals calendar so participants can plan ahead and reserve a meal for days they wish to participate;

Consultant Responsibilities (Continued):

- Determine jointly with City of Lawndale and Los Angeles County meals to be served to the ENP participants;
- Work in conjunction with Lawndale community services department staff to reinforce Los Angeles County policies and procedures such as hygiene, decorum and general social interaction policies; and
- Collect meal donations gathered by the City of Lawndale to defray program costs.

City of Lawndale Responsibilities:

- Provide a clean and organized programming space with adjacent kitchen and restrooms;
- Provide clean and safe equipment such as tables and chairs and other necessary equipment;
- Provide setup of the dining area to encourage social interaction and meeting new friends;
- Provide breakdown of the programming area and proper storage of equipment;
- Provide to Consultant an estimated number of meals required each day no less than one business day, or 24 hours in advance;
- Receive and inspect meals delivered by the Consultant's caterer each day;
- Take food temperatures, plate and serve all meals received from Consultant;
- Provide all plates, cups, utensils and other items required to serve meals;
- Forward all donations gathered on a daily basis to the Consultant; and
- Enforce all Los Angeles County ENP policies and procedures.

ENP Participation Levels for FY 2022-23:

Month	Number of Days	Number of Participants	Per Day Average	Running Total
July**	19	228	12	228
August	23	633	28	861
September	21	683	33	1,544
October	21	819	39	2,363
November	20	702	35	3,065
December	22	688	31	3,753
January	20	648	32	4,401
February	19	706	37	5,107
March	23	898	39	6,005
April	20	820	41	6,825
May	22	1,000	45	7,825
June	21	1,093	52	8,918
Totals	**251**	**8,918**	**36**	**8,918**

**=Beginning July 5, 2023.

Case Management Services Program:

Traditionally, the ENP agreement has been accompanied by the Case Management Services contract; however, approximately two weeks ago, Los Angeles County informed the City of Gardena (lead agency) that the program is being discontinued effective July 1, 2023. When the City of Gardena notified the community services department that the program was being discontinued, no specific reason was provided.

Services No Longer Accessible to Lawndale Senior Residents and Non-Residents:
Each Thursday during the ENP, Lawndale would have a trained case manager employed by the City of Gardena that would be present from 11:00 am to 1:00 pm for drop-in case management services. This schedule would allow for approximately four 30-minute appointments each Thursday. Case management services provide seniors, both resident and non-resident, with resources to help them navigate their daily lives in areas such as: transportation provisions; health and wellness resources; light housekeeping and bill paying assistance among a host of others.

Meals on Wheels Eligibility:
The case management services program was also used as a clearing house for individuals to become eligible for Meals on Wheels (MOW) meal delivery service for Lawndale residents, as well as non-residents. It has yet to be determined how the eligibility process for the MOW program will change. It may be the case that community services department staff will have to take on the eligibility screening process which typically includes a telephone interview that helps determine a person's eligibility with questions such as: is the individual homebound?; is the individual handicapped?; can the individual prepare meals for themselves?; do they meet the minimum age requirement?; etc.

Although it's unfortunate that this program has been discontinued, we expect to get more information in the near future. In addition, the City has $7,500.00 in the FY 2023-24 Community Services Department Budget dedicated to the case management services program that will not be spent.

LEGAL REVIEW

The City Attorney's office has reviewed the attached Contract Services Agreement for Elderly Nutrition Program and has approved it to form.

FISCAL IMPACT

There will be no fiscal impact to the Fiscal Year 2023-24 General Fund Budget for the ENP. Staff working in the ENP are funded by Community Development Block Grant, Senior Activities funding and Community Development Block Grant funding. There are other monthly costs supplies such as plates, utensils, cups, napkins, bottled water, etc. totaling approximately $450.00 per month, or $5,400.00 per year paid for with FY 2023-24 Community Services Department, Senior Activities line item funding.

Due to the discontinuance of the case management services program, there will be no fiscal impact to the FY 2023-24 General Fund Budget. The FY 2023-24 General Fund Budget will include $7,500.00 in Community Services Department, Contract Services funding that will not be spent.

RECOMMENDATION

Staff recommends that the City Council approve the attached Contract Services Agreement for Elderly Nutrition Program Services agreement between the City of Lawndale and City of Gardena for a term beginning Monday, July 2, 2023 through June 28, 2024.

Attachments: Contract Services Agreement for Elderly Nutrition Program Services

Attachment

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

CITY OF LAWNDALE

CONTRACT SERVICES AGREEMENT FOR

ELDERLY NUTRITION PROGRAM SERVICES

This Contract Services Agreement ("Agreement") is made and entered into this 1st day of July, 2023, by and between the City of Lawndale, a municipal corporation ("City"), and City of Gardena, a municipal corporation ("Consultant").

NOW, THEREFORE, the parties agree as follows:

1.0 SERVICES OF CONSULTANT

1.1 Scope of Services. Consultant will perform the work or services set forth in the "Scope of Services" attached as *Exhibit "A"* and incorporated herein by reference in compliance with all of the terms and conditions of this Agreement. Consultant warrants that all work or services will be performed in a competent, professional, and satisfactory manner. Additional terms and conditions of this Agreement, if any, are set forth in the "Special Requirements" attached as *Exhibit "B"* and incorporated herein by this reference. In the event of a conflict between the provisions of *Exhibit "B"* and any other provisions of this Agreement *Exhibit "B"* will govern.

1.2 Compliance With Law. All work and services rendered under this Agreement will be provided in accordance with all ordinances, resolutions, statutes, rules and regulations of the City and any federal, state or local governmental agency of competent jurisdiction.

1.3 Licenses, Permits, Fees and Assessments. Consultant will obtain, at its sole cost and expense, all licenses, permits and approvals as may be required by law for the performance of the services required by this Agreement.

2.0 COMPENSATION

2.1 Contract Sum. For the services rendered pursuant to this Agreement, Consultant will be compensated in accordance with the "Schedule of Compensation" attached as *Exhibit "C"* and incorporated herein by this reference, but not exceeding the maximum contract amount of Zero dollars ($0.00) ("Contract Sum").

2.2 Method of Payment. This Agreement provides for an in kind exchange pursuant to which City shall provide the building space to receive the goods necessary to provide a senior nutrition program operated by Consultant at no cost as the City shall plate and serve the food and beverages to all program participants. Notwithstanding the forgoing, the City shall forward all collected donations received by participants in the senior nutrition program to Consultant on a daily basis.

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

3.0 COORDINATION OF WORK

3.1 Representative of Consultant. Stephany Santin, Director, Recreation and Human Services is designated as the Consultant's representative authorized to act on its behalf with respect to this Agreement and to make all decisions necessary in connection with this Agreement. Consultant may designate a substitute representative by providing written notice to City's Contract Officer.

3.2 Contract Officer. The City's City Manager is designated as the City's representative authorized to act on its behalf with respect to this Agreement and to make all decisions in connection this Agreement ("Contract Officer"). The City may designate a substitute Contract Officer by providing written notice to Consultant.

3.3 Prohibition Against Subcontracting or Assignment. Consultant may not contract with any entity to perform in whole or in part the work or services required under this Agreement without the written approval of the City. Neither this Agreement nor any interest in the Agreement may be assigned or transferred, voluntarily or by operation of law, without the prior written approval of City. Any prohibited assignment or transfer is void.

3.4 Independent Contractor. Neither the City nor any of its employees shall have any control over the manner or means by which Contractor or its employees, perform the services required herein, except as otherwise set forth herein. Contractor shall perform all services required herein as an independent contractor of City and shall remain under only such obligations as are consistent with that role. Contractor represents and warrants that the personnel used to provide services to the City pursuant to this Agreement are classified by Contractor as employees. Contractor shall not at any time or in any manner represent that it or any of its employees are employees of City. City shall not in any way or for any purpose become or be deemed to be a partner of Contractor in its business or otherwise or a joint venturer or a member of any joint enterprise with Contractor. In the event that Contractor or any employee of Contractor providing services under this Agreement claims or is determined by a federal or state agency, a court of competent jurisdiction, or the California Public Employees' Retirement System ("CalPERS") to be classified as other than an independent contractor for the City, then Contractor shall indemnify, defend, and hold harmless the City for the payment of any and all assessed fines, penalties, judgments, employee and/or employer contributions, and any other damages and costs assessed to the City as a consequence of, or in any way attributable to, the assertion that Contractor or any staff used to provide services under this Agreement are employees of the City.

4.0 INSURANCE AND INDEMNIFICATION

4.1 Insurance. Consultant must procure and maintain, at its sole cost and expense, in a form and content satisfactory to City, during the entire term of this Agreement including any extension thereof, the following policies of insurance:

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

(a) Commercial General Liability Insurance. A policy of commercial general liability insurance using Insurance Services Office "Commercial General Liability" policy form CG 00 01, with an edition date prior to 2004, or the exact equivalent. Coverage for an additional insured must not be limited to its vicarious liability. Defense costs must be paid in addition to limits. Limits must be no less than $1,000,000.00 per occurrence for all covered losses and no less than $2,000,000.00 general aggregate.

(b) Workers' Compensation Insurance. A policy of workers' compensation insurance on a state-approved policy form providing statutory benefits as required by law with employer's liability limits no less than $1,000,000.00 per accident for all covered losses. However, this requirement will not apply if Consultant has no employees and Instructor provides the letter signed under penalty of perjury as described in Section I.2.

(c) Automotive Insurance. A policy of comprehensive automobile liability insurance written on a per occurrence basis in an amount not less than $1,000,000.00 per accident, combined single limit. Said policy must include coverage for owned, non-owned, leased and hired cars.

All of the above policies of insurance, except professional liability insurance, must be primary insurance. The general liability policy must name the City's officers, employees and agents ("City Parties") as additional insureds and must waive all rights of subrogation and contribution it may have against the City and the City's Parties and their respective insurers. Moreover, the insurance policy must specify that where the primary insured does not satisfy the self-insured retention, any additional insured may satisfy the self-insured retention. All of the required policies of insurance must provide that they may be not cancelled without providing 10 days prior written notice by registered mail to the City. In the event any of the policies are cancelled or amended, Consultant must, prior to the cancellation or amendment date, submit new evidence of insurance in conformance with this Section 4.1 to the Contract Officer. No work or services under this Agreement may commence until Consultant has provided City with Certificates of Insurance or appropriate insurance binders evidencing the above insurance coverages and said Certificates of Insurance or binders are approved by City. Consultant agrees that the provisions of this Section 4.1 must not be construed as limiting in any way the extent to which Consultant may be held responsible for the payment of damages to any persons or property resulting from Consultant's activities or the activities of any person or persons for which Consultant is otherwise responsible. If the Consultant's insurance policies have higher limits and coverage than those required by this contract, the City will have access to those higher limits and coverage maintained by the Consultant.

The insurance required by this Agreement will be satisfactory only if issued by companies qualified to do business in California, rated "A" or better in the most recent edition of Best Rating Guide or The Key Rating Guide, and only if they are of a financial category Class VII or better, unless such requirements are waived by the Risk Manager of the City due to unique circumstances.

In the event that the Consultant is authorized to subcontract any portion of the work or services provided pursuant to this Agreement, the contract between the Consultant and such subcontractor must require the subcontractor to maintain the same policies of insurance that the Consultant is required to maintain pursuant to this Section 4.1.

4.2 Indemnification.

(a) Indemnity for Design Professional Liability. When the law establishes a professional standard of care for Consultant's services, to the fullest extent permitted by law, and except for the statutory limits set forth under California Civil Code Section 2782,8 applicable to services provided by a "design professional", Consultant agrees to indemnify, defend and hold harmless City and the City's Parties from and against any and all losses, liabilities, damages, costs and expenses, including attorneys' fees and costs to the extent same are caused in whole or in part by any negligent or wrongful act, error or omission of Consultant, its officers, employees or subcontractors (or any entity or individual for which Consultant bears legal liability) in the performance of professional services under this Agreement.

(b) Indemnity for Other Than Design Professional Liability. Other than in the performance of design professional services and to the full extent permitted by law, Consultant agrees to indemnify, defend and hold harmless City and City's Parties from and against any liability (including liability for claims, suits, actions, losses, expenses or costs of any kind, whether actual, alleged or threatened, including attorneys' fees and costs, court costs, defense costs and expert witness fees), where the same arise out of, are a consequence of, or are in any way attributable to, in whole or in part, the performance of this Agreement by Consultant or by any individual or entity for which Consultant is legally liable, including but not limited to officers, employees or subcontractors of Consultant.

5.0 TERM

5.1 Term. Unless earlier terminated in accordance with Section 5.2 below, this Agreement will begin on July 1, 2023 and continue in full force and effect until June 28, 2024.

5.2 Termination Prior to Expiration of Term. Either party may terminate this Agreement at any time, with or without cause, upon 30 days' written notice to the other party. Upon receipt of the notice of termination, the Consultant must immediately cease all work or services under this Agreement except as may be approved by the Contract Officer in writing. In the event of termination, Consultant will be compensated for all services rendered prior to the effectiveness of the notice of termination to the City's satisfaction and for any additional services authorized by the Contract Officer and City will be entitled to reimbursement for any compensation paid in excess of the services rendered to the City's satisfaction.

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

6.0 MISCELLANEOUS

6.1 Covenant Against Discrimination. Consultant covenants that, by and for itself, its heirs, executors, assigns and all persons claiming under or through it, that there will be no discrimination against or segregation of, any person or group of persons on account of race, color, religion, sex, or national origin in the performance of this Agreement. Consultant will take affirmative action to ensure that applicants are employed and that employees are treated during employment without regard to their race, color, religion, sex, or national origin.

6.2 Non-liability of City Officers and Employees. No officer, employee, or agent of the City will be personally liable to the Consultant, or any successor in interest, in the event of any default or breach by the City or for any amount which may become due to the Consultant or to its successor, or for breach of any obligation of the terms of this Agreement.

6.3 Conflict of Interest. No officer, employee, or agent of the City may have any financial interest in this Agreement nor may any such officer, employee, or agent participate in any decision relating to the Agreement which affects his financial interest or the financial interest of any corporation, partnership, or association in which he is, directly or indirectly, interested, in violation of any state or local statute or regulation. The Consultant warrants that it (and its officers and employees) has not paid or given and will not pay or give any third party any money or other consideration for obtaining this Agreement. When requested by the Contract Officer, prior to the City's execution of this Agreement, Consultant will provide the City with an executed statement of economic interest.

6.4 Notice. Any notice or other communication either party desires or is required to give to the other party or any other person must be in writing and either served personally or sent by prepaid, first-class mail, in the case of the City, to the City Manager and to the attention of the Contract Officer, at City of Lawndale, 14717 Burin Avenue, Lawndale, California 90260, and in the case of the Consultant, to the Consultant's representative at the address designated on the execution page of this Agreement.

6.5 Interpretation. The terms of this Agreement will be construed in accordance with the meaning of the language used and will not be construed for or against either party by reason of the authorship of this Agreement or any other rule of construction which might otherwise apply.

6.6 Integration; Amendment. It is agreed that there are no oral agreements between the parties affecting this Agreement and that this Agreement supersedes and cancels any and all previous negotiations, arrangements, agreements and understandings, if any, between the parties, and none will be used to interpret this Agreement. This Agreement may be amended at any time by a writing signed by both parties.

6.7 Severability. In the event that part of this Agreement is declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

or unenforceability will not affect any of the remaining portions of this Agreement which are hereby declared as severable and will be interpreted to carry out the intent of the parties unless the invalid provision is so material that its invalidity deprives either party of the basic benefit of their bargain or renders this Agreement meaningless.

6.8 Waiver. No delay or omission in the exercise of any right or remedy by a non-defaulting party on any default will impair such right or remedy or be construed as a waiver. A party's consent to or approval of any act by the other party requiring the party's consent or approval will not be deemed to waive or render unnecessary the other party's consent to or approval of any subsequent act. Any waiver by either party of any default must be in writing and will not be a waiver of any other default concerning the same or any other provision of this Agreement.

6.9 Attorneys' Fees. If either party to this Agreement is required to initiate, defend or made a party to any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which may be granted, will be entitled to reasonable attorneys' fees, whether or not the matter proceeds to judgment.

6.10 Corporate Authority. The persons executing this Agreement on behalf of the parties warrant that (i) such party is duly organized and existing, (ii) they are duly authorized to execute and deliver this Agreement on behalf of said party, (iii) by executing this Agreement, such party is formally bound to the provisions of this Agreement, and (iv) the entering into this Agreement does not violate any provision of any other Agreement to which said party is bound.

[SIGNATURES NEXT PAGE]

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

IN WITNESS WHEREOF, the parties have executed and entered into this Agreement as of the date first written above.

CITY:
City of Lawndale,
a municipal corporation

By: _____
Robert Pullen-Miles, Mayor

ATTEST:

_____
Erica Harbison, City Clerk

APPROVED AS TO FORM:
BURKE, WILLIAMS & SORENSEN, LLP

_____
Greg Murphy, City Attorney

CONSULTANT:
City of Gardena, a municipal corporation

By: Tasha Cerda
Name: Tasha Cerda,
Title: Mayor

Address: 1700 W. 162nd Street
Gardena, CA 90247-3778

ATTEST:

Mina Semenza
Mina Semenza, City Clerk

APPROVED AS TO FORM:

Carman Vasquez
Carman Vasquez, City Attorney

[END OF SIGNATURES]

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

EXHIBIT "A"

SCOPE OF SERVICES

Consultant has an agreement with the County of Los Angeles pursuant to which Consultant receives food and beverages to be provided as part of a senior nutrition program to be administered within the County of Los Angeles. Under this Agreement, Consultant's sole obligation shall be to provide City with sufficient food and beverages and to allow the City to operate the Consultant's senior nutrition program, known as SCAMP (Senior Community Action Meals Program) at the Harold Hofmann Community Center located at 14700 Burin Avenue, Lawndale ("Property"), Monday through Friday from 10:00 a.m. to 2:00 p.m.

City shall provide Consultant with an estimate of program participants one (1) business day in advance of food delivery. Consultant shall deliver the food each day no later than 11:45 a.m. The meals shall comply with all regulations applicable to senior nutrition programs as promulgated by the United States Department of Health and Human Services and administered by the Administration on Aging, the California Department on Aging and the local Area Agency on Aging and all other applicable laws. Consultant, City and Los Angeles County shall jointly select the menu for the senior nutrition program.

City shall plate and serve all of the meals received from the Consultant to members of the senior community. City shall also provide all plates, cups, utensils and related items necessary to serve the meals, and set up, break down and clean up all tables and chairs necessary to facilitate the senior nutrition program. City shall comply with all Los Angeles County, Department of Health Services and Environmental Health, requirements.

Should the City desire to relocate the senior nutrition program to a location other than the Property, City shall give Consultant written notice of City's election to do so.

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

EXHIBIT "B"

SPECIAL REQUIREMENTS

The In Kind Services Agreement is attached hereto and incorporated herein as Exhibit "D".

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

EXHIBIT "C"

SCHEDULE OF COMPENSATION

The City shall forward all collected donations received from participants in the senior nutrition program to Consultant on a daily basis.

DocuSign Envelope ID: E335B208-C3E3-4B89-8056-DA6E2781C185

EXHIBIT "D"

IN-KIND SERVICES AGREEMENT
(Between the Agency and a Second Party)

Effective July 1, 2023 through June 30, 2024

City of Lawndale (In-Kind Agency) agrees to provide City of Gardena (Applicant Agency) with the following in-kind services:

PROGRAM CATEGORY	TYPE OF SERVICE PROVIDED	RATE PER MONTH	TOTAL ANNUAL ($) VALUE
III C 1	Harold E. Hofmann Community Center Main Event Room and Kitchen Building Space	$16,533.00	$198,396.00

In-Kind Agency: City of Lawndale

By: _____
Robert Pullen-Miles, Mayor

ATTEST:

_____
Erica Harbison, City Clerk

Date: _____

Agency: City of Gardena

By: Tasha Cerda
Tasha Cerda, Mayor

ATTEST:

Mina Semenza
Mina Semenza, City Clerk

Date: _____

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200, FAX (310) 644-4556
www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Jared Chavez, Community Development Manager

SUBJECT: **INTRODUCING AN ORDINANCE ADOPTING THE 2023 LOS ANGELES COUNTY FIRE CODES AND FINDING OF EXEMPTION FROM CEQA**

BACKGROUND

The California Building Standards Code establishes statewide codes and regulations for building construction and fire safety. The California Building Standards Code, which includes the California Fire Code, is published every three years by order of the California legislature. The 2022 California Building Standards Code was published by the State on July 1, 2022 and went into effect on January 1, 2023. Lawndale adopts the updated Fire Code as adopted and modified by the County of Los Angeles, with whom the City contracts with for plan checking, building inspection, and fire services as the County exercises the right granted by the State to establish more restrictive building standards for certain items where such amendments were reasonably necessary because of local climatic, geological, and/or topographic conditions.

The County adopted the updated Fire Code on March 2, 2023. The proposal is that the State Fire codes, which have now been codified as Los Angeles County Code Title 32 (Fire Code), be adopted by the City as its Fire Code within Chapter 15.20 of the Lawndale Municipal Code (LMC). The proposed Fire Code updates are available for review at the Community Development Department.

STAFF REVIEW

In prior years, Los Angeles County Code Title 32 (Fire Code), was adopted together with other building code updates. Due to additional refinements undertaken by the County of Los Angeles Fire Department, this year these updates have to be reviewed and adopted separately from our other uniform Building Code updates, which were adopted by the City Council several months ago. Nevertheless, as the County of Los Angeles Board of Supervisors has now adopted its ordinance incorporating Title 32 (Fire Code) updates, the City may now move forward with the City's updates.

Staff has posted signs at the public counter, on the City's website, and on the cable television station alerting the public to the upcoming code changes. Additionally, a public hearing will be held at the second reading of this ordinance as required by state law.

ENVIRONMENTAL ASSESSMENT

Staff is requesting that the City Council find that the project is exempt from the California Enviorunental Quality Act (CEQA) under Section 1506!(b)(3) of the CEQA Guidelines, which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. Where, as here, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the enviorunent, the activity is not subject to CEQA.

PLANNING COMMISSION REVIEW

Not applicable.

LEGAL REVIEW

The City Attorney reviewed the proposed ordinance and has approved it as to form.

FUNDING

No funding is required for this item.

RECOMMENDATION

It is recommended that the City Council:

I. Find the Project to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 1506l(b)(3) of the CEQA Guidelines.

2. Introduce Ordinance No.1203-23 updating fire codes; and

3. Order a public hearing to be held at second reading on August 7, 2023.

ATTACHMENTS

A. Draft Ordinance No. 1203-23
B. Los Angeles County Code Title 32 (Fire Code)

ATTACHMENT A

DRAFT ORDINANCE NO. 1203-23

ORDINANCE NO. 1203-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA AMENDING PORTIONS OF LAWNDALE MUNICIPAL CODE CHAPTER 15.20 TO UPDATE UNIFORM FIRE CODE ADOPTED BY THE CITY BY REFERENCE, BY ADOPTING THE 2023 LOS ANGELES COUNTY FIRE CODES WITH LOCAL AMENDMENTS AND FINDING OF EXEMPTION FROM CEQA

SUMMARY: This ordinance will update the uniform codes adopted by the City by adopting the 2023 Los Angeles County Fire Codes

WHEREAS, pursuant to Government Code Section 50022.9, the City of Lawndale ("City") adopts portions of certain Los Angeles County codes as the City's codes; and

WHEREAS, the California Fire Code establishes statewide codes and regulations for fire protection and is published every three years by order of the California legislature; and

WHEREAS, the 2023 California Fire Code is based on the International Code Council's ("ICC") 2021 International Building Code; and

WHEREAS, the 2023 California Fire Code was published by the State on July 1, 2022 and becomes effective on January 1, 2023; and

WHEREAS, a local jurisdiction has the right granted by the State to establish more restrictive building standards given that the amendments are reasonably necessary because of local climatic, geological, and/or topographic conditions; and

WHEREAS, on March 2, 2023, Los Angeles County updated portions of its codes by adopting the updated California Fire Code with local amendments and incorporating them as the County's 2023 Title 32 (Fire Codes); and

WHEREAS, the City has historically adopted certain county codes with the County's local amendments as a uniformity of standards serves to minimize conflict and confusion in addressing the public health needs of the community; and

WHEREAS, the City desires to adopt the 2023 Los Angeles County Fire Codes with all local amendments proposed by the County; and

WHEREAS, this matter was agendized for a duly noticed public hearing before the City Council on August 7th, 2023, and evidence was heard and presented from all persons interested in affecting said proposal, from all persons protesting the same and from members of the City staff, and the City Council has reviewed, analyzed and studied said proposal; and

WHEREAS, at this time the City Council desires to update the City's Fire Codes.

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

SECTION 1. The recitals above are true and correct and incorporated herein by this reference.

SECTION 2. Subsection A of Section 15.20.010 of the Lawndale Municipal Code is amended to read, in its entirety, as follows:

> "A. The 2023 California Fire Code as amended by Title 32 the Los Angeles County Fire Code together with their appendices are adopted by the city as the city's fire code for the purpose of prescribing regulations governing the creation and maintenance of conditions dangerous to life and property due to hazards of fire and explosions."

SECTION 3. Section 15.20.070 of the Lawndale Municipal Code is amended to read, in its entirety, as follows:

> "15.20.070 Fire Code - Amendments Generally
>
> The 2023 Los Angeles County Fire Code, as adopted by Section 15.20.010, is hereby amended as follows:
>
> Wherever reference is made to the County of Los Angeles or to the unincorporated area of the County, such area shall be deemed to include within its corporate limits the area of the city for purposes of fulfilling the requirements of this chapter."

SECTION 3. The City Council hereby makes a finding of reasonable necessity for the amendments as stated separately for each such amendment and identified in the Los Angeles County Code Title 32 (Fire Code). These amendments to the Los Angeles County Code, incorporating the uniform and international codes, are reasonably necessary due to the local climatic, geological and/or topographical conditions characterized by hot, dry summers and the high potential for seismic activity which make structures particularly vulnerable to rapidly spreading fires and structural damage.

SECTION 4. The adoption of this Ordinance is hereby determined to be exempt from the California Environmental Quality Act pursuant to State Guidelines Section 15061(b)(3) as a project that has no potential for causing a significant effect on the environment.

SECTION 5. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each and every section, subsection, sentence, clause and phrase thereof not declared invalid or unconstitutional

without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

SECTION 6. The City Clerk shall certify to the passage and adoption of this ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This ordinance shall be in full force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be published in a newspaper of general circulation and shall post the same at the City Hall, the Lawndale Community Center and the United States Post Office, Lawndale Branch.

PASSED, APPROVED, AND ADOPTED this 7th day of August 2023.

_____

Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council duly introduced the foregoing Ordinance No. 1203-23 at its regular meeting held on the 7th day of August, 2023, and duly approved and adopted said resolution at its regular meeting held on the 7th day of August, 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Pat Kearny					
Bernadette Suarez					
Rhonda Hofmann Gorman					

_____ _____

Erica Harbison, City Clerk Date

APPROVED AS TO FORM:

_____

Gregory M. Murphy, City Attorney

ATTACHMENT B

LOS ANGELES COUNTY CODE TITLE 32 (FIRE CODE)

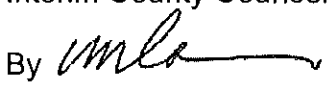
ANALYSIS

This ordinance repeals Title 32 – Fire Code – of the Los Angeles County Code, which incorporated by reference portions of the 2019 Edition of the California Fire Code, and replaces it with a new Title 32 containing that incorporates by reference the 2022 Edition of the California Fire Code, with certain changes and amendments, which itself largely incorporates by reference, with certain changes and amendments, the 2021 Edition of the International Fire Code.

State law allows the County and Consolidated Fire Protection District of Los Angeles County (District) to adopt more restrictive building standards than the 2022 Edition of the California Fire Code if they are reasonably necessary because of local climatic, geological, and/or topographical conditions. This ordinance contains findings that all of the amendments to the 2022 Edition of the California Fire Code that constitute more restrictive building standards are reasonably necessary because of local climatic, geological, and/or topographical conditions in the County of Los Angeles. This ordinance further amends Title 32 by making administrative changes and editorial corrections. Unless deleted or modified herein, the previously enacted provisions of Title 32 continue in effect. This ordinance adopts Title 32 as the Fire Code for the District.

Very truly yours,

DAWYN R. HARRISON
Interim County Counsel

By 
JENNY P. TAM
Senior Deputy County Counsel
Justice and Safety Divison

JT:bd

Requested: 10/19/22
Revised: 11/28/22

ORDINANCE NO. 2023-0008

An ordinance amending Title 32 – Fire Code – of the Los Angeles County Code, by repealing it and replacing it with the 2022 Edition of the California Fire Code, by incorporating it by reference with certain changes and amendments, which itself largely incorporates by reference, with certain changes and amendments, the 2021 Edition of the International Fire Code.

This ordinance adopts more restrictive building standards than those imposed by the State of California and its agencies that are reasonably necessary because of local climatic, geological, and/or topographical conditions. Finally, this ordinance adopts Title 32 as the Fire Code for the Consolidated Fire Protection District of Los Angeles County.

The Board of Supervisors of the County of Los Angeles, also acting as the governing body of the Consolidated Fire Protection District of Los Angeles County, ordains as follows:

SECTION 1. Title 32 is hereby repealed in its entirety.

SECTION 2. California Code of Regulations Title 24 – Part 9: 2022 California Fire Code is hereby adopted by reference as Title 32 – Fire Code – of the Los Angeles County Code, except as amended by those changes and additions adopted in this ordinance. The section numbers used in this Title 32 are the same numbers used in the California Fire Code due to its incorporation herein.

SECTION 3. Section 100 is hereby added to read as follows:

100 CALIFORNIA FIRE CODE AND INTERNATIONAL FIRE CODE ADOPTION BY REFERENCE:

Except as changed, amended, added to, or removed, as established by ordinance and reflected herein, the following, as if set forth fully below, are hereby adopted by reference, incorporated into, and shall be known as the chapters, appendices, sections, and other parts of Title 32 of the Los Angeles County Code:

1. The 2022 Edition of the California Fire Code, Part 9 of California Code of Regulations Title 24, including current and future errata and supplements, as reflected by the "California Matrix Adoption Tables" therein.
2. The following chapters of the 2021 Edition of the International Fire Code, each in their entirety, as published with the 2022 Edition of the California Fire Code, specifically for sections that were not adopted as part of the 2022 Edition of the California Fire Code: Chapters 1–7, 9–10, 12, 20–37, 39–40, 50–51, 53–56, 59–67, and 80.
3. The following chapters and appendices, each in their entirety, as added by the County of Los Angeles:
   a. Chapters 81–83.
   b. Appendices O, PP, QQ, and RR.

A copy of the 2022 Edition of the California Fire Code, with errata and supplements, and a copy of the 2021 International Fire Code shall be at all times

maintained by the Executive Office of the Board of Supervisors for use and examination by the public.

SECTION 4. Section 101.1 is hereby amended to read as follows:

101.1 Title.

~~These regulations shall be known as the *Fire Code* of [NAME OF JURISDICTION]~~Title 32 of the Los Angeles County Code shall be known as the LOS ANGELES COUNTY FIRE CODE, hereinafter referred to as "this code." References made herein to the "*California Fire Code*" shall mean this code.

SECTION 5. Section 101.2 is hereby amended to read as follows:

101.2 Scope.

This code establishes regulations affecting or relating to structures, processes, premises and safeguards regarding all of the following:

. . .

5. Conditions affecting the safety of the fire fighters and emergency responders during emergency operations.

6. Fire hydrant systems, water supply, fire equipment access, posting of fire equipment access, parking, lot identification, weed abatement, and combustible brush and vegetation that represents an imminent fire hazard, debris abatement, combustible storage abatement including flammable liquid storage, hazardous material storage and use, open-flame and open-burning, and burglar bars at State-regulated mobilehome and special occupancy parks within the jurisdiction of the County of Los Angeles Fire Department as

per California Health and Safety Code Sections 18691 and 18873.5.

SECTION 6. Section 101.2.1 is hereby amended to read as follows:

101.2.1 Appendices.

Provisions in the appendices shall not apply unless specifically adopted. Only Appendix B, Appendix BB, Appendix C, Appendix CC, and Appendix H, from the 2022 California Fire Code have been incorporated into this code. This code also adopts Appendix O, Appendix PP, Appendix QQ, and Appendix RR.

SECTION 7. Section 101.3 is hereby amended to read as follows:

101.3 Purpose.

The purpose of this code is to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety and property protection from the hazards of fire, explosion or dangerous conditions in new and existing buildings, structures and premises, and to provide a reasonable level of safety to fire fighters and emergency responders during emergency operations. Consistent with this purpose, the provisions of this code are intended, and have always been intended, to confer a benefit on the community as a whole and are not intended to establish a duty of care toward any particular person.

This code shall not be construed to hold the County, the County of Los Angeles Consolidated Fire Protection District, or any officer, employee, or agent thereof responsible for any damage to persons or property by reason of any inspection authorized herein or by reason of the issuance or non-issuance of any permit authorized herein, and/or for any action or omission in connection with the application and/or

enforcement of this code. By adopting the provisions of this code, the County, any district member city, or the County of Los Angeles Consolidated Fire Protection District, does not intend to impose on itself, its employees, or agents any mandatory duties of care toward persons and property within its jurisdiction so as to provide a basis of civil liability for damages. This section is declaratory of existing law and is not to be construed as suggesting that such was not the purpose and intent of previous code adoptions.

SECTION 8. Section 101.6 is hereby added to read as follows:

101.6 Amendments.

When reference is made to a portion of this code or other applicable laws or ordinances, the reference applies to all amendments and additions now or hereafter made. Where there is a conflict between amendments, unless otherwise expressly noted, the most recent amendment shall apply.

SECTION 9. Section 101.7 is hereby added to read as follows:

101.7 California Fire Code errata and supplements.

When the California Building Standards Commission approves and publishes errata or supplements to the California Fire Code, Title 24, Part 9, any change made that affects the requirement or meaning of any amendment found in this ordinance shall not necessarily void or alter the requirement of that amendment. The fire code official shall render the interpretation and intent of the amendment with the new language of the errata or supplement as per Section 104.1.

SECTION 10. Section 102.5 is hereby amended to read as follows:

102.5 Application of residential code.

Where structures are designed and constructed in accordance with the *California Residential Code*, the provisions of this code shall apply as follows:

1. Construction and design provisions of this code pertaining to the exterior of the structure shall apply including, but not limited to, premises identification, fire apparatus access and water supplies. Provisions of this code pertaining to the interior of the structure shall apply when specifically required by this code including, but not limited to, Section 903.2.11.7. Requirements pertaining to disconnects, shutoffs, and identification of utility and similar hazards shall apply in all cases unless expressly stated otherwise. Where interior or exterior systems or devices are installed, construction permits required by Section 105.6 of this code shall apply.
2. Administrative, operational, and maintenance provisions of this code shall apply.

SECTION 11. Section 103.1 is hereby amended to read as follows:

103.1 ~~Creation of agency~~ County of Los Angeles Fire Department.

The ~~**[INSERT NAME OF DEPARTMENT]** is hereby created and the official in charge thereof~~Fire Marshal of the County of Los Angeles Fire Department ("Fire Department"), the Fire Department being the fire authority of the Consolidated Fire

Protection District of Los Angeles County ("District"), shall be known as the fire code official. The ~~function of the agency~~Fire Department ~~shall be~~is charged with the implementation, administration and enforcement of the provisions of this code within the jurisdiction of the District.

SECTION 12. Section 103.2 is hereby amended to read as follows:

103.2 ~~Appointment~~Fire Marshal.

~~The fire code official shall be appointed by the chief appointing authority of the jurisdiction.~~The Fire Chief shall appoint a chief officer to the position of Fire Marshal.

SECTION 13. Section 103.2.1 is hereby added to read as follows:

103.2.1 Health Hazardous Materials Division and Forestry Division staff.

The provisions of this code may be enforced by any duly authorized member of the Health Hazardous Materials Division or the Forestry Division of the Fire Department.

SECTION 14. Section 103.2.2 is hereby added to read as follows:

103.2.2 Enforcement by Commissioner.

The provisions of Section 325 of this code may be enforced by the Agricultural Commissioner of the County of Los Angeles.

SECTION 15. Section 104.1 is hereby amended to read as follows:

104.1 General.

The fire code official is hereby authorized to enforce the provisions of this code. The fire code official shall have the authority to render interpretations of this code and to adopt policies, procedures, rules and regulations in order to implement its provisions or to clarify the application of its provisions. Such interpretations, policies, procedures,

rules and regulations shall be ~~in compliance~~consistent with the intent and purpose of this code. Such policies, procedures, rules and regulations shall not have the effect of waiving requirements specifically provided for in this code. A copy of such interpretations, rules, and regulations shall be filed with the Executive Office of the Board of Supervisors and shall be in effect immediately thereafter.

SECTION 16. Section 104.1.1 is hereby added to read as follows:

104.1.1 Enforcement authority.

Under the Fire Chief's direction, members of the Fire Department are authorized to enforce all ordinances of the jurisdiction and the laws of the State pertaining to:

1. The prevention of fires.
2. The suppression or extinguishment of dangerous or hazardous fires.
3. The storage, use, and handling of hazardous materials.
4. The installation and maintenance of automatic, manual, and other private fire alarm systems and fire-extinguishing equipment.
5. The maintenance and regulation of fire escapes.
6. The maintenance of fire protection and the elimination of fire hazards on land and in buildings, structures, and other property, including those under construction.
7. The maintenance of means of egress.
8. The investigation of the cause, origin, and circumstances of fire and unauthorized releases of hazardous materials.
9. Brush clearance.

10. All other matters within the scope of this code.

Note: For authority related to control and investigation of emergency scenes, see Section 104.11.

SECTION 17. Section 104.5.1 is hereby added to read as follows:

104.5.1 Fire and law enforcement personnel.

The fire code official and designated representatives of the fire code official may issue citations for violations of this code, of the regulations authorized by this code, and of the standards as set forth in Chapter 82 of this code.

When requested to do so by the fire code official, the chief of any law enforcement agency is authorized to assign such available law enforcement officers as necessary to assist the Fire Department in enforcing the provisions of this code.

SECTION 18. Section 104.7 is hereby amended to read as follows:

104.7 Liability.

The fire code official, member of the ~~board of appeals~~fire code appeals review panel, officer or employee charged with the enforcement of this code, while acting for the jurisdiction, in good faith and without malice in the discharge of the duties required by this code or other pertinent law or ordinance, shall not thereby be rendered civilly or criminally liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties.

SECTION 19. Section 104.10 is hereby amended to read as follows:

104.10 Alternative materials, design and methods of construction and equipment.

The provisions of this code are not intended to prevent the installation of any material or to prohibit any design or method of construction not specifically prescribed by this code, provided that any such alternative has been approved. An alternative material, design or method of construction shall be approved where the fire code official finds that the proposed design is satisfactory and complies with the intent of the provisions of this code, and that the material, method or work offered is, for the purpose intended, not less than the equivalent of that prescribed in this code in quality, strength, effectiveness, fire resistance, durability and safety. Requests for approval to use an alternate material, assembly of materials, equipment, method of construction, method of installation of equipment or means of protection shall be made in writing to the Fire Marshal by the owner or the owner's authorized representative and shall be accompanied by a justification that is supported by evidence to substantiate any claim being made regarding the requested alternative and its compliance with the intent of this code. The Fire Marshal may require independent tests be performed by an approved testing organization in order to substantiate the proposed alternative.

Approval of a request for use of an alternative material, assembly of materials, equipment, method of construction, method of installation of equipment or means of protection made pursuant to these provisions shall be limited to the particular case covered by the request and shall not be construed as establishing any precedent for any future request. Where the alternative material, design or method of construction is

not approved, the fire code official shall respond in writing, stating the reasons why the alternative was not approved.

SECTION 20. Section 104.11 is hereby amended to read as follows:

104.11 Fire investigations.

The fire code official~~, the fire department or other responsible authority~~ or authorized personnel shall have the authority to investigate promptly the cause, origin and circumstances of any fire, hazardous material incident, explosion, or other hazardous condition which is of suspicious origin. The investigator is authorized to take immediate charge of all physical evidence relating to the cause of the incident, and to pursue the investigation to its conclusion under the direction of the Fire Chief or an authorized deputy Fire Chief, in cooperation with the appropriate law enforcement agency. Information that could be related to trade secrets or processes shall not be made part of the public record, except as directed by a court of law.

SECTION 21. Section 104.12.4 is hereby added to read as follows:

104.12.4 Privately contracted private fire prevention resources.

Any privately contracted private fire prevention resource shall focus on prefire treatment activities and pretreatment of values-at-risk and other nonemergency activities, and shall comply with Sections 104.12.4.1 through 104.12.4.5.

SECTION 22. Section 104.12.4.1 is hereby added to read as follows:

104.12.4.1 Permit required.

A valid operational permit shall be obtained by privately contracted private fire prevention resources. Permits shall be required as set forth in Section 105.5. Privately contracted fire prevention resources shall comply with all State and local requirements.

SECTION 23. Section 104.12.4.2 is hereby added to read as follows:

104.12.4.2 Requirement to obey orders.

Any privately contracted private fire prevention resource must obey all regulations, and legal orders, including evacuation orders, given by the incident commander or incident commander's designee within an emergency area.

SECTION 24. Section 104.12.4.3 is hereby added to read as follows:

104.12.4.3 Required check in.

Upon arriving at the emergency area, any privately contracted private fire prevention resource shall check-in with the incident commander or incident commander's designee.

SECTION 25. Section 104.12.4.**4** is hereby added to read as follows:

104.12.4.4 Permit display.

Each privately contracted private fire prevention resource vehicle must display a copy of the valid privately contracted private fire prevention resources permit in clear view from the exterior of the vehicle.

SECTION 26. Section 104.12.4.5 is hereby added to read as follows:

104.12.4.5 Liaison.

Privately contracted private fire prevention resources shall have a liaison at the incident command post.

SECTION 27. Section 105.1 is hereby amended to read as follows:

105.1 General.

Permits shall be in accordance with Sections 105.1.1 through 105.6.~~24~~25.

SECTION 28. Section 105.1.1.1 is hereby added to read as follows:

105.1.1.1 Fee schedule.

For fee amounts, refer to the currently adopted version of the Fire-Code Fee Schedule, Appendix QQ of this code.

SECTION 29. Section 105.5 is hereby amended to read as follows:

105.5 Required operational permits.

The fire code official is authorized to issue operational permits for any activities within the scope of this code, ~~the operations~~including but not limited to those set forth in Sections 105.5.2 through 105.5.~~52~~55.

SECTION 30. Section 105.5.10 is hereby amended to read as follows:

105.5.10 Covered and open mall buildings.

An operational permit is required for:

1. The placement of retail fixtures and displays, concession equipment, displays of highly combustible goods and similar items in the mall.
2. The display of liquid- or gas-fired equipment in the mall.
3. The use of open-flame or flame-producing equipment in the mall.
4. The use of a mall as a place of assembly.

SECTION 31. Section 105.5.16 is hereby amended to read as follows:

105.5.16 Explosives.

An operational permit is required for the manufacture, storage, handling, sale or use of any quantity of explosives, explosive materials, fireworks, or pyrotechnic special effects within the scope of Chapter 56 of this code, or when a local permit or approval

from the fire code official is required by the California Code of Regulations, Title 19, Division 1, Chapter 6 – Fireworks, or Chapter 10 – Explosives. *See Health and Safety Code Division 11, Part 1, Section 12000, et seq. for additional requirements.*

Exceptions:

1. Storage in Group R-3 occupancies of smokeless propellant, black powder and small arms primers for personal use, not for resale and in accordance with Section 5606.
2. Small arms ammunition of .75 caliber or less, cartridges for propellant-actuated power devices and cartridges for industrial guns, 20 pounds or less of smokeless powder, five pounds or less of black sporting powder providing such smokeless or black sporting powder is for the hand loading of small arms or small arms ammunition of .75 caliber or less and that it is for personal use and not for resale.
3. The possession, and use of California State Fire Marshal classified safe and sane fireworks as allowed by State law and local ordinance in accordance with California Health and Safety Code Section 12541.1.
4. The possession, and use of California State Fire Marshal classified snap caps or party poppers pyrotechnic devices in accordance with California Code of Regulations, Title 19, Public Safety.

SECTION 32. Section 105.5.18 is hereby amended to read as follows:

105.5.18 Flammable and combustible liquids.

An operational permit is required:

. . .

6. To operate tank vehicles, equipment, tanks, plants, terminals, wells, including natural gas wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed, or used. See Section 5706.3.9 for oil and natural gas wells.

. . .

12. Allow a tank car to remain on a siding at the point of delivery while connected for transfer operations. Transfer operations shall be in accordance with Department of Transportation requirements and this code.

SECTION 33. Section 105.5.22 is hereby amended to read as follows:

105.5.22 Hazardous materials.

An operational permit is required to store, transport on site, dispense, use or handle hazardous materials in excess of the amounts listed in Table 105.5.22. In addition, unified program facility permits are required by Chapters 12.50, 12.52, and 12.64 of Title 12, Environmental Protection, of the County Code.

SECTION 34. Section 105.5.24 is hereby amended to read as follows:

105.5.24 High-piled combustible storage.

An operational permit is required to use a building or portion thereof with more than 500 square feet (46 m^2), including aisles, of high-piled combustible storage. In addition to any of the requirements of Chapter 32 of this code, a letter describing the type and amount of material to be stored and the method of storage, plus a floor plan showing the dimension and location of the stockpiles and aisles shall be submitted with applications for such permits.

SECTION 35. Section 105.5.29 is hereby amended to read as follows:

105.5.29 LP-gas. An operational permit is required for:

1. Storage and use of LP-gas.

Exceptions: ~~A permit is not required for individual containers with a 500-gallon (1893 L) water capacity or less or multiple container systems having an aggregate quantity not exceeding 500 gallons (1893 L), serving occupancies in Group R-3.~~

a. A permit is not required for an individual nonportable outdoor container with a 500-gallon (1893 L) water capacity or less, or for multiple nonportable outdoor containers or outdoor nonportable container systems having an aggregate quantity not exceeding 500 gallons (1893 L) water capacity serving occupancies in Group R-3 on one premises.

b. A permit is not required for outdoor portable containers of less than 125-gallon (473.2 L) aggregate water capacity on one premises.

c. A permit is not required for the storage of LP-gas in Department of Transportation specification cylinders with a maximum water capacity of 2½ pounds (1 kg) used in completely self-contained hand torches and similar applications stored or displayed at a consumer or retail site and the total aggregate capacity of all LP-gas containers does not exceed 200 pounds as allowed per Section 6109.9 of this code.

2. Operation of cargo tankers that transport LP-gas.

SECTION 36. Section 105.5.34 is hereby amended to read as follows:

105.5.34 Open burning.

An operational permit is required for the kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be complied with.

Exception: ~~R~~A recreational fire~~s~~ is subject to the provisions of this code, but is exempt from need for a permit provided that all of the following apply:

1. The fire is not located in a wildfire risk area or in a very high, high, or moderate fire hazard severity zone, except where located on private property with consent of the owner; meeting the size

requirements in #2, below; and meeting the requirements of Sections 307.4 through 307.5.

2. The fire conforms to the definition of a "recreational fire", which limits the size of the fire to a total fuel area of 3 feet (914 mm) or less in diameter and 2 feet (610 mm) or less in height; limits the combustibles to burning no rubbish; and restricts the purpose of the fire to pleasure, religious, ceremonial, cooking, warmth or similar.

For restrictions and requirements for each type of open burning, including but not limited to bonfires and recreational fires, see Section 307. For fires, including a small fire, in wildfire risk areas, see "Activities in wildfire risk areas" permit requirements (Sections 105.5.55.1 and 326.2).

SECTION 37. Section 105.5.42 is hereby amended to read as follows:

105.5.42 Pyrotechnic special effects material.

An operational permit is required for use and handling of pyrotechnic special effects material. *See Health and Safety Code Division 11, Part 2, Section 12500, et seq. for additional requirements.* For pyrotechnic and special effects used for motion picture, television, and commercial productions, see Section 105.5.54(2).

SECTION 38. Section 105.5.46 is hereby amended to read as follows:

105.5.46 Rooftop ~~heliports~~helicopter facilities.

An operational permit is required for the operation of a rooftop ~~heliport~~helicopter facility, including but not limited to one referred to in this code as an Emergency Helicopter Landing Facility (EHLF) for high-rise buildings. See Sections 2007.9 through 2007.11.1.

Issuance of this permit shall be determined at the level of the Fire Marshal, on a case-by-case basis.

SECTION 39. Section 105.5.54 is hereby amended to read as follows:

105.5.54 ***~~Additional~~Film and production permits.***

In addition to the permits required by Section 105.6, the following permits shall be obtained from the ~~Bureau of~~ Fire Prevention Division *prior to engaging in the following activities, operations, practices, or functions:*

1. ***Production facilities**. To change use or occupancy, or allow the attendance of a live audience, or for wrap parties.*
2. **Motion picture, television, commercial, and related production filming — *~~P~~pyrotechnics and special effects.*** *To use pyrotechnic special effects, open flame,* hot work, *use of flammable or combustible liquids and gases,* dust, *welding, and the parking of motor vehicles in any building or location used for the purpose of motion picture, television and commercial production.*
3. ***Live audiences.** To install seating arrangements for live audiences in approved production facilities, production studios and sound stages. See Chapter 48.*
4. **Motion picture, television, commercial, and related production filming.** An operational permit is required to conduct motion picture, television, commercials, and related productions outside of an approved production facility.

5. **Motion picture, television, commercial, and related production filming — fuel-dispensing trucks and vehicles.** An annual operational permit is required to dispense flammable or combustible liquids, liquefied petroleum gases, or compressed natural gas from trucks or vehicles to equipment and vehicles on motion picture, television, and commercial production locations.

6. **Commercial still photography production with on-site cast and crew numbering fifteen (15) or more persons.** An operational permit is required to take still photographs for commercial purposes outside of an approved production facility and where the on-site cast and crew numbers fifteen (15) or more persons.

SECTION 40. Section 105.5.55 is hereby added to read as follows:

105.5.55 Additional required operational permits.

The fire code official is authorized to issue permits for any of the following:

SECTION 41. Section 105.5.55.1 is hereby added to read as follows:

105.5.55.1 Activities in wildfire risk areas.

An operational permit is required for any of the activities as described in Section 326.2 of this code.

SECTION 42. Section 105.5.55.2 is hereby added to read as follows:

105.5.55.2 Automobile wrecking yards.

See Chapter 81, AUTOMOBILE WRECKING YARDS.

SECTION 43. Section 105.5.55.3 is hereby added to read as follows:

105.5.55.3 Bonfire.

An operational permit is required for a bonfire, which is defined in this code as "An outdoor fire utilized for ceremonial purposes," and shall be subject to the requirements of open burning. See "Open burning" permit requirement (Sections 105.5.34 and 307), and "Activities in wildfire risk areas" permit requirements (Section 105.5.55.1 and 326.2).

SECTION 44. Section 105.5.55.4 is hereby added to read as follows:

105.5.55.4 Helicopter landing facility.

An operational permit is required for nonemergency use of any helicopter landing facility that is intended for emergency use, even if not exclusively; or that is required by the code. See Sections 2007.9 through 2007.11.1. For a "rooftop helicopter facility," see operational permit by that name.

SECTION 45. Section 105.5.55.5 is hereby added to read as follows:

105.5.55.5 Mass-gathering event.

If attendance is greater than 5,000 people, the event shall be in accordance with Reference No. 842 of the County of Los Angeles Department of Health Services Prehospital Care Manual, and a permit for mass-gathering event shall be required. See Section 403.11.2.

SECTION 46. Section 105.5.55.6 is hereby added to read as follows:

105.5.55.6 Model rockets.

An operational permit is required to operate a model rocket motor or an experimental high-powered rocket motor as defined in Title 19 California Code of

Regulations, Section 980. See Sections 5611, MODEL ROCKETS, and 5612, EXPERIMENTAL HIGH POWER ROCKETS AND MOTORS.

SECTION 47. Section 105.5.55.7 is hereby added to read as follows:

105.5.55.7 Pallet yard.

An operational permit is required to store, manufacture, refurbish, or otherwise handle greater than 2,500 cubic feet (71 m^3) of combustible plastic or wood pallets in an outdoor yard.

SECTION 48. Section 105.5.55.8 is hereby added to read as follows:

105.5.55.8 Parade float.

An operational permit is required to use a parade float for public performance, presentation, spectacle, entertainment, or parade. See Section 324, PARADE FLOATS.

SECTION 49. Section 105.5.55.9 is hereby added to read as follows:

105.5.55.9 Privately contracted private fire prevention resource.

An operational permit is required for any privately contracted resource to conduct private fire prevention activities in an emergency area. Privately contracted fire prevention resources shall comply with all State and local requirements.

See Section 104.12.4, Privately contracted fire prevention resources.

SECTION 50. Section 105.5.55.10 is hereby added to read as follows:

105.5.55.10 Recreational fire.

See "Open burning" permit (Sections 105.5.34 and 307), and "Activities in wildfire risk areas" permit (Sections 105.5.55.1 and 326.2) requirements.

SECTION 51. Section 105.5.55.11 is hereby added to read as follows:

105.5.55.11 Rifle range.

An operational permit is required to establish, maintain, or operate a rifle range. See Section 326.2, and Appendix RR, RIFLE RANGE.

SECTION 52. Section 105.6 is hereby amended to read as follows:

105.6 Required construction permits.

The fire code official is authorized to issue construction permits for ~~work as~~any activities within the scope of this code, including but not limited to, those set forth in Sections 105.6.1 through 105.6.~~24~~25.

SECTION 53. Section 105.6.15 is hereby amended to read as follows:

105.6.15 LP-gas.

A construction permit is required for installation of, or modification to, an LP-gas system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit. Also see Section 6101.3.

SECTION 54. Section 105.6.25 is hereby added to read as follows:

105.6.25 Additional required construction permits.

The fire code official is authorized to issue permits for any of the following:

SECTION 55. Section 105.6.25.1 is hereby added to read as follows:

105.6.25.1 Fuel modification plan review.

Review and approval by the fire code official is required prior to the installation of landscaping that is required to be fire resistive by this code or by another requirement enforced by the fire code official. See Chapter 49, REQUIREMENTS FOR WILDLAND-URBAN INTERFACE FIRE AREAS.

SECTION 56. Section 105.6.25.2 is hereby added to read as follows:

105.6.25.2 Land development plan review.

When required by law or other agencies, review and approval by the fire code official is required prior to final approval of the following applications: tract maps, parcel maps, final maps, planned unit developments, conditional use permits, design overlay reviews, environmental impact reviews, road vacations, zone changes, water plan reviews, and gate design review for land development projects. See Section 328, LAND DEVELOPMENT AND ENVIRONMENTAL REVIEW FEES.

SECTION 57. Section 106.2.1 is hereby amended to read as follows:

106.2.1 Information on construction documents.

Construction documents shall be drawn to scale on ~~suitable material~~substantial paper. Documents in a digital format are allowed to be submitted where approved by the fire code official. Construction documents shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and show in detail that it will conform to the provisions of this code and relevant laws, ordinances, rules and regulations as determined by the fire code official. The first sheet of each set of plans shall give the street address of the property, the assessor's parcel number, the name and address of the owner, and persons who prepared the plans. Plans shall also include a plot plan showing the location of the proposed building and of every existing building on the property.

SECTION 58. Section 106.2.4.2 is hereby added to read as follows:

106.2.4.2 Expiration of construction documents approval by fire code official when no building permit issued.

A fire code official construction document approval necessary for a building permit to be issued, for which the building official ultimately does not issue a building permit, shall expire one year after the date of approval by the fire code official. Construction documents including plans, specifications, and computations previously submitted may thereafter be returned to the applicant or destroyed by the fire code official. The fire code official may extend the time for action by the applicant for a period of six months beyond the one-year limit upon written request by the applicant showing that circumstances beyond the control of the applicant have prevented action from being taken. No construction or plan approval document shall be extended more than twice.

Once a construction document approval and any extension thereof has expired, the applicant shall resubmit construction documents including plans, specifications, computations, and payment of plan review fees. Construction document approval for which a building permit has been issued and thereafter expired according to the Building Code shall be null and void. In such circumstances, construction documents including plans, specifications, and computations shall be resubmitted for construction document approval.

SECTION 59. Section 106.4 is hereby amended to read as follows:

106.4 Retention of construction documents.

One set of construction documents shall be retained by the fire code official for a period of not less than ~~180~~90 days from date of completion of the permitted work, or as required by Section 19850 of the California Health and Safety Code, or other applicable state or local laws. One set of approved construction documents shall be returned to the applicant, and said set shall be kept on the site of the building or work at all times during which the work authorized thereby is in progress.

SECTION 60. Section 107.3 is hereby amended to read as follows:

107.3 ~~Permit valuations~~Reserved.

~~The applicant for a permit shall provide an estimated permit value at the time of application. Permit valuations shall include the total value of work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment and permanent systems. If, in the opinion of the fire code official, the valuation is underestimated on the application, the permit shall be denied unless the applicant can show detailed estimates to meet the approval of the fire code official. Final permit valuation shall be set by the fire code official.~~

SECTION 61. Section 107.6.1 is hereby added to read as follows:

107.6.1 Plan review refunds.

No portion of the plan review fee shall be refunded, unless no review has been performed on a set of plans, in which case 80 percent of the plan review fee shall be refunded.

SECTION 62. Section 109.7 is hereby added to read as follows:

109.7 Occupant count.

When required by the fire code official, the permittee holding a place of assembly operational permit shall use an approved method to maintain an accurate count of the number of occupants present in a place of an assembly room including any accessory areas. If at any time the fire code official determines that an accurate count of occupants is not being maintained by the permittee, the assembly room and accessory areas shall be cleared of occupants until an accurate occupant count can be made.

SECTION 63. Section 111.1 is hereby amended to read as follows:

111.1 ~~Board of appeals established~~Appeals process.

~~In order to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be appointed by the applicable governing authority and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the fire code official.~~ When an applicant seeking an approval from the fire code official disagrees with the decision of the fire code official regarding the conditions, methods of construction, equipment, or operations regulated by this code, the applicant may file a written appeal to the Assistant Fire Chief of the Fire Prevention Division (i.e., the Fire Marshal) pursuant to Section 109.2 of this code. A written appeal must be submitted no later than 30 days after the applicant has notice of the decision being appealed. The Fire Marshal, after considering all the facts presented, including any communication

from the general public regarding the matter appealed, shall provide a written decision responding to the appeal. If the applicant is not satisfied with the decision of the Fire Marshal, the applicant shall, within 10 days of receipt of the Fire Marshal's decision, request in writing that the decision be reviewed by a fire code appeals review panel, a three-person panel consisting of the following individuals: the Deputy Fire Chief of Prevention, the Deputy Fire Chief of Operations, and the jurisdictional Building Official, or equivalent, or designee thereof. The fire code appeals review panel shall transmit its written decision on the appeal to the applicant. The fire code appeals review panel shall be the final authority in the appeals process.

SECTION 64. Section 111.2 is hereby amended to read as follows:

111.2 Limitations on authority.

An ~~application~~applicant's ~~for~~appeal shall be based on a claim that the true intent of this code or the ~~rules legally~~regulations adopted thereunder have been incorrectly interpreted, that the provisions of this code do not ~~fully~~apply, or that an equivalent or better form of construction ~~is~~was proposed by the applicant and was denied by the fire code official. The ~~board shall not have authority~~appeals process shall not be used to waive requirements of this code or interpret the administration of this code.

For an appeal regarding fuel modification plan requirements, an applicant must use the appeals process as per Section 4906.3.3.

SECTION 65. Section 111.3 is hereby amended to read as follows:

111.3 Qualifications.

The ~~board of~~fire code appeals review panel shall consist of ~~members who are qualified by experience and training to pass on matters pertaining to hazards of fire,~~

~~explosions, hazardous conditions or fire protection systems, and are not employees of the jurisdiction~~the Deputy Chief of Prevention, the Deputy Chief of Operations, and the jurisdictional Building Official, or equivalent, or designee thereof.

SECTION 66. Section 111.4 is hereby amended to read as follows:

111.4 Administration.

The fire code official shall take immediate action in accordance with the decision of the ~~board~~fire code appeals review panel.

SECTION 67. Section 112.4 is hereby amended to read as follows:

112.4 Violation penalties.

Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a ~~[SPECIFY OFFENSE]~~misdemeanor unless such violation is declared to be an infraction by Chapter 82 of this code, punishable by a fine of not more than ~~[AMOUNT] dollars~~$1,000 or by imprisonment not exceeding ~~[NUMBER OF DAYS]~~six months, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense. For the purposes of this section, a forfeiture of bail shall be equivalent to a conviction.

SECTION 68. Section 112.4.1 is hereby amended to read as follows:

112.4.1 Abatement of violation.

In addition to the imposition of penalties herein described, the fire code official is authorized to institute appropriate action to prevent unlawful construction or to restrain,

correct, or abate a violation; or to prevent illegal occupancy of a structure or premises; or to stop an illegal act, conduct of business or occupancy of a structure on or about any premises.

The owner of any parcel upon which a nuisance is found to exist may, as provided for by State, County, and local law, be liable for all costs of abatement of the nuisance.

SECTION 69. Section 112.5 is hereby added to read as follows:

112.5 Responsibility for fire suppression and related costs.

Any person: (1) who negligently, or in violation of the law, sets a fire, allows a fire to be set, or allows a fire kindled or attended by him/her to escape onto any public or private property; (2) other than a mortgagee, who, being in actual possession of a structure, fails or refuses to correct, within the time allotted for correction, despite having the right to do so, a fire hazard prohibited by law, for which a public agency properly has issued a notice of violation respecting the hazard; or (3) including a mortgagee, who, having an obligation under other provisions of law to correct a fire hazard prohibited by law, for which a public agency has properly issued a notice of violation respecting the hazard, fails or refuses to correct the hazard within the time allotted for correction, despite having the right to do so, is liable for the fire suppression costs incurred in fighting the fire, for the cost of providing rescue or emergency medical services, for the cost of investigating and making any reports with respect to the fire, and for the costs relating to accounting for that fire and the collection of any funds pursuant to State or local law, including but not limited to, administrative costs of operating a fire suppression cost recovery program to the fullest extent authorized by law. All of these

costs shall be a charge against that person, shall constitute a debt of that person, and is collectible by the federal, State, County, public, or private agency, incurring those costs in the same manner as in the case of an obligation under a contract, expressed or implied.

SECTION 70. Section 112.5.1 is hereby added to read as follows:

112.5.1 Responsibility for costs for emergency response related to hazardous substances.

All expenses of an emergency response necessary to protect the public from a real and imminent threat to health and safety by a public agency to confine, prevent, or mitigate the release, escape, or burning of hazardous substances are a charge against any person whose negligence causes the incident to the fullest extent authorized by law, if either of the following occurs:

1. Evacuation beyond the property where the incident originates is necessary to prevent loss of life or injury.
2. The incident results in the spread of hazardous substances or fire posing a real and imminent threat to public health and safety beyond the property of origin.

Expenses reimbursable to the County or Fire District pursuant to this section are a debt of the person liable therefor, and shall be collectible in the same manner as in the case of an obligation under contract, express or implied. The charge created against the person related to hazardous substances by this section is also a charge against the person's employer if the negligence causing the incident occurs in the course of the person's employment.

SECTION 71. Section 113.1 is hereby amended to read as follows:

113.1 Order.

Where the fire code official finds any work regulated by this code being performed in a manner contrary to the provisions of this code, or in a dangerous or unsafe manner, the fire code official is authorized to issue a stop work order. The fire code official is authorized to order the work, the operation, or the use stopped or the evacuation of any premises, building, or vehicle or portion thereof which has or is a condition hazardous to life or property.

SECTION 72. Section 113.4 is hereby amended to read as follows:

113.4 Failure to comply.

Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be ~~subject to fines established by the authority having jurisdiction~~liable for administrative fines and subject to prosecution as allowed by Title 1, Section 1.25 of the County Code or other applicable laws or regulations.

SECTION 73. Section 114.1.1 is hereby amended to read as follows:

114.1.1 Unsafe conditions.

Structures or existing equipment that are or hereafter become unsafe, insanitary or deficient because of inadequate means of egress, inadequate light and ventilation, or that constitute a fire hazard, are otherwise dangerous to human life or the public welfare, or involve illegal or improper occupancy or inadequate maintenance, dilapidation, obsolescence, hazardous material contamination, disaster damage, or abandonment as specified in this code shall be deemed an unsafe condition. Unsafe

structures shall be taken down and removed or made safe, as the fire code official deems necessary and as provided for in this section. A vacant structure that is not secured against unauthorized entry shall be deemed unsafe.

SECTION 74. Section 202 is hereby amended to read as follows:

202 GENERAL DEFINITIONS

. . .

AREA OF FIREFIGHTING OPERATIONS. Those portions of the fire apparatus access road in which the structure's exterior walls face the required fire apparatus access road. The area of firefighting operations also includes the area in between such portions of the fire apparatus roads and the structure.

. . .

BONFIRE. An outdoor fire utilized for ceremonial purposes. A bonfire is a fire that would otherwise be considered a recreational fire except that it exceeds the size restrictions of a recreational fire, those being a total fuel area of 3 feet (914 mm) or less in diameter and 2 feet (610 mm) or less in height.

. . .

COMMISSIONER. Shall mean the Agricultural Commissioner/Director of Weights and Measures for the County of Los Angeles.

. . .

CROWD MANAGER. Standby personnel, usually security or usher personnel, who are trained in the proper procedure to exit people from a tent or other place of public assemblage in an orderly and calm fashion in the event of an emergency.

. . .

EMERGENCY AREA. The geographical area where the fire code official, exercising authority pursuant to Section 104.11 at the scene of a fire or other emergency involving the protection of life or property, has declared there is an immediate risk to health, life, property, or the environment within that area.

. . .

EMERGENCY HELICOPTER LANDING FACILITY (EHLF). A clear area at ground level or on the roof of a building capable of accommodating a helicopter engaged in firefighting and/or emergency evacuation operations.

. . .

FIRE APPARATUS ACCESS ROAD. A road that provides fire apparatus access from a fire station to a facility, building or portion thereof. This is a general term inclusive of all other terms such as fire lane, public street, private street, private driveway, parking lot lane and access roadway.

. . .

FIRE- FLOW. See Appendix B, Section B102.

FIRE HAZARD SEVERITY ZONES. See Section 4902.1.

. . .

FIRE WATCH. A temporary measure intended to ensure continuous and systematic surveillance of a premises, building, or portion thereof, by one or more qualified individuals for the sole purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire, alerting the occupants, and notifying the fire department. Also see Section 401.10, Fire watch procedures.

. . .

FLOAT. A floating structure normally used as a point of transfer for passengers and goods, or both, for mooring purposes. Not to be confused with "Parade Float" (as in Section 324).

FLOATING LUMINARY is a floating airborne device containing open flaming or smoldering material capable of causing ignition to combustibles with which it may come into contact. Floating luminaries may also be referred to as sky lanterns, flying lanterns, sky candles, and wish lanterns. Also see "Sky Lantern."

. . .

FUEL MODIFICATION. Shall mean any modification or removal of fuels to reduce the likelihood of ignition or the resistance to fire control.

. . .

GOVERNING BODY. Shall mean the official board or council elected to rule the municipality or other public agency.

. . .

HAZARDOUS MATERIALS. Those chemicals or substances which are physical hazards or health hazards as defined and classified in this chapter, whether the materials are in usable or waste condition. Hazardous materials mixtures are those substances that contain one percent or more of a hazardous ingredient, or one-tenth of one percent of a carcinogen. This definition includes, but is not limited to, those hazardous wastes, hazardous materials, and extremely hazardous wastes listed in the California Code of Regulations, Title 22, Division 4.5, Chapter 11, Article 5: Section 66261.126 and Appendix X.

. . .

HAZARDOUS WASTE. Shall mean a waste, or combination of wastes, which because of its quantity, concentration, or physical, chemical, or infectious characteristics poses a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, or disposed of, or otherwise managed.

HAZARDOUS WASTE CONTROL LAW. Shall mean the State law which implements a cradle-to-grave management system found in the California Health and Safety Code.

. . .

HEALTH HAZARDOUS MATERIALS DIVISION (HHMD). Shall mean a part of the Consolidated Fire Protection District of Los Angeles County (District) or Los Angeles County Fire Department, Prevention Services Bureau, that is responsible for regulating hazardous materials business plans and chemical inventories, hazardous waste generators, on-site treatment of hazardous waste, risk management plans for responding with hazardous materials squads to emergency incidents involving hazardous materials, supervising cleanup of on-site and containment facilities, and declaring emergency response scenes safe for re-entry.

. . .

MALIBU–SANTA MONICA MOUNTAIN. See Appendix PP, Section PP103.

. . .

SAN GABRIEL SOUTHFACE AREA. See Appendix PP, Section PP103.

. . .

SPECIAL AMUSEMENT *AREA*. A special amusement *area* is *any* temporary ~~or~~, permanent, or mobile building or portion thereof that is occupied for amusement, entertainment or educational purposes and *is arranged in a manner that*:

1. *Makes the means of egress path not readily apparent due to visual and audio distractions, or*
2. *Intentionally confounds identification of the means of egress path, or*
3. *Otherwise makes the means of egress path not readily available because of the nature of the attraction or mode of conveyance through the special amusement area, building, structure or portion thereof.*

. . .

UNAUTHORIZED DISCHARGE. A release or emission of materials in a manner which does not conform to the provisions of this code or applicable public health and safety regulations. This shall mean any spilling, leaking, releasing, leaching, emptying, dumping, or disposing of a hazardous material/waste into the environment, unless permitted by a regulatory agency.

UNIFIED PROGRAM. Consolidates six environmental programs regarding the management of hazardous waste, hazardous materials, and underground storage tanks under one management system.

UNIFIED PROGRAM FACILITY PERMIT. A consolidated permit issued pursuant to Section 25284 of the Health and Safety Code and Division 4 of Title 11 of the County Code relating to the underground storage of hazardous materials,

Chapter 12.52 of Title 12 of the County Code relating to the generation or handling of hazardous waste or extremely hazardous waste, Chapter 12.64 of Title 12 of the County Code relating to handling of hazardous materials or acutely hazardous materials, and those city codes or resolutions related to the unified program elements administered by those cities as participating agencies to the Los Angeles County Certified Unified Program Agency.

. . .

WASTE. A material that has been used or for whatever reason can or will no longer be used for its intended purpose, or has been discarded and not specially excluded by Health and Safety Code, Division 20, Chapter 6.5.

WATER UTILITY. An organization that provides water within a geographic service area and the water purveyor is recognized by the County of Los Angeles Fire Department.

WATER UTILITY SERVICE AREA. A geographic area in which a water purveyor could provide the required fire flow from approved fire hydrants for firefighting purposes.

. . .

SECTION 75. Section 301.2 is hereby amended to read as follows:

301.2 Permits.

Permits shall be required as set forth in Section 105.5 for the activities or uses regulated by Sections 306, 307, 308, 315, 320 ~~and~~ 322, 324, 326, and 328.

SECTION 76. Section 302.1 is hereby amended to read as follows:

302.1 Definitions.

The following terms are defined in Chapter 2:

. . .

BONFIRE.

COMMISSIONER.

FIRE HAZARD SEVERITY ZONES.

FLOATING LUMINARY.

GOVERNING BODY.

. . .

SECTION 77. Section 304.1.1 is hereby amended to read as follows:

304.1.1 Waste material.

Accumulations of wastepaper, wood, hay, straw, weeds, litter or combustible or flammable waste or rubbish of any type shall not be permitted to remain on a roof; under a ground-mounted photovoltaic array; ~~or~~ in any court, yard, vacant lot, alley, parking lot, or open space~~,~~; or beneath a grandstand, bleacher, pier, wharf, manufactured home, recreational vehicle or other similar structure.

SECTION 78. Section 304.1.2 is hereby amended to read as follows:

304.1.2 Vegetation.

Weeds, grass, vines or other growth that is capable of being ignited and endangering property, shall be cut down and removed by the owner or occupant of the premises. Vegetation clearance requirements in wildland-urban interface areas shall be in accordance with Section 325 and *Chapter 49* of this code.

SECTION 79. Section 304.2.1 is hereby added to read as follows:

304.2.1 Removal.

Combustible rubbish stored in containers outside of noncombustible vaults or rooms shall be removed from buildings at least once each working day or at intervals specified by the fire code official. The storage or accumulation of combustible waste matter within any building in such a quantity or location as to constitute a fire hazard is prohibited.

SECTION 80. Section 307.1 is hereby amended to read as follows:

307.1 General.

A person shall not kindle or maintain or authorize to be kindled or maintained any open burning unless conducted and approved in accordance with Sections 307.1.1 through 307.~~5~~7.

SECTION 81. Section 307.2 is hereby amended to read as follows:

307.2 Permit required.

A permit shall be obtained from the fire code official in accordance with Section 105.5 prior to kindling a fire for recognized silvicultural or range or wildlife management practices, prevention or control of disease or pests, or a bonfire. Application for such approval shall only be presented by and permits issued to the owner of the land on which the fire is to be kindled.

A permit shall be obtained from the fire code official in accordance with Section 105.5 prior to kindling a recreational fire where the fuel is not contained as described in Chapter 3 nor limited as defined in Section 202, RECREATIONAL FIRE, to

having a total fuel area of 3 feet (914 mm) or less in diameter and 2 feet (610 mm) or less in height, for pleasure, religious, ceremonial, cooking, warmth or similar purposes.

SECTION 82. Section 307.2.1 is hereby amended to read as follows:

307.2.1 Authorization.

Where required by sState or local law or regulations, open burning shall only be permitted with prior approval from the fire code official, a United States Forest Service Officer having jurisdiction, or the sState or local air and water quality management authority, provided that all conditions specified in the authorization are followed.

SECTION 83. Section 307.6 is hereby added to read as follows:

307.6 Open fires.

Permits shall be required as set forth in Section 105.6.

A person shall not build, light, maintain, or cause or permit to be built, lighted, or maintained, any open outdoor fire or use or cause or permit to be used, any open outdoor fire for any purpose except:

1. When such fire is set or permission for such fire is given in the performance of the official duty of any public officer, and the fire, in the opinion of such public officer, is necessary for:
   (i) The purpose of the prevention of a fire hazard which cannot be abated by any other means; or
   (ii) The instruction of public employees in the methods of fighting fire.

2. When such fire is set pursuant to permit on property used for industrial or institutional purposes for the purpose of instruction of employees in methods of fighting fire.
3. When such fire is set in the course of any agricultural operation in the growing of crops or raising of fowl or animals.
4. On a public beach area owned, managed, or controlled by the County, otherwise permitted by this code.
5. In a County-owned park or recreation camp as otherwise permitted by this code.
6. Bonfires permitted by the fire code official.
7. For cooking, recreational, or ceremonial fires on private property with a maximum fuel area of 3 feet (914 mm) or less in diameter and 2 feet (610 mm) or less in height, in locations outside of wildfire risk areas.

SECTION 84. Section 307.7 is hereby added to read as follows:

307.7 Designated open fire areas.

The fire code official is authorized to designate places on private property, with the permission of the owner thereof, or upon any public road, or within any public park, or upon any public land, where open fires may be built.

The fire code official may place or cause to be placed uniform signs or posters on or at such premises indicating the place or limits where such fires may be built and maintained without further permission; however, it shall be unlawful to leave, or cause or permit to be left unattended, any fire burning in such place.

SECTION 85. Section 308.1.4 is hereby amended to read as follows:

308.1.4 ~~Open-flame cooking devices~~Reserved.

~~Charcoal burners and other open-flame cooking devices shall not be operated on combustible balconies or within 10 feet (3048 mm) of combustible construction.~~

~~**Exceptions:**~~

~~1. One- and two-family dwellings.~~

~~2. Where buildings, balconies and decks are protected by an automatic sprinkler system.~~

~~3. LP-gas cooking devices having LP-gas container with a water capacity not greater than $2^{1}/_{2}$ pounds [nominal 1 pound (0.454 kg) LP-gas capacity].~~

SECTION 86. Section 308.1.6.3 is hereby amended to read as follows:

308.1.6.3 Sky lanterns/floating luminaries.

~~A person shall not release or cause to be released an untethered sky lantern.~~ The use or release of a floating luminary is prohibited.

Exception: When a permit is issued by the fire code official for use or release of a floating luminary for ceremonial, educational, or research purposes and where safeguards approved by the fire code official are used to prevent unintended ignition of combustibles. Floating luminary use or release shall be allowed only at a specific location and during prescribed weather conditions.

SECTION 87. Section 311.5 is hereby amended to read as follows:

311.5 Placards.

When required by the fire code official, Aany vacant or abandoned buildings or structures determined to be unsafe pursuant to Section ~~111~~114 of this code relating to structural or interior hazards shall be marked as required by Sections 311.5.1 through 311.5.5.

SECTION 88. Section 314.4 is hereby amended to read as follows:

314.4 Vehicles.

Liquid-fueled or gaseous-fueled vehicles, aircraft, boats or other motorcraft shall not be located indoors except as follows:

1. The engine starting system is made inoperable or batteries are disconnected except where the fire code official requires that the batteries remain connected to maintain safety features.
2. Fuel in fuel tanks does not exceed ~~one-quarter tank or 5 gallons (19 L) (whichever is least).~~any of the following:
   - 2.1. Class I, II and III liquid fuel does not exceed one-quarter tank or 5 gallons (19 L), whichever is less.
   - 2.2. LP gas does not exceed one-quarter gallon tank or 6.6 gallons (25 L), whichever is less.
   - 2.3. CNG does not exceed one-quarter tank or 630 cubic feet (17.8 m^3), whichever is less.
   - 2.4. Hydrogen does not exceed one-quarter tank or 2000 cubic feet (0.57 m^3), whichever is less.

3. Fuel tanks and fill openings are closed and sealed to prevent tampering.

4. Vehicles, aircraft, boats or other motorcraft equipment are not fueled or defueled within the building.

5. The fire code official is authorized to make additional requirements and restrictions, or to deny permission for the display, based upon the hazards inherent with the display, such as but not limited to those associated with the battery technology of the vehicle.

SECTION 89. Section 316.6.1 is hereby amended to read as follows:

316.6.1 Structures.

Structures shall not be constructed within the utility easement beneath high-voltage transmission lines.

Exceptions: Restrooms and unoccupied telecommunications structures of noncombustible construction less than 15 feet (4572 mm) in height provided that they are grounded and bonded in accordance with the Electrical Code, and fully bonded from roof to foundation and connected to the structure's grounding system. Additionally, signs approved by the fire code official, that read "CAUTION – HIGH VOLTAGE LINES OVERHEAD" shall be provided at all entrances leading to the restrooms and unoccupied structures.

SECTION 90. Section 321 is hereby amended to read as follows:

321 ~~**ARTIFICIAL COMBUSTIBLE VEGETATION**~~**RESERVED**

~~**321.1 Artificial combustible vegetation on roofs and near buildings.** Artificial combustible vegetation exceeding 6 feet (1829 mm) in height and permanently installed outdoors within 5 feet (1524 mm) of a building or on the roof of a building shall comply with Section 807.4.1. The placement of artificial combustible vegetation shall also comply with Sections 806.3 and 807.4.2.~~

~~**Exception:** Artificial decorative vegetation located more than 30 feet (9144 mm) from the exterior wall of a building.~~

SECTION 91. Section 322.3 is hereby amended to read as follows:

322.3 ***Fire safety plan.***

A fire safety plan shall be provided in accordance with Section 403.10.6. In addition, the fire safety plan shall include emergency response actions to be taken upon detection of a fire or possible fire involving lithium-ion or lithium metal battery storage. Where the fire code official finds that the fire safety plan is absent or insufficient, the fire code official shall be authorized to require removal of the batteries and containers from the area or building, and/or fire watch.

SECTION 92. Section 322.4.1 is hereby amended to read as follows:

322.4.1 ***Limited indoor storage in containers.***

Not more than 15 cubic feet (0.42 m^3) of lithium-ion or lithium metal batteries shall be permitted to be stored in containers in accordance with all of the following:

1. *Containers shall be open-top and constructed of noncombustible materials or shall be approved for battery collection.*

2. *Individual containers and groups of containers shall not exceed a capacity of 7.5 cubic feet (0.21 m^3).*

3. *A second container or group of containers shall be separated by not less than 3 feet (914 mm) of open space, or 10 feet (3048 mm) of space that contains combustible materials.*

4. *Containers shall be located not less than 5 feet (1524 mm) from exits or exit access doors.*

5. The fire code official shall have the authority to increase required separation distances and/or require the relocation of the container(s) based upon fire or life hazards associated with the specific occupancy. This may limit or negate the ability for such storage to take place in or at the occupancy.

SECTION 93. Section 324 is hereby added to read as follows:

324 PARADE FLOATS

324.1 Permits.

An operational permit is required to operate a parade float for a public performance, presentation, spectacle, entertainment, or parade. Permits shall be required as set forth in Section 105.5.

324.2 Decorative material.

Decorative material on parade floats shall be noncombustible, be made flame-retardant by application of a California State Fire Marshal–listed treatment, or meet the flame-resistive requirements of the fire code official.

324.3 Fire protection.

Motorized parade floats and towing apparatus shall be provided with a minimum 2-A: 10-B: C-rated portable fire extinguisher readily accessible to the operator.

SECTION 94. Section 325 is hereby added to read as follows:

325 CLEARANCE OF BRUSH AND VEGETATIVE GROWTH

325.1 Electrical transmission lines.

325.1.1 Support clearance.

Any person owning, controlling, operating, or maintaining any electrical transmission or distribution line upon any mountainous, forest-, or brush-covered lands, or land covered with flammable growth shall, at all times, maintain around and adjacent to any pole supporting a switch, fuse, transformer, lightning arrester, or line junction, or dead end, or corner poles, or towers, or other poles or towers at which power company employees are likely to work most frequently, an effective firebreak, consisting of a clearing of not less than 10 feet (3.05 m) in each direction from the outer circumference of such pole or tower provided, however, that this provision shall not be deemed to apply to lines used exclusively as telephone, telegraph, or telegraph messenger call, fire or alarm lines, or other lines classed as communication (Class C) circuits by the Public Utilities Commission of the State of California. Nor shall this provision apply to clearance around poles supporting only secondary electrical distribution lines of 750 volts or less.

325.1.2 Line clearance.

Any person owning, controlling, operating, or maintaining any electrical transmission or distribution line upon any mountainous, or forest-, or brush-covered

lands, or lands covered with flammable growth shall maintain a clearance of the respective distances hereinafter in this section specified in all directions between all vegetation and all conductors carrying electrical current.

For lines operating at 2,400 volts or more, but less than 72,000 volts, 4 feet (1.22 m);

For lines operating at 72,000 volts or more, but less than 110,000 volts, 6 feet (1.83 m); and

For lines operating at 110,000 volts or more, 10 feet (3.05 m).

TABLE 325.1

VOLTAGE RANGE OF ELECTRICAL CONDUCTOR/LINE	CLEARANCE DISTANCE REQUIRED
2,400 volts – 71,999 volts	4 feet (1.22 m)
72,000 volts – 109,999 volts	6 feet (1.83 m)
110,000 volts or more	10 feet (3.05 m)

In any case, such distance shall be sufficiently great to furnish the required clearance from the particular wire or conductor at any position, of such wire or conductor at any temperature of 120 degrees Fahrenheit or less. Dead trees; old, decadent, or rotten trees; those weakened by decay or disease; and trees leaning toward the line, which may contact the line from the side or may fall on the line, shall be felled, cut or trimmed so as to remove the hazard.

325.1.3 Self-supporting aerial cable.

No clearing to obtain line clearance is required when self-supporting aerial cable is used except that forked trees, leaning trees, and other growth which may fall across the cable and break it shall be removed.

Exception: Nothing contained in this section shall be construed to require any person to maintain any clearing on land where such person does not have the legal right to maintain such clearing, nor shall any provision of this ordinance be construed to require any person to enter upon or to damage property of another without the consent of the owner thereof. For further exceptions, see California Code of Regulations, Title 14, Division 1.5, Chapter 7, Article 4.

325.2 Structures.

325.2.1 Clearances.

Any person owning, leasing, controlling, operating, or maintaining any building, structure, or apiary upon or adjoining any mountainous, or forest- or brush-covered land or land covered with flammable growth, and any person owning, leasing, or controlling any land adjacent to such structures, shall at all times maintain defensible space of 100 feet (30.48 m) from each side and from the front and rear of the structure in accordance with Sections 325.2.1.1 through 325.2.1.6. The intensity of fuels management may vary within the 100-foot perimeter of the structure, with more intense fuel reductions being used between 5 and 30 feet (1524 and 9144 mm) around the structure, and an ember-resistant zone being required within 5 feet (1524 mm) of the structure, based on regulations promulgated by the State Board of Forestry and Fire Protection, in consultation with the Office of the State Fire Marshal, to consider the elimination of materials in the ember-resistant zone that would likely be ignited by embers.

The amount of fuel deemed necessary to be removed or modified shall consider the flammability of the structure as affected by building material, building standards,

location, and type of vegetation. Fuels shall be maintained and spaced in a condition so that a wildfire burning under average weather conditions would be unlikely to ignite the structure, as determined by the fire code official.

Exceptions:

1. **Extra hazard — distance required.** The governing body finds that in many cases because of extra hazardous situations, a defensible-space firebreak around buildings, structures, or apiaries of only 100 feet (30.48 m) is not sufficient and that a defensible-space firebreak of more than 100 feet (30.48 m) may be necessary. If the fire code official or Commissioner finds that because of the location of any building, structure, or apiary and because of other conditions, defensible space of 100 feet (30.48 m) around such building, structure, or apiary as required by Section 325.2.1, is not sufficient, the fire code official or Commissioner may notify all owners of the properties affected that they must clear all flammable vegetation and other combustible growth or reduce the amount of fuel content for a distance greater than 100 feet (30.48 m), but not to exceed 200 feet (60.96 m).
2. **Limitations.** Nothing contained in this section shall be construed to require any person to maintain any clearing on land where such person does not have the legal right to maintain such clearing, nor shall any provision of this ordinance be construed to require any

person to enter upon or to damage property of another without the consent of the owner thereof.

325.2.1.1 Ornamental plants and trees.

Ornamental plants and trees known to be flammable — including but not limited to acacia, cedar, cypress, eucalyptus, juniper, pine, and pampas grass — shall not be exempt from compliance with these requirements.

Exception: Ornamental plants and trees that are individually planted, spaced and maintained in such a manner that they do not form a means of transmitting fire from native growth to the structure.

325.2.1.2 Plants and cultivated ground cover.

The fire code official shall be authorized to exempt the following specimens from these requirements:

1. **Cultivated specimens.** Cultivated ground cover such as green grass, ivy, succulents, or similar plants, provided that they are maintained in a condition that does not form a means of transmitting fire from native growth to the structure, and that they comply with all other applicable laws, shall be exempt from these requirements.
2. **To prevent soil erosion.** Where located more than 30 feet (9.14 m) from buildings, structures, or apiaries, grass and other vegetation maintained where necessary to stabilize the soil and prevent erosion, provided that it is maintained at a height of less

than 18 inches (45.72 cm) above the ground, and isolated from other fuels.

325.2.1.3 Dead vegetation.

Remove all dead or dying grass, plants, shrubs, trees, branches, leaves, weeds, and pine needles. Maintain any tree and/or shrub adjacent to or overhanging any building, structure, or apiary free of dead wood.

Exception: At distances at least 30 or 50 feet (9.14 or 15.24 m), as determined by the fire code official, from buildings, structures, and apiaries, loose surface litter, normally consisting of fallen leaves or needles, twigs, bark, cones, and small branches, shall be permitted to remain, provided that it does not exceed a maximum depth of 6 inches (152 mm).

325.2.1.4 Roof and rain gutters.

Maintain the roof and rain gutters of any building, structure or apiary free of leaves, needles, or other dead vegetative growth.

325.2.1.5 Chimneys and stovepipes.

That portion of any tree which extends within 10 feet (3.05 m) of the outlet of any chimney or stovepipe shall be removed.

325.2.1.6 Firewood, compost, and similar piles.

Place or store firewood, manure, compost, and other similar combustible materials a minimum of 30 feet (9.14 m) from any building, structure, or apiary. All exposed wood piles located within 100 feet (30.48 m) of a building, structure, or apiary

shall maintain a minimum of 10 feet (3.05 m) of clearance, down to bare mineral soil, or equivalent, in all directions of the wood pile.

325.3 Notice to correct.

325.3.1 Contents of notice.

A notice to clear all flammable vegetation and other combustible growth for a distance greater than 30 feet (9.14 m) shall be in writing and shall specify the exact distance from the structure that such vegetation and growth must be cleared.

325.3.2 Compliance with findings.

Within a reasonable time after receipt of the notice specified in Section 325.3.1, every person owning, leasing, controlling, or operating the building, structure, or apiary involved, and every person owning, leasing, or controlling any land adjacent to such building, structure, or apiary shall at all times maintain around and adjacent to such building, structure, or apiary an effective fire protection or firebreak made by removing and clearing away, for a distance not less than so determined, on each side thereof, all flammable vegetation or other combustible growth, except as otherwise provided in Section 325.2.

325.3.3 Correction by fire code official or Commissioner.

Any person who has received notice for having failed to meet any of the requirements specified in Sections 325.2.1, 325.3.2, 325.10, 503.2.1, 3107.18, 6107.2, or 6107.3 and who is unable to comply with the requirements of such notice may request the fire code official or Commissioner to correct the condition or conditions. The fire code official or Commissioner may do so, provided that the person requesting such assistance agrees to pay the full cost thereof.

325.3.4 Notice of failure to correct.

In the event any of the conditions prohibited by Sections 325.2.1, 325.3.2, 325.10, 503.2.1, 3107.18, 6107.2, or 6107.3 exist, the governing body may instruct the fire code official or Commissioner to give notice to the owner of the property upon which such condition exists, to correct such prohibited condition, and if the owner fails to correct such condition, the governing body may cause the same to be done and make the expenses of such correction a lien upon the property upon which such condition exists. If it so instructs the fire code official or Commissioner, the governing body shall designate the time and place of a hearing either before itself or before a referee appointed by it, and shall notify the fire code official of its action.

325.3.5 Mailing notice.

Upon receipt of a notice from the governing body of the time and place of hearing, and not less than 10 days before such hearing, the fire code official or Commissioner shall mail a notice to the owners of the property, as their names and addresses appear from the last equalized assessment roll, or as they are known to the clerk of the governing body on which a firebreak is not maintained as required by Sections 325.2.1, 325.3.2, 325.10, 503.2.1, 3107.18, or 6107.3 in substantially the following form:

NOTICE TO DESTROY WEEDS, BRUSH, AND RUBBISH

Notice is hereby given that on the ___ day of (month) _____, the governing body of (municipality) _____ passed a resolution declaring the noxious or dangerous weeds, sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property, were

growing and that there existed dry grass, stubble brush, litter, or other flammable material which endangers the public safety by creating a fire hazard upon or in front of the property on certain streets in said municipality, and more particularly described in said resolution, and that same constitutes a public nuisance which must be abated by the removal of said noxious or dangerous weeds, brush, litter, or other flammable material, otherwise they will be removed and the nuisance will be abated by the municipal authorities, in which case the cost of such removal shall be assessed upon the lots and lands from which, or in front of which, such materials are moved, and such cost will constitute a lien upon such lots or lands until paid. Reference is hereby made to said resolution for further particulars.

All property owners having any objections to the proposed removal of such materials are hereby notified to attend a meeting of the governing body of said municipality, to be held at _____a.m. o'clock, on the ___ day of (month) _____, when their objections will be heard and given due consideration.

Dated this _____ day of (month) _____.

(name)

(department)

(municipality)

325.3.6 Posting of notice.

As an alternative to mailing, a notice in the form required in Section 325.3.5 shall be posted conspicuously in front of the property on which vegetation which must be removed exists, or if the property has no frontage upon any highway or road, then upon that portion of the property nearest to a highway or road, or most likely to give actual

notice to the owner. The notices shall be posted not more than 100 feet (30.48 m) in distance apart, but at least one notice shall be posted on each lot or parcel of land.

325.3.7 Publication of notice.

The clerk of the governing body shall publish notice of the hearing once in a newspaper of general circulation printed and published in the County, not less than 10 days prior to the date of the hearing, when notice is given by means other than that prescribed in Section 325.3.4.

325.4 Hearing of protests.

325.4.1 Appointment of referee.

The governing body may appoint a referee to hear protests pursuant to this section. If the governing body appoints an officer or employee of the municipality as referee, the referee shall serve without any additional compensation, but all time spent as referee shall be deemed and counted as time spent in performing the duties of the compensated position.

325.4.2 Hearing objections.

At the same time stated in the notices, the governing body or referee shall hear and consider all objections and protests, if any, to the proposed removal of vegetation, and may continue the hearing from time to time.

325.4.3 Report of referee.

If the hearing is before a referee, upon the conclusion of the hearing, the referee shall report to the governing body findings and recommendations as to what objections, if any, should be allowed and what objections, if any, should be overruled.

325.4.4 Decision by board.

Upon the conclusion of the hearing before itself, or upon receipt of the report of the referee, the governing body shall allow or overrule all objections, whereupon the governing body shall acquire jurisdiction to proceed and perform the work by removal. The decision of the governing body on the matter is final, except as provided in Sections 14920 and 14921 of the California Health and Safety Code.

325.4.5 Order for abatement.

After final action is taken by the governing body on the disposition of any protests or objections, or in case no protest or objections are received, the said governing body shall order the fire code official or Commissioner to remove the dangerous vegetation.

325.5 Right of entry upon private property.

The fire code official or Commissioner, or their assistants, deputies, employees, or contracting agents, or other representatives may enter upon private property for the purpose of inspecting and/or removing vegetation pursuant to Sections 104.3 and 104.3.1 of this code, or California Health and Safety Code, Section 14900 et seq.

325.6 Removal before arrival of fire code official or Commissioner.

Any property owner may have the vegetation removed at the owner's expense, if it is done prior to the arrival of the fire code official or Commissioner or their representatives.

325.7 Record and report of cost.

The fire code official or Commissioner shall keep an account of the cost of removing the vegetation from each separate parcel of land and shall render an itemized

report in writing to the governing body showing the cost of removing the vegetation from each separate lot or parcel of land.

325.7.1 Posting copy of report.

Before the report is submitted to the governing body or referee, a copy shall be posted for at least three days on or near the chamber door of the governing body with a notice of the time when the report will be submitted to the governing body or referee for hearing on confirmation.

325.7.2 Hearing on report.

At the time fixed for receiving and considering the report, the governing body or the referee shall hear it and any objections of any of the property owners liable to be assessed for the work of clearing vegetation.

325.7.3 Report of referee.

If the hearing is before a referee, upon the conclusion of the hearing, the referee shall report to the governing body findings and recommendations as to what modifications, if any, should be made in the report.

325.7.4 Modification and confirmation of the report.

Upon the conclusion of the hearing on the report before itself, or upon receipt of the report of the referee, the governing body may make such modifications in the report of the fire code official or Commissioner as it deems necessary, after which, by order or resolution, the report shall be confirmed.

325.7.5 Costs of removal.

The amounts for the cost for removing the vegetation upon the various parcels of land mentioned in the report of the fire code official or Commissioner, as confirmed,

shall constitute special assessments against the respective parcels of land and are a lien on the property for the amount of the respective assessments.

325.7.6 Collection of expenses.

The expenses of removing vegetation shall be collected, and assessments shall be canceled or refunded as provided in Article 3 of Chapter 4 of Part 5 of Division 12 of the California Health and Safety Code, the provisions of which article are incorporated herein as if set forth herein in full.

325.8 Joint proceedings.

All of the proceedings provided for in this article may be combined with and performed in conjunction with proceedings for the abatement of noxious weeds pursuant to Part 5 of Division 12 of the California Health and Safety Code.

325.9 Prosecution.

A person who violates Sections 325.2.1, 325.3.2, 325.10, 503.2.1, 3107.18, 6107.2, or 6107.3 may be prosecuted and punished whether proceedings pursuant to Sections 325.3 – 325.8, inclusive, have been had or not. Proceedings pursuant to Sections 325.3 – 325.8, inclusive, are not a condition precedent to prosecution for violation of Sections 325.2.1, 325.3.2, 325.10, 503.2.1, 3107.18, 6107.2, or 6107.3.

325.10 Roadway clearance.

The fire code official or Commissioner may require removal and clearance of all flammable vegetation or other combustible growth for a minimum of 10 feet (3.05 m) on each side of every roadway, whether public or private. The fire code official or Commissioner may enter upon private property to inspect, remove, and clear vegetation and growth as required by this section and may charge the responsible party for the

cost of such action. This section shall not apply to single specimens of trees, ornamental shrubbery, or cultivated ground cover such as green grass, ivy, succulents, or similar plants used as ground cover, provided that they do not form a means of readily transmitting fire. As used in this section, "roadway" means that portion of a highway or private street improved, designed, or ordinarily used for vehicular travel. The minimum clearance of 10 feet (3.05 m) may be increased, if the fire code official determines additional distance is required to provide reasonable fire safety.

SECTION 95. Section 326 is hereby added to read as follows:

326 ACTIVITIES IN WILDFIRE RISK AREAS

326.1 Intent.

Due to conditions tending to cause or allow the rapid spread of fires which may occur on grass-, grain-, brush-, or forest-covered land in certain hazardous fire portions of the jurisdictional area, or because of the inaccessible character of such lands, the unrestricted use of such lands creates a potential menace to life and property from fire. Therefore, it is the intent of this section to provide necessary safeguards to prevent the occurrence of fires and to control the spread of fires which might be caused by recreational, commercial, industrial, or other activities carried on in any wildfire risk area.

326.2 Permit required.

Permits shall be required as set forth in Sections 105.5 and 105.6.

No person shall establish or conduct any of the following or similar activities in a wildfire risk area without first securing a permit:

1. Recreational activities including, but not limited to, rifle ranges, carnivals and fairs, public assembly events, fireworks, overnight camping, and open burning.
2. Temporary or permanent activities including, but not limited to, stands for cooking or other activities which could provide a source of ignition.

326.3 Permit request.

A request for an issuance of a permit for any such activity shall be made to the fire code official not less than 15 days prior to the starting date of such activity.

326.4 Fire protection survey.

Upon receiving a request for issuance of a permit, the fire code official shall survey the buildings, premises, and facilities proposed for such use prior to issuance of the permit to determine the fire protection equipment and safeguards necessary to conduct such activity without unduly increasing the potential fire hazard to the area.

326.5 Notification.

The applicant shall be notified by the fire code official of the facilities and fire protection safeguards necessary, and a permit shall be contingent upon the provision of all such facilities and safeguards.

326.6 Permit stipulations.

The permit shall stipulate the conditions, precautions, limitations, and safeguards necessary to conduct the identified activity with a reasonable degree of fire safety, and failure to comply with any condition, precaution, limitation, or safeguard stipulated shall be cause for immediate revocation of the permit and cessation of the activity.

326.7 Fire protection facilities required.

Fire protection facilities required and conditions or limitations necessary to maintain reasonable fire safety may include, but are not limited to, the following:

1. Adequate water supply, pumps, hydrants, and hoses.
2. Firebreaks as necessary to prevent a fire on the premises from spreading to adjacent brush or grass-covered areas.
3. Posting of "NO SMOKING" signs.
4. Removal of dry grass and weeds from around buildings, along roadways and automobile parking areas, and other areas accessible to the public or participants of the activity.
5. Provision of approved, competent fire safety officers or advisors to act as fire guards or fire watchers to patrol the area when such activity is taking place. Also see Section 3107.17.
6. Provision of adequate access roads and parking facilities to prevent congestion of public roads, to permit adequate means of egress for evacuation of the public or participants in event of emergency, and to permit movement of fire apparatus and equipment.
7. Restriction or prohibition of activities during periods of high-fire-hazard weather conditions.
8. Such fencing as is necessary to control the activity.
9. Such other conditions, limitations, or provisions necessary to maintain reasonable fire safety.

326.8 Restricted entry on national forest land.

A person shall not enter or be on any lands within the boundaries of the National Forest within Los Angeles County which have been closed to entry by the U.S. Forest Service, except by a valid special entry permit issued by a U.S. Forest Service official.

326.9 Closure of public or private lands.

Any portion of public or private lands in any wildfire risk area may be closed to the public by the fire code official at the request of the owners of such public or private lands, when in the opinion of the fire code official such closure is necessary for the prevention of fires. Notice of such closure shall be made by the fire code official by public announcement, and such closure shall be in effect until, in the opinion of the fire code official, such closure is no longer necessary for the protection of property against fire and such closure is lifted by public announcement.

326.10 Restricted entry on closed lands.

A person shall not enter or be upon any public or private lands closed to the public by the fire code official during the period such closure is in effect, except that the closure of private lands shall not prohibit the use or entry upon such lands by the owner, owner's guests, or invitees, provided that such guests or invitees have written permission from the owner of such lands to enter upon the same. Such written permit shall be presented upon the demand of any public officer when such person is within any closed area.

326.11 Posting of lands closed to entry.

Lands closed to entry shall be posted by the fire protection agency having jurisdiction.

326.12 Spark arresters required.

326.12.1 Equipment.

No person shall use or operate in, upon, or within any wildfire risk area, any tractor, construction equipment, engine, or machinery, or any steam, oil, or gasoline-operated stationary or mobile equipment, from which a spark or fire may originate, unless such equipment is provided with a qualified device or spark arrester installed in or attached to the exhaust pipe which will prevent the escape of fire or sparks. Said qualified device or spark arrester shall meet the requirements of the current version of the United States Forest Service "Standard for Spark Arresters for Internal Combustion Engines" (Standard 5100-1). For the purpose of this section, any registered motor vehicle operated on a road or highway and which is equipped with a muffler in good condition, as required by the California Vehicle Code, shall be deemed to be in compliance with this section.

326.12.2 Chimneys.

Each chimney used in conjunction with any fireplace, barbecue, or incinerator, or any heating appliance in which solid or liquid fuel is used, upon any building, structure, or premises located within any wildfire risk area, shall be maintained with a spark arrester constructed with heavy wire mesh or other noncombustible material with openings not to exceed 1/2 inch (12.7 mm).

326.13 Open flame device.

No person shall operate or use any device, machine, or process such as a welding torch, tar pot, decorative torch, or any other device liable to start or cause fire in or upon any wildfire risk area, except by the authority of a written permit from the fire

code official. However, no permit will be required if such use is within inhabited premises or a designated camp site, and such use is a minimum of 30 feet from any grass-, grain-, brush-, or forest-covered lands.

326.14 Roadway clearance.

Clearance of brush or vegetative growth from roadways shall be in accordance with Section 325.10 and 503.2.1 of this code.

Exception: If the fire code official determines in any specific case that difficult terrain, danger of erosion, or other unusual circumstances make strict compliance with the provisions of this code undesirable or impractical, the fire code official may suspend enforcement thereof and require reasonable alternative measures.

326.15 Illegal dumping.

No person shall place, deposit, or dump any garbage, cans, bottles, papers, ashes, refuse, trash, rubbish, or combustible waste materials in or upon any wildfire risk area. No person shall dump such materials in, upon, or along any trail, roadway, or highway in any wildfire risk area. Dumping in areas approved by the fire department for this use shall not be deemed to be in violation of this section. This section may be enforced by the Commissioner.

326.16 Disposal of ashes.

No person shall place, deposit, or dump any ashes or coals in or upon any wildfire risk area except in the hearth of an established fire pit, camp stove, or fireplace; in a noncombustible container with a tight-fitting lid; or where such ashes or coals are buried and covered with one foot of mineral earth not less than 25 feet (7620 mm) from

any combustible vegetation or structure. When any such fire pit, camp stove, fireplace, or noncombustible container is used for this purpose, it shall be kept or maintained in a safe location not less than 10 feet from any combustible vegetation or structure.

326.17 Fire roads and firebreaks.

1. No person, except public officers acting within the scope of their duties, shall travel upon or drive or park any motorcycle, motor scooter, or motor vehicle upon any fire road or firebreak beyond the point where travel is restricted by a cable, gate, or sign, without the permission of the property owner or owners involved.
2. No person shall park any vehicle so as to obstruct the entrance to any fire road or firebreak.
3. No person shall install or maintain a radio or television aerial, or guy wire thereto, or any other obstruction on any fire road or firebreak, which is less than 16 feet above such fire road or firebreak.

326.18 Use of motorcycle, motor scooter, and motor vehicles.

No person shall operate any motorcycle, motor scooter, or motor vehicle, except upon clearly established public or private roads, within any wildfire risk area without first having secured a permit to do so from the fire code official. No such permit shall be issued unless written permission from the property owner is first presented.

326.19 Hazardous warning lights.

It shall be unlawful to maintain any torch or lantern utilizing an open flame along any excavation, any road, or any place where the dislodgment of such torch or lantern

might permit same to roll, fall, or slide on to any forest- or brush-covered land, or any land containing flammable material. Also see Sections 305 and 308.

SECTION 96. Section 327 is hereby added to read as follows:

327 ADMINISTRATIVE FINES FOR VIOLATION OF REQUIRED CLEARANCE

327.1 Administrative fine—imposition.

Improved parcels found to be in violation of Sections 325.2.1, 325.10, 503.2.1, 3107.18, or 6107.3 of this code relating to clearance of brush and combustible growth, roadway clearance, and vertical clearance on fire access roads, shall be subject to an administrative fine, noncompliance fee, and/or possible liens as allowed by the provisions of Title 1, Chapter 1.25 of the County Code.

327.2 Administrative fine—enforcement.

An administrative fine will be imposed and enforced upon failure of the responsible party to comply with written abatement instructions and timeframes contained on the Official Inspection Report Form (County of Los Angeles Fire Department FORM 410, all versions) issued by the Fire Department.

327.3 Declared parcel.

A declared parcel is a parcel which contains noxious weeds and other flammable vegetation that are a fire hazard and which constitutes a public nuisance which must be abated as declared in an annual resolution of the Board of Supervisors. An owner of a declared parcel will be mailed a declaration card specifying the abatement actions required of the owner. The declaration card constitutes the first official notice to the owner.

327.3.1 Declared parcel inspection—notice of violations.

A physical inspection of the declared parcel is conducted by the fire department to determine compliance with the declaration card. After the physical inspection, if the fire department determines that the owner has not complied with the declaration card, then such noncompliance constitutes the first violation of the fire code. The owner will be given notice of such first violation of the fire code. This notice constitutes the second official notice to the owner.

The second official notice shall also inform the owner that an administrative fine and abatement enforcement fee as approved in the Fire-Code Fee Schedule (Appendix QQ of this code) may be imposed on the declared parcel if not properly cleared. An owner's failure to comply with the second official notice constitutes the second violation of the fire code.

327.4 Undeclared parcel.

An undeclared parcel is a parcel not contained in the annual resolution of the Board of Supervisors described in Section 327.3.

327.4.1 Undeclared parcel inspection—notice of violations.

After a physical inspection, if the fire department determines that an undeclared parcel is not in compliance with the fire code, the owner will be given notice of such violation of the fire code. This notice of violation constitutes the first official notice. An owner's failure to comply with the first official notice constitutes the first violation of the fire code. After a first violation, a physical inspection of an undeclared parcel will be conducted by the fire department to determine compliance with the fire code. After the physical inspection, if the fire department determines that an undeclared parcel is not in

compliance with the fire code, the owner will be given notice of the second violation of the fire code. This notice constitutes the second official notice to the owner. This second official notice shall also inform the owner that an administrative fine may be imposed on an undeclared parcel if not cleared. An owner's failure to comply with the second notice constitutes the second violation of the fire code.

327.5 Administrative fine—amount.

The administrative fine for a first violation as described in Section 327.3.1 or 327.4.1 is $0. The administrative fine for a second violation as described in Section 327.3.1 or 327.4.1 is $500.

327.6 Administrative fine—collection.

The administrative fine will be collected by the fire department through direct invoice. The fire department shall notify the owner of the imposition and amount of the administrative fine.

327.7 Administrative fine—administrative review and appeal.

The imposition of an administrative fine may be appealed in writing utilizing the request-for-administrative-hearing form provided with the administrative fine invoice. The request-for-administrative-hearing form must be filed with the brush clearance section manager of the fire department within 10 calendar days following the service of the notice of administrative fine.

Upon conclusion of the administrative hearing, the hearing officer shall issue a written decision within 10 calendar days. The hearing officer's written decision shall constitute the final administrative decision of the County.

Any person contesting the final administrative order or decision of the Fire Department may seek further review pursuant to Section 53069.4 of the California Government Code.

Any administrative penalty imposed shall be cancelled or refunded as provided in Sections 14920–14921 of the California Health and Safety Code, or any successor statute of similar import.

327.8 Creation of lien for unpaid administrative fines.

Pursuant to Title 1, Chapter 1.25 of the County Code, the amount of the unpaid administrative fines shall become a lien on the real property that is in violation of this chapter.

SECTION 97. Section 328 is hereby added to read as follows:

328 LAND DEVELOPMENT AND ENVIRONMENTAL REVIEW FEES

SECTION 98. Section 328.1 is hereby added to read as follows:

328.1 Applicability.

This section is applicable to all unincorporated portions of Los Angeles County, to all incorporated areas that are a part of the Consolidated Fire Protection District of Los Angeles County, and to all cities that contract with the Consolidated Fire Protection District of Los Angeles County for services and adopt Section 328 as part of their fire code. The applicable fees described herein shall be collected as a condition of approval for any land development project(s), environmental documents, or permit review(s) referred or submitted to the fire department for review. Permits shall be required as set forth in Section 105.6.

SECTION 99. Section 328.2 is hereby added to read as follows:

328.2 Subdivision reviews by the Land Development Unit (LDU).

A fee shall be payable to the fire department upon the submittal of any subdivision map for the review and approval by the Land Development Unit (LDU), or equivalent, of the fire department. The amount of the fee shall be as stipulated in the version of the approved Fire-Code Fee Schedule (Appendix QQ of this code) of the Consolidated Fire Protection District of Los Angeles County that is in effect at the time of the submittal in question.

SECTION 100. Section 328.3 is hereby added to read as follows:

328.3 Miscellaneous LDU fees.

A fee shall be payable to the fire department upon submittal of any of the following requests for review and approval by the fire department. The amount of the fee shall be as stipulated in the version of the approved Fire-Code Fee Schedule (Appendix QQ of this code) of the Consolidated Fire Protection District of Los Angeles County that is in effect at the time of the submittal in question.

a. Request for review of a discretionary permit application. Examples include fire department reviews of applications for entitlement permits required by the jurisdictional planning department, such as, but not limited to: design reviews, design overlay reviews (DOR's), development permit application reviews, "Exhibit 'A'" reviews, planned urban development (PUD) reviews, and preliminary

reviews. This fee may be required in addition to fees for other reviews requested for the same project.

b. Request for review of an application for a coastal development permit (CDP).

c. Request for review of a proposed vacation of a public road easement.

d. Request to review an application for a lot-line adjustment and/or lot merger.

e. Request to review a hydrant water system.

f. Request for review of a water system plan.

g. Request to review an application for a conditional use permit (CUP).

h. Request for review of a revision to a conditional use permit (CUP) application that has previously been approved by the fire department.

i. Request for review of an appeal to the water appeals board.

j. Request for review of an application for a change of zone.

k. Request to review an application for a mobilehome park or special occupancy park, including review of environmental impact reports, new park development or continued use of an existing park.

l. Request for review of a grading plan for fire lanes and private driveways only.

m. Request for review of a "Revised Exhibit 'A'". See LACC, Title 22, Chapter 22.184 of the County Code.

n. Request for a grant of waiver.

o. "One Stop" advisory counseling/review.

SECTION 101. Section 328.4 is hereby added to read as follows:

328.4 Environmental document reviews.

Whenever a review for impact on the fire prevention, natural resources, and/or fire resource allocation responsibilities of the fire department is required as part of the environmental review process, fees may be assessed and/or collected in accordance with the version of the approved Fire-Code Fee Schedule (Appendix QQ of this code) of the Consolidated Fire Protection District of Los Angeles County that is in effect at the time of the submittal in question.

SECTION 102. Section 328.5 is hereby added to read as follows:

328.5 Oak tree permit review fees.

When an oak tree report is referred to the fire department for review, pursuant to Los Angeles County Code (LACC), Title 22, Chapter 22.174, a fee shall be paid to the fire department in accordance with the Fire-Code Fee Schedule (Appendix QQ of this code).

SECTION 103. Section 401.10 is hereby added to read as follows:

401.10 Fire watch procedures.

Where a fire watch is required by the fire code official, the owner, manager, lessee or person in charge shall provide the number of fire watch personnel that have been required. Fire watch personnel shall comply with Sections 401.10.1 through

401.10.6, the conditions and records of which shall all be subject to review and approval by the fire code official when such review is deemed necessary by the fire code official.

401.10.1 Timeframes.

Fire watch personnel shall remain on duty 24 hours a day where required fire protection components are impaired or out of service. Where there is a hazard to the building occupants, fire watch personnel shall remain in place while the building is occupied.

Fire watch as directed by the fire code official, shall be continued until such time that the fire code official determines that it is no longer necessary.

401.10.2 Means of notification and communication.

Fire watch personnel shall be provided with not less than one means to notify the fire department of a fire or other emergency. If there are more than one individual assigned fire watch duties, they shall have the ability to promptly communicate with each other.

401.10.3 Duties.

Fire watch personnel shall fulfill the following duties:

1. The primary duty of fire watch personnel shall be to perform constant patrol in order to watch for fires and other emergency situations, and to make proper notification thereof.
2. Fire watch personnel shall also be looking for obstructed exits and any other hazards. Fire watch personnel shall make the proper notifications necessary in order to remediate any such hazards. Fire watch personnel shall not become involved in any other

operation to the extent that their ability to fulfill their primary patrol and notification duties is delayed or otherwise impaired.

3. If an emergency situation is encountered, fire watch personnel shall:

   3.1. Contact the fire department or other appropriate service.

   3.2. Ensure the notification of occupants to take appropriate action. Such action may include evacuation of the building, or in certain situations, shelter in place (sometimes known as "lockdown"). If unsure, fire watch personnel shall seek the direction of emergency services.

   3.3. Take any other prompt action, in which they are qualified, to mitigate the emergency.

401.10.4 Route of inspection.

Fire watch personnel shall develop a written route of inspection through the required fire-watch area.

401.10.5 Log and frequency.

The entire fire watch area shall be patrolled once each hour, or at more frequent intervals when directed by the fire code official. An activity log of time and locations of inspection shall be created and maintained.

401.10.6 Training.

Fire watch personnel shall have been provided training in the following:

1. Procedures for contacting the fire department in the case of an emergency.

2. The use of fire extinguishers and other available manual firefighting equipment.

3. Methods of notifying and evacuating people from the building or premises.

SECTION 104. Section 402.1 is hereby amended to read as follows:

402.1 Definitions.

The following terms are defined in Chapter 2:

CROWD MANAGER.

EMERGENCY EVACUATION DRILL.

FIRE WATCH.

LOCKDOWN.

SECTION 105. Section 403.7.3 is hereby amended to read as follows:

403.7.3 Group I-3 occupancies.

Group I-3 occupancies shall comply with Sections 403.7.3.1 through 403.7.3.67.

SECTION 106. Section 403.7.3.7 is hereby added to read as follows:

403.7.3.7 Emergency plan.

Additional information provided in emergency plans shall include procedures for use of alarms, notification of occupants and emergency responders in the event of alarm system malfunctions, isolating the fire, evacuating each fire area and the building, and relocating nonambulatory persons. Copies of the plan shall be given to all supervisory personnel, and a copy shall be available on the premises to all personnel at all times.

SECTION 107. Section 403.11 is hereby amended to read as follows:

403.11 Special requirements for public safety.

Special requirements for public safety shall be in accordance with Sections 403.11.1 through 403.11.3.~~3~~4.

SECTION 108. Section 403.11.1 is hereby amended to read as follows:

403.11.1 Fire watch personnel.

Where, in the opinion of the fire code official, it is essential for public safety in a place of assembly or any other place where people congregate, because of the number of persons, or the nature of the performance, exhibition, display, contest or activity, the owner, agent or lessee shall provide one or more fire watch personnel, as required and approved. Fire watch personnel shall comply with Sections 403.11.1.1 ~~and~~, 403.11.1.2, and 401.10.

SECTION 109. Section 403.11.2 is hereby amended to read as follows:

403.11.2 Public safety plan for gatherings.

Where the fire code official determines that an indoor or outdoor gathering of persons has an adverse impact on public safety through diminished access to buildings, structures, fire hydrants and fire apparatus access roads or where such gatherings adversely affect public safety services of any kind, the fire code official shall have the authority to order the development of or prescribe a public safety plan that provides an approved level of public safety and addresses the following items:

1. Emergency vehicle ingress and egress.
2. Fire protection.
3. Emergency egress or escape routes.

4. ~~Emergency medical services~~The need for emergency medical services and personnel.

5. Public assembly areas.

6. The directing of both attendees and vehicles, including the parking of vehicles.

7. Vendor and food concession distribution.

8. The need for the presence of law enforcement.

9. ~~The need for fire and emergency medical services personnel~~The need for the presence of fire department personnel and/or fire safety officer(s).

10. The need for a weather monitoring person.

11. If attendance is greater than 5,000 people, the event shall be in accordance with Reference No. 842 of the County of Los Angeles Department of Health Services Prehospital Care Manual; permit for mass-gathering event shall be required as set forth in Section 105.5.

SECTION 110. Section 403.11.3 is hereby amended to read as follows:

403.11.3 Crowd managers.

Where facilities or events involve a gathering of more than ~~500~~1,000 people, crowd managers shall be provided in accordance with Sections 403.11.3.1 through 403.11.3.3.

SECTION 111. Section 403.11.4 is hereby added to read as follows:

403.11.4 Fire safety officers.

When, in the opinion of the fire code official, it is necessary for the preservation of life or property, due to the hazardous nature of an event, production, operation, or function, the fire code official shall require the owner or lessee to employ or cause the employment of one or more approved fire safety officers to be on duty at such place during the hazardous activity.

SECTION 112. Section 403.13 is hereby added to read as follows:

403.13 Ground seats.

When more than 200 loose chairs are used in close proximity to, and in connection with, a public assemblage event, the chairs shall be fastened together in groups of not less than three.

Exceptions:

1. The bonding of chairs shall not be required when tables are provided with the chairs for dining use or similar purposes.
2. The bonding of chairs shall not be required when the placement and location of such chairs will not obstruct any required exit, or any line of egress toward any required exit and will not constitute a fire hazard as approved by the fire code official.

SECTION 113. Section 404.2.1 is hereby amended to read as follows:

404.2.1 Fire evacuation plans.

Fire evacuation plans shall include the following:

1. Emergency egress or escape routes and whether evacuation of the building is to be complete by selected floors or areas only or with a defend-in-place response. For occupancies and buildings located in wildfire risk areas, the emergency egress and escape routes shall include provisions for transporting employees and occupants to a location that is deemed reasonably safe from wildland fire.

. . .

SECTION 114. Section 404.2.2 is hereby amended to read as follows:

404.2.2 Fire safety plans.

Fire safety plans shall include the following:

. . .

4. Floor plans identifying the locations of the following:

. . .

4.9. Fire alarm, control panel, and fire alarm annunciators and controls.

4.10. Location of limited access devices, including key boxes and key switches.

. . .

SECTION 115. Section 404.2.2.1 is hereby added to read as follows:

404.2.2.1 Implementation.

In the event a fire is detected in a building or a fire alarm activates, the fire evacuation plan and fire safety plan shall both be implemented.

SECTION 116. Section 405.1 is hereby amended to read as follows:

405.1 General.

Emergency evacuation drills complying with Sections 405.3 through 405.~~10~~11 shall be conducted not less than annually where fire safety and evacuation plans are required by Section 403 or where required by the fire code official. Lockdown plan drills shall be conducted in accordance with the approved plan. Such drills shall not be substituted for fire and evacuation drills required by Section 405.3. Drills shall be designed in cooperation with the local authorities.

SECTION 117. Section 405.11 is hereby added to read as follows:

405.11 Fire drill.

In accordance with Table 405.3 of this code, a fire drill shall be conducted by the fire safety director, or designee using the fire alarm system.

SECTION 118. Section 502.1 is hereby amended to read as follows:

502.1 Definitions.

The following terms are defined in Chapter 2.

AGENCY.

AREA OF FIREFIGHTING OPERATIONS.

FIRE APPARATUS ACCESS ROAD.

FIRE COMMAND CENTER.

FIRE DEPARTMENT MASTER KEY.

FIRE LANE.

KEY BOX.

TRAFFIC CALMING DEVICES.

WATER UTILITY.

WATER UTILITY SERVICE AREA.

SECTION 119. Section 503.1.1 is hereby amended to read as follows:

503.1.1 Buildings and facilities.

Approved fire apparatus access roads shall be provided for every facility, building or portion of a building hereafter constructed or moved into or within the jurisdiction. The fire apparatus access road shall comply with the requirements of this section and shall extend to within 150 feet (45 720 mm) of all portions of the facility and all portions of the exterior walls of the first story of the building as measured by an approved route around the exterior of the building or facility.

Exceptions:

1. The fire code official is authorized to increase the dimension of 150 feet (45 720 mm) where any of the following conditions occur:
    1.1. The building is equipped throughout with an approved automatic sprinkler system installed in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3.
    1.2. Fire apparatus access roads cannot be installed because of location on property, topography, waterways, nonnegotiable grades or other similar conditions, and an approved alternative means of fire protection is provided.
    1.3. There are not more than two Group R-3 or Group U occupancies.

2. Where approved by the fire code official, fire apparatus access roads shall be permitted to be exempted or modified for solar photovoltaic power generation facilities and a stand-alone battery energy storage structure.

3. Exterior walls of interior courts that are enclosed on all sides.

SECTION 120. Section 503.1.2 is hereby amended to read as follows:

503.1.2 Additional access.

The fire code official is authorized to require more than one fire apparatus access road based on the potential for impairment of a single road by vehicle congestion, condition of terrain, climatic conditions or other factors that could limit access. Such additional access must also comply with Title 21 of the Los Angeles County Code, where applicable.

SECTION 121. Section 503.2 is hereby amended to read as follows:

503.2 Specifications.

Fire apparatus access roads shall be installed and arranged in accordance with Sections 503.2.1 through 503.2.89.

SECTION 122. Section 503.2.1 is hereby amended to read as follows:

503.2.1 Dimensions.

Fire apparatus access roads shall have an unobstructed width of not less than 20 feet (6096 mm), exclusive of shoulders, except as specified in Sections 503.2.1.1 through 503.2.1.2.2.2, and for approved security gates in accordance with Section 503.6~~,~~. ~~and~~Fire apparatus access roads shall have an unobstructed vertical clearance ~~of not less than 13 feet 6 inches (4115 mm)~~clear to the sky.

Exception: A minimum vertical clearance of 13 feet 6 inches (4115 mm) may be allowed for protected tree species adjacent to access roads. Any applicable tree-trimming permit from the appropriate agency is required.

SECTION 123. Section 503.2.1.1 is hereby added to read as follows:

503.2.1.1 Single-lot single-family residential dwellings.

Private on-site fire apparatus access roads serving one single-lot single-family residence may be reduced to a minimum width of not less than 15 feet (6096 mm), exclusive of shoulders, when approved by the fire code official.

SECTION 124. Section 503.2.1.2 is hereby added to read as follows:

503.2.1.2 Commercial, industrial, and multifamily-residential developments.

Fire apparatus access roads for commercial, industrial, and multifamily-residential developments shall be installed and arranged in accordance with Sections 503.2.1.2.1 through 503.2.1.2.2.2. For purposes of this section, the highest roof surface shall be determined by measurement of the vertical distance between the access roadway and the eave of a pitched roof, the intersection of the roof to the exterior wall, or the top of parapet walls, whichever is greatest.

SECTION 125. Section 503.2.1.2.1 is hereby added to read as follows:

503.2.1.2.1 Where the highest roof surface does not exceed 30 feet.

For buildings where the vertical distance between the access roadway and the highest roof surface does not exceed 30 feet (9144 mm), fire apparatus access roads shall have an unobstructed width of not less than 26 feet (7925 mm), exclusive of shoulders, and an unobstructed clearance of clear to the sky.

Exception: The 26-foot (7925 mm) width may be reduced to not less than 20 feet (6,096 mm), when approved by the fire code official. This exception shall not be applied for a distance of 25 feet (7620 mm) on either side of a hydrant.

SECTION 126. Section 503.2.1.2.2 is hereby added to read as follows:

503.2.1.2.2 Where the highest roof surface exceeds 30 feet.

For buildings where the vertical distance between the access roadway and the highest roof surface exceeds 30 feet (9144 mm), an approved fire apparatus access roadway with a minimum width of 28 feet (8535 mm), exclusive of shoulders, shall be provided in the immediate vicinity of the building or portion thereof. This roadway shall have an unobstructed clearance of clear to the sky.

Exception: The 28-foot (8535 mm) width may be reduced to not less than 20 feet (6,096 mm), when approved by the fire code official. This exception shall not be applied for a distance of 25 feet (7620 mm) on either side of a hydrant.

SECTION 127. Section 503.2.1.2.2.1 is hereby added to read as follows:

503.2.1.2.2.1 Proximity to Building.

At least one required access route meeting this condition shall be located such that the edge of the fire apparatus access roadway, not including shoulders, that is closest to the building being served, is between 10 feet (254 mm) and 30 feet (9144 mm) from the building, as determined by the fire code official, and shall be positioned parallel to one entire side of the building. The side of the building on which the fire apparatus access road is positioned shall be approved by the fire code official.

Exception: When approved by the fire code official, the required setback may be modified for residential and mixed-use residential developments less than five stories in height when additional fire protection measures are provided.

SECTION 128. Section 503.2.1.2.2.2 is hereby added to read as follows:

503.2.1.2.2.2 Obstructions.

Overhead power lines shall not be located over the fire apparatus access road or between the fire apparatus road and the building. Other obstructions shall be permitted to be placed with the approval of the fire code official.

SECTION 129. Section 503.2.2.1 is hereby added to read as follows:

503.2.2.1 Dimensions maintained.

The dimensions of approved fire apparatus roads shall be maintained as originally approved by the fire code official.

SECTION 130. Section 503.2.3 is hereby amended to read as follows:

503.2.3 Surface.

~~Fire apparatus access roads shall be designed and maintained to support the imposed loads of fire apparatus and shall be surfaced so as to provide all-weather driving capabilities.~~ Facilities, buildings or portions of buildings hereafter constructed or moved into or within the jurisdiction shall be accessible to fire department apparatus by way of an approved fire apparatus access road that is designed and maintained with an asphalt, concrete or other approved driving surface capable of supporting the imposed load of fire apparatus weighing at least 75,000 pounds (34 050 kg). The fire apparatus

access shall be surfaced so as to provide all-weather driving capabilities, as approved by the fire code official.

Exception: Regarding the weight rating, the fire code official shall be authorized to determine that fire apparatus access roads serving one- and two-family residences instead be capable of supporting the imposed load of fire apparatus weighing at least 50,000 pounds (22 700 kg).

SECTION 131. Section 503.2.4 is hereby amended to read as follows:

503.2.4 Turning radius.

~~The required turning radius of a fire apparatus access road shall be determined by the fire code official.~~ The minimum turning radius shall be not less than 32 feet (9754 mm) measured at the centerline of the required access roadway.

SECTION 132. Section 503.2.5 is hereby amended to read as follows:

503.2.5 Dead-ends.

Dead-end fire apparatus access roads in excess of 150 feet (45 720 mm) in length shall be provided with an approved ~~area for turning around fire apparatus~~turnaround. See Figures 503.2.5(1) and 503.2.5(2). The turnaround shall be oriented on the access roadway in the proper direction of travel.

Exceptions:

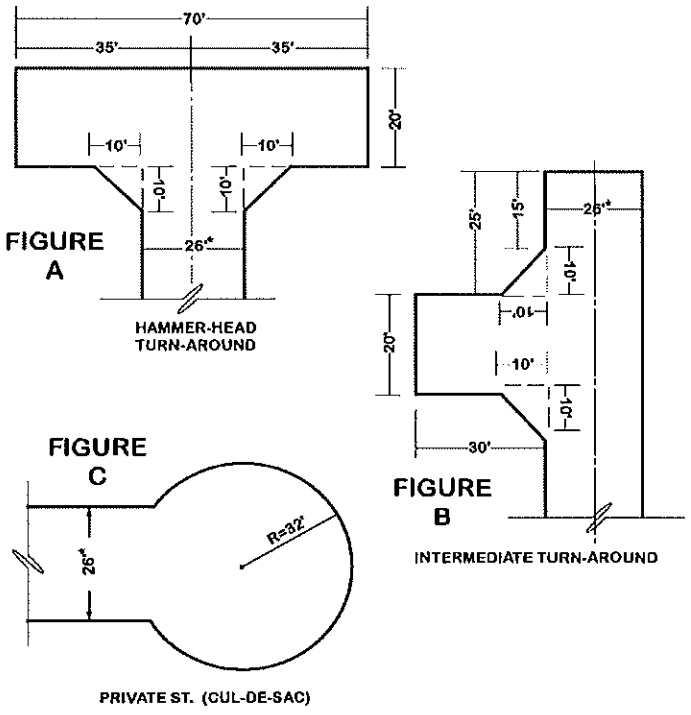
1. Dead-end fire apparatus access roads serving other than single-family dwellings, that are a minimum of 20 feet (6096 mm) in width and that are straight and flat, may be extended to between 151 feet (46 025 mm) and 300 feet (91 440 mm) in length without requiring a turnaround, when approved by the fire code official.

2. Dead-end fire apparatus access roads serving single-lot single-family dwellings, that are a minimum of 15 feet (4572 mm) in width and that are straight and flat, may be extended to between 151 feet (46 025 mm) and 300 feet (91 440 mm) in length without requiring a turnaround, when approved by the fire code official.

SECTION 133. Figure 503.2.5(1) is hereby added as follows:

FIGURE 503.2.5(1)

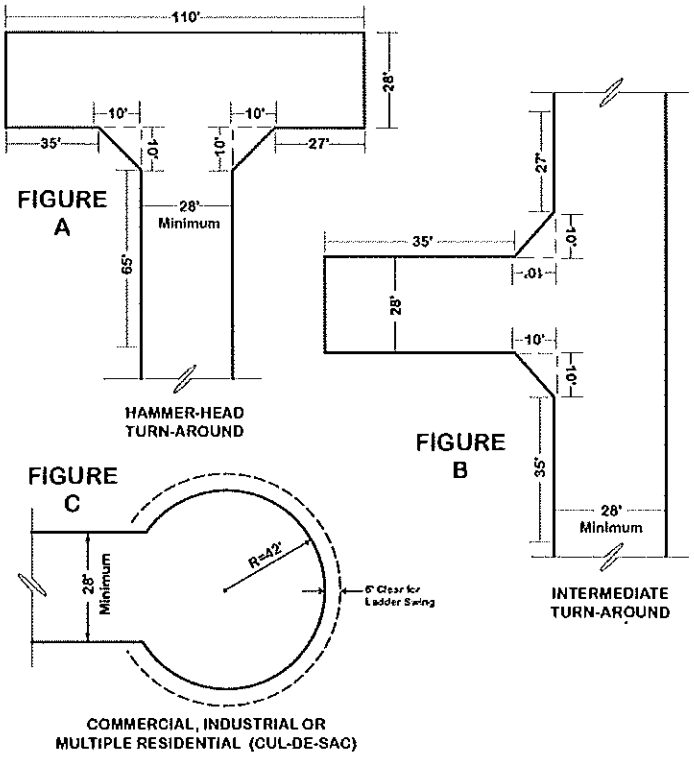
FIRE APPARATUS TURNAROUND STANDARD — PUMPER



SECTION 134. Figure 503.2.5(2) is hereby added as follows:

FIGURE 503.2.5(2)

FIRE APPARATUS TURNAROUND STANDARD — AERIAL APPARATUS



SECTION 135. Section 503.2.7 is hereby amended to read as follows:

503.2.7 Grade.

~~The grade of the fire apparatus access road shall be within the limits established by the fire code official based on the fire department's apparatus.~~ Fire apparatus access roads shall not exceed 15 percent (15 %) in grade.

Exception: For a fire apparatus access road serving no more than two single-family dwellings, grades shall not exceed 20 percent (20%) when approved by the fire code official. Grades between 15.1 percent

(15.1 %) and 20 percent (20%) shall not exceed a maximum cumulative total of 500 feet (152.4 m) as measured over the entire length of the access roadway.

SECTION 136. Section 503.2.9 is hereby added to read as follows:

503.2.9 Area of firefighting operations.

The area of firefighting operations, as defined in Chapter 2, shall not be located underneath high-voltage transmission lines.

SECTION 137. Section 503.3 is hereby amended to read as follows:

503.3 Marking and signage.

Where required by the fire code official, approved signs or other approved notices or markings that include the words NO PARKING—FIRE LANE shall be provided for fire apparatus access roads to identify such roads, to clearly indicate the access to such roads, or to prohibit the obstruction thereof. The means by which fire lanes are designated shall be maintained in a clean and legible condition at all times and be replaced or repaired when necessary to provide adequate visibility. A no-parking designation shall meet the requirements of California Vehicle Code Section 22500.1 and be approved by the fire code official.

Signs shall have a minimum dimension of 12 inches (305 mm) wide by 18 inches (457 mm) high and have red letters on a white reflective background. Signs shall be posted on one or both sides of the fire apparatus road as required.

SECTION 138. Section 503.3.1 is hereby added to read as follows:

503.3.1 Marking overhead high-voltage transmission lines.

When required by the fire code official, fire apparatus access roads and structures located near high-voltage transmission lines shall be posted with signs, approved by the fire code official, that include the words "CAUTION OVERHEAD HIGH-VOLTAGE TRANSMISSION LINES."

SECTION 139. Section 503.4 is hereby amended to read as follows:

503.4 Obstruction of fire apparatus access roads.

Fire apparatus access roads shall not be obstructed in any manner, including by the parking of vehicles or the use of traffic calming devices, including but not limited to, speed bumps or speed humps. The minimum widths and clearances established in Sections 503.2.1 and 503.2.2 shall be maintained at all times.

SECTION 140. Section 503.4.1 is hereby amended to read as follows:

503.4.1 Traffic calming devices.

Traffic calming devices, including but not limited to, speed bumps and speed humps, shall be prohibited unless approved by the fire code official.

SECTION 141. Section 503.5.1 is hereby amended to read as follows:

503.5.1 Secured gates and barricades.

Where required, gates and barricades shall be secured in an approved manner. Roads, trails and other accessways that have been closed and obstructed in the manner prescribed by Section 503.5 shall not be trespassed on or used unless authorized by the owner and the fire code official. Also see Section 506.

Exception: The restriction on use shall not apply to public officers acting within the scope of duty.

SECTION 142. Section 503.6 is hereby amended to read as follows:

503.6 ~~Security g~~Gates.

The installation of security gates across a fire apparatus access road shall be approved by the fire code official. Where security gates are installed, they shall have an approved means of emergency operation. ~~The security gates and the emergency operation shall be maintained operational at all times. Electric gate operators, where provided, shall be listed in accordance with UL 325. Gates intended for automatic operation shall be designed, constructed and installed to comply with the requirements of ASTM F2200.~~

Gates securing the fire apparatus access roads shall comply with all of the following criteria:

1. Where a single gate is provided, the gate width shall not be less than 20 feet (6096 mm), except on a fire apparatus access roadway approved to be a lesser width, in which case the gate shall not restrict that width. Where a fire apparatus road consists of a divided roadway, the gate width shall be not less than 15 feet (4572 mm) for residential use and 20 feet (6096 mm) for commercial/industrial uses.
2. Gates shall be of the swinging or sliding type.
3. Construction of gates shall be of materials that allow manual operation by one person.

4. Gate components shall be maintained in an operative condition at all times and replaced or repaired when defective.

5. Electric gates shall be equipped with a means of opening the gate by fire department personnel for emergency access. Emergency opening devices shall be approved by the fire code official.

6. Methods of locking shall be submitted for approval by the fire code official.

7. Electric gate operators, where provided, shall be listed in accordance with UL 325.

8. Gates intended for automatic operation shall be designed, constructed, and installed to comply with the requirements of ASTM F2200.

SECTION 143. Section 503.7 is hereby added to read as follows:

503.7 Fire apparatus access roads in recreational vehicle, mobilehome, and manufactured housing sales lots and storage lots.

Recreational vehicle, mobilehome, and manufactured housing sales lots and storage lots shall provide and maintain fire apparatus access roads in accordance with Section 503.

SECTION 144. Section 503.8 is hereby added to read as follows:

503.8 Fire apparatus access roads in mobilehome parks and special occupancy parks.

The enforcing agency for California Code of Regulations, Title 25, Division 1, Chapters 2 and 2.2 shall have authority for approval of roadways in mobilehome parks

and special occupancy parks. Mobilehome parks roadway requirements are found in California Code of Regulations, Title 25, Division 1, Chapter 2, Article 2, Section 1106, and roadway requirements for special occupancy parks are found in Title 25, Division 1, Chapter 2.2, Article 2, Section 2106. The fire department shall have the authority to require access provisions more stringent than those which are located in CCR Title 25, but at no point more stringent than those which are required in this code, except in accordance with Sections 104.8 through 104.10, or as otherwise allowed by law.

SECTION 145. Section 504.1 is hereby amended to read as follows:

504.1 Required access.

Exterior doors and openings required by this code or the *California Building Code* shall be maintained readily accessible for emergency access by the fire department. An approved access walkway leading from fire apparatus access roads to exterior openings shall be provided where required by the fire code official.

Exception: Single-family dwellings with slopes exceeding 3:1 ratio.

SECTION 146. Section 504.5 is hereby added to read as follows:

504.5 Rooftop barriers and parapets.

No person shall install any security barrier, visual barrier screen, or other obstruction on the roof of any building in such a manner as to obstruct firefighter ingress or egress in the event of fire or other emergency. Parapets shall not exceed 42 inches (1067 mm) on at least two sides of the building. These sides should face an access roadway or yard sufficient to accommodate ladder operations.

Exceptions:

1. Where parapets are desired to be taller than 42 inches (1067 mm), the fire code official shall have the authority to approve a platform/catwalk system.
2. Where a portion of a roof is greater than 75 feet (22 860 mm) above the highest adjacent level of a fire apparatus access road.

SECTION 147. Section 505.1.1 is hereby added to read as follows:

505.1.1 Multiple residential and commercial units.

Multiple residential and commercial units having entrance doors not visible from the street or road shall have, in addition to the requirements of Section 505.1 above, approved numbers grouped for all units within each structure and positioned to be plainly visible from the street or road. Said numbers may be grouped on the wall of the structure or on a mounting post independent of the structure.

SECTION 148. Section 506.1 is hereby amended to read as follows:

506.1 Where required.

Where access to or within a new or existing structure or an area is restricted because of secured openings or where immediate access is necessary for life-saving or fire-fighting purposes, the fire code official is authorized to require an approved key box or other limited-access device to be installed in an approved location. The key box shall be of an approved type listed in accordance with UL 1037, and shall contain keys to gain necessary access as required by the fire code official.

Exception: A key box or other limited-access device is not required for access to the interior of a sleeping unit or dwelling unit.

SECTION 149. Section 507.1.1 is hereby added to read as follows:

507.1.1 Water certificate.

Except as otherwise provided by this section, every application for a building permit shall be accompanied by one of the following:

1. Evidence indicating to the fire code official that the proposed structure will be provided with a reliable water supply. The fire code official may accept as sufficient evidence a certificate from a water utility that it can supply water to the proposed structure in compliance with Title 20 of the Los Angeles County Code, except that if the fire code official knows that such water utility cannot so supply water, the fire code official may reject such certificate~~; or~~.
2. A certificate from the Fire Department that there exists, or is under construction, a private water supply which, in the opinion of the fire code official~~'s opinion~~, is adequate for fire protection.

Exception: A certificate is not required for new or existing Group U occupancies with less than 1,000 square feet (93 m^2) of aggregate floor area.

SECTION 150. Section 507.2 is hereby amended to read as follows:

507.2 Type of water supply.

A water supply shall consist of reservoirs, pressure tanks, elevated tanks, water mains or other fixed systems capable of reliably providing the required fire flow. Facilities, buildings, or portions of buildings that are hereafter constructed or moved into or within the jurisdiction, that are located within a water district's or water

utility's service area, and that can receive a fire-flow certificate upon satisfactory completion of facilities improvements from the applicable water district or water utility, shall obtain their required fire flow from that water district's or water utility's system.

SECTION 151. Section 507.2.2 is hereby amended to read as follows:

507.2.2 Water tanks.

Water tanks, and associated structures and piping, for private fire protection shall be installed and maintained in accordance with NFPA 22, and as specified by the fire code official.

SECTION 152. Section 507.3.1 is hereby added to read as follows:

507.3.1 Fire protection water supplies in sales or storage lots of recreational vehicles, mobilehomes, or manufactured housing, or in mobilehome parks or special occupancy parks.

New, or additions to existing, sales or storage lots of recreational vehicles, mobilehomes, or manufactured housing, mobilehome parks, and special occupancy parks, shall be provided with an approved fire protection water supply in accordance with Section 507.

Exception: Special occupancy parks located in remote areas shall have a fire protection water supply as required by the fire code official, which shall not be less than the requirements of the California Code of Regulations, Title 25, Division 1, Chapter 2.2, Special Occupancy Parks, Article 6, Section 2300, et seq.

SECTION 153. Section 507.4.1 is hereby added to read as follows:

507.4.1 Private fire hydrant test and certification in mobilehome parks and special occupancy parks.

Private fire hydrants in mobilehome parks and special occupancy parks shall be tested and certified as required by California Code of Regulations, Title 25, Division 1, Chapter 2, Article 6, Section 1317 for mobilehome parks and Division 1, Chapter 2.2, Article 6, Section 2317 for special occupancy parks. Certification of such tests shall be completed by the local water supplier, a licensed C-16 fire protection contractor, or a licensed fire protection engineer as required by said Title 25.

SECTION 154. Section 507.5.5 is hereby amended to read as follows:

507.5.5 Clear space around hydrants.

A 3-foot (914 mm) clear space shall be maintained around the circumference of fire hydrants, except as otherwise required or approved. Vehicles parking near fire hydrants must also comply with California Vehicle Code Section 22514.

SECTION 155. Section 507.5.7 is hereby added to read as follows:

507.5.7 Firefighting water source marker.

When required by the fire code official, a fire hydrant and other firefighting water source shall be identified by the installation of a blue raised reflective pavement marker or identified by other approved means.

SECTION 156. Section 507.5.8 is hereby added to read as follows:

507.5.8 Private fire hydrant identification.

A private service fire hydrant shall be painted red in color. The valve stem, coupling threads, or portions of the hydrant where the application of paint would violate the listing of the hydrant or hinder its operation shall not be painted.

SECTION 157. Section 507.5.9 is hereby added to read as follows:

507.5.9 Private fire hydrant caps or plugs.

A private service fire hydrant hose coupling shall be provided with a protective thread cap or plug. Missing or damaged caps or plugs shall be replaced.

SECTION 158. Section 507.5.10 is hereby added to read as follows:

507.5.10 Draft system identification sign.

Draft hydrants, including those for existing swimming pools and spas constructed or located in a fire hazard severity zone with a capacity of 5,000 gallons (1892.71 L) or more equipped with draft hydrants, shall be identified with a permanent sign. The sign and its location shall be approved by the fire code official.

SECTION 159. Section 507.6 is hereby added to read as follows:

507.6 Aboveground controls and valves for water-based fire protection systems.

Aboveground controls and valves for water-based fire protection systems shall comply with Section 901.6.4.

SECTION 160. Section 509 is hereby amended to read as follows:

509 FIRE PROTECTION, ~~AND~~ UTILITY, AND HAZARDOUS EQUIPMENT IDENTIFICATION AND ACCESS

SECTION 161. Section 509.1.1 is hereby amended to read as follows:

509.1.1 Utility and hazardous equipment identification.

Where required by the fire code official, gas shutoff valves, electric meters, service switches and other utility equipment, as well as similar equipment of similar privately owned hazards, shall be clearly and legibly marked to identify the unit or space that ~~it~~each serves, and to identify the disconnection means of each, along with the total number of disconnects for each category of hazardous sources (e.g., electrical power sources, natural gas sources, etc.) and further identification of the hazard type where necessary (e.g., lithium-ion ESS, hydrogen gas fuel cell, etc.). Identification shall be made in an approved manner, readily visible and shall be maintained. For the purposes of Sections 509 and 603, both an energy storage system (ESS) and a photovoltaic (PV) system shall each be considered an electrical power source, with electrical service equipment, and an electrical hazard.

SECTION 162. Section 509.2 is hereby amended to read as follows:

509.2 Equipment and disconnection-means access.

Approved access shall be provided and maintained for all fire protection system, utility, and hazardous equipment, as determined by the fire code official, to permit immediate safe operation and maintenance of such equipment, including of required disconnection and/or attenuation means. Storage, trash and other materials or objects

shall not be placed or kept in such a manner that would prevent such equipment and means of disconnection and/or attenuation from being readily accessible.

SECTION 163. Section 509.3 is hereby added to read as follows:

509.3 Disconnection means location.

Where multiple sources of the same category of hazard (e.g., categories of electrical hazards, of flammable gas hazards, etc.) serve a single building, required disconnection and/or attenuation means for the sources of each hazard category shall be located together, in a location approved by the fire code official. Where additional and/or remote means are necessary in order to accomplish this requirement, physical disconnection shall be achieved at the source of the hazard itself, such as by use of relay(s). Required disconnection and/or attenuation means for electrical hazards shall be located within 6 feet (1829 mm) of the main service panel, on the same wall plane, and maintained not separated from one another by walls, gates, fences, vegetation, or architectural features of the building.

Exception: The fire code official shall have the authority to allow case-by-case exceptions where site or hazard constraints make a requirement impractical. Where such exceptions are granted, clear, permanent signage shall be provided in all cases. The color, content, number, and medium of the signage shall be as determined by the fire code official.

SECTION 164. Section 510.1 is hereby amended to read as follows:

510.1 Emergency responder communication coverage (ERCC) in new buildings.

Approved in-building, two-way emergency responder communication coverage for emergency responders shall be provided in all new buildings. In-building, two-way emergency responder communication coverage within the building shall be based on the existing coverage levels of the public safety communication systems utilized by the jurisdiction, measured at the exterior of the building. This section shall not require improvement of the existing public safety communication systems.

Exceptions:

1. Where approved by ~~the building official and~~ the fire code official, a wired communication system in accordance with Section 907.2.13.2 shall be permitted to be installed or maintained instead of an approved radio coverage, or otherwise-required communication-coverage, system.
2. Where it is determined by the fire code official that the ~~radio~~communication coverage system is not needed. In order to make this determination, the fire code official may require an approved type of evaluation and/or modeling of communication coverage signal strength be conducted, at the expense of the building owner, for new buildings, new portions of buildings, or buildings or portions thereof otherwise triggering the provisions of this code.

3. In facilities where emergency responder ~~radio~~communication coverage is required and such systems, components or equipment required could have a negative impact on the normal operations of that facility, the fire code official shall have the authority to accept an automatically activated emergency responder ~~radio~~communication coverage system.

4. One- and two-family dwellings and townhouses.

SECTION 165. Section 510.2 is hereby amended to read as follows:

510.2 ~~Emergency responder communication coverage in existing buildings~~Reserved.

~~Existing buildings shall be provided with approved in-building, two-way emergency responder communication coverage for emergency responders as required in Chapter 11.~~

SECTION 166. Section 510.4.1 is hereby amended to read as follows:

510.4.1 Emergency responder communication coverage system signal strength.

The building shall be considered to have acceptable in-building, two-way emergency responder communication system coverage where signal strength measurements in 95 percent of all areas ~~and 99 percent of areas designated as critical areas by the fire code official~~ on each floor of the building, and 99 percent of each critical area as designated below, meet the signal strength requirements in Sections 510.4.1.1 through 510.4.1.3. Critical areas shall include the following:

1. At all fire alarm control panels.

2. At fire fighter's smoke control panels.

3. At the main electrical panel(s).

4. Throughout emergency and standby power rooms.

5. Throughout a fire command center complying with Section 508.

6. Throughout exit stairs.

7. Throughout areas of refuge.

8. Throughout fire pump rooms.

9. Throughout elevator machine rooms and elevator lobbies.

10. Throughout building lobbies.

11. Locations as determined by the fire code official.

SECTION 167. Section 510.4.1.1 is hereby amended to read as follows:

510.4.1.1 Minimum signal strength into the building.

The minimum inbound signal strength shall be sufficient to provide usable voice communications throughout the coverage area as specified by the fire code official. The inbound signal level shall be a ~~minimun~~minimum of -95dBm throughout the coverage area and sufficient to provide not less than a Delivered Audio Quality (DAQ) of ~~3.0~~3.4 or an equivalent Signal-to-Interference-Plus-Noise Ratio (SINR) applicable to the technology for either analog or digital signals.

SECTION 168. Section 510.4.1.2 is hereby amended to read as follows:

510.4.1.2 Minimum signal strength out of the building.

The minimum outbound signal strength shall be sufficient to provide usable voice communications throughout the coverage area as specified by the fire code official. The

outbound signal level shall be sufficient to provide not less than a DAQ of ~~3.0~~3.4 or an equivalent SINR applicable to the technology for either analog or digital signals.

SECTION 169. Section 510.4.2 is hereby amended to read as follows:

510.4.2 System design.

The in-building, two-way emergency responder communication coverage system shall be designed in accordance with Sections 510.4.2.1 through 510.4.2.8 ~~and~~, in accordance with NFPA 1221, and as determined by the fire code official.

SECTION 170. Section 510.4.2.3 is hereby amended to read as follows:

510.4.2.3 Standby power.

In-building, two-way emergency responder communication coverage systems shall be provided with dedicated standby batteries or provided with ~~2~~12-hour standby batteries and connected to the facility generator power system in accordance with Section 1203. The standby power supply shall be capable of operating the in-building, two-way emergency responder communication coverage system at 100-percent system capacity for a duration of not less than ~~12~~24 hours.

SECTION 171. Section 510.5 is hereby amended to read as follows:

510.5 Installation requirements.

The installation of the in-building, two-way emergency responder communication coverage system shall be in accordance with NFPA 1221 ~~and~~, in accordance with Sections 510.5.~~2~~1 through 510.5.5, and as determined by the fire code official.

SECTION 172. Section 510.5.1 is hereby amended to read as follows:

510.5.1 Mounting of the donor antenna(s).

To maintain proper alignment with the system designed donor site, donor antennas shall be permanently affixed on the building ~~or where approved,~~. For existing installations where an antenna was previously approved to be mounted on a movable sled, the assembly shall be provided with an approved, clearly visible sign stating "MOVEMENT OR REPOSITIONING OF THIS ANTENNA IS PROHIBITED WITHOUT APPROVAL FROM THE FIRE CODE OFFICIAL." The antenna installation shall be in accordance with the applicable requirements in the *California Building Code* for weather protection of the building envelope.

SECTION 173. Section 510.5.4 is hereby amended to read as follows:

510.5.4 Acceptance test procedure.

Where an in-building, two-way emergency responder communication coverage system is required, and upon completion of installation, the building owner shall have the radio system tested to verify that two-way coverage on each floor of the building is not less than 95 percent, and 99 percent for critical areas as defined in Section 510.4.1. The test procedure shall be conducted as follows:

1. ~~Each~~For the 95-percent coverage test, each floor of the building shall be divided into a grid of 20 approximately equal test areas. Floors or levels of exceptionally large size may be required to be considered in sections in order to keep the individual grid test areas of reasonable size.

For the critical-areas coverage test, those areas shall be identified and shall require 99-percent coverage.

2. The test shall be conducted using a calibrated portable radio of the latest brand and model used by the agency talking through the agency's radio communications system or equipment approved by the fire code official.

3. Failure of more than one test area shall result in failure of the test. No failure of critical areas will be allowed.

4. ~~In~~For the 95-percent coverage requirement areas, in the event that two of the test areas fail the test, in order to be more statistically accurate, the floor shall be permitted to be divided into 40 equal test areas. Failure of not more than two nonadjacent test areas shall not result in failure of the test. If the system fails the 40-area test, the system shall be altered to meet the 95-percent coverage requirement.

. . .

SECTION 174. Section 510.6 is hereby amended to read as follows:

510.6 Maintenance and notifications.

The in-building, two-way emergency responder communication coverage system shall be maintained operational at all times in accordance with Sections 510.6.1 through 510.6.4, and with local requirements, including any required notifications to emergency-responder and/or communication-system-provider agencies.

SECTION 175. Section 510.6.2 is hereby amended to read as follows:

510.6.2 Additional frequencies.

The building owner shall modify or expand the in-building, two-way emergency responder communication coverage system at his or her expense in the event frequency changes are required by the FCC ~~or~~, other radio licensing authority, or fire code official, or additional frequencies are made available by the FCC or other radio licensing authority. Prior approval of an in-building, two-way emergency responder communication coverage system on previous frequencies does not exempt this section.

SECTION 176. Section 511 is hereby added to read as follows:

511 DESTRUCTION OF SIGNS

511.1 Destruction of signs.

No person shall mutilate or remove or destroy any sign or notice posted, or required to be posted, by the fire code official or a duly authorized representative.

SECTION 177. Section 603.4 is hereby amended to read as follows:

603.4 Working space and clearances.

Working space around electrical equipment shall be provided in accordance with Section 110.26 of *the California Electrical Code* for electrical equipment rated 1,000 volts or less, and Section *110.32* of *the California Electrical Code* for electrical equipment rated over 1,000 volts. The minimum required working space shall be not less than 30 inches (762 mm) in width, 36 inches (914 mm) in depth and 78 inches (1981 mm) in height in front of electrical service equipment. Where the electrical service equipment is wider than 30 inches (762 mm), the minimum working space shall

be not less than the width of the equipment. Storage of materials shall not be located within the designated working space.

The code official is authorized to require the installation, painting, and/or placement of approved physical markers, and verbiage as deemed necessary, by which to visually designate the area to be maintained clear of storage.

SECTION 178. Section 603.4.1 is hereby amended to read as follows:

603.4.1 Electrical signage and ~~L~~labeling.

Doors into electrical control panel rooms shall be marked with a plainly visible and legible sign stating "ELECTRICAL ROOM" or similar approved wording. The disconnecting means for each service, feeder or branch circuit originating on a switchboard or panelboard shall be legibly and durably marked to indicate its purpose unless such purpose is clearly evident.

Where buildings or structures are supplied by more than one power source, markings shall be provided at each service equipment location and at all interconnected electric power production sources identifying all electric power sources at the premises in accordance with *the California Electrical Code*, and other requirements of the fire authority. See Section 509, et seq.

For the purposes of Sections 509 and 603, both an energy storage system (ESS) and a photovoltaic (PV) system shall each be considered an electrical power source, with electrical service equipment, and an electrical hazard.

SECTION 179. Section 604.4 is hereby amended to read as follows:

604.4 Emergency signs.

An approved pictorial sign of a standardized design shall be posted adjacent to each elevator call station on all floors instructing occupants to use the exit stairways and not to use the elevators in case of fire. The sign shall read: "IN FIRE EMERGENCY, DO NOT USE ELEVATOR. USE EXIT STAIRS." Letters shall be at least 1-inch (25 mm) high and in contrasting color to the background.

Exceptions:

1. The emergency sign shall not be required for elevators that are part of an accessible means of egress complying with Section 1009.4.
2. The emergency sign shall not be required for elevators that are used for occupant self-evacuation in accordance with Section 3008 of the *California Building Code*.

SECTION 180. Section 901.6 is hereby amended to read as follows:

901.6 Inspection, testing, and maintenance.

Fire protection and life safety systems shall be maintained in an operative condition at all times, and shall be replaced or repaired where defective. Nonrequired fire protection and life safety systems and equipment shall either be inspected, tested and maintained, or be removed in accordance with Section 901.8.

Fire protection and life safety system equipment, including initiating devices, alarm notification appliances, and annunciators shall not be concealed from view, obstructed, or impaired in any manner.

. . .

SECTION 181. Section 901.6.4 is hereby added to read as follows:

901.6.4 Aboveground controls and valves for water-based fire protection systems.

Aboveground controls and valves for water-based fire protection systems, including but not limited to private fire hydrant systems, service mains, and appurtenances, shall be installed and maintained in accordance with Sections 901.6.4.1 through 901.6.4.4.

901.6.4.1 Signage.

Aboveground controls and valves for water-based fire protection systems shall be provided with signage in accordance with all of the following:

1. Signs shall indicate the function of the valve and identify the areas or systems it controls.
2. Signs shall be metal and painted red with white letters. The characters shall be a minimum of 1-inch (25.4 mm) high with a $^{3}/_{16}$-inch (4.8 mm) stroke.
3. Signs shall be metal and permanently banded to the valve or permanently affixed to a wall, using corrosion-resistant means.
4. Signage and compliance with this section shall require approval by the fire code official.

901.6.4.2 Locks.

Aboveground controls and valves for water-based fire protection systems shall be locked in the fully open position using a cable or chain and a non-case-hardened

lock, or by other approved means. Detachable wrenches for post-indicator valves shall be secured in place by the use of a non-case-hardened lock.

Exception: Water supplies for one- and two-family dwellings shall not be required to be locked.

901.6.4.3 Painting identification.

Aboveground controls and valves for water-based fire protection systems shall be painted red on any exposed surfaces subject to rust or corrosion. Valve stems, coupling threads, operating mechanisms, sight windows, components, or portions of the valve where the application of paint would violate the listing of the valve or hinder its operation shall not be painted.

901.6.4.4 Clear space.

A 3-foot (914 mm) clear space shall be maintained around the circumference of aboveground controls and valves for water-based fire protection systems, except as otherwise required or approved.

SECTION 182. Section 901.7 is amended to read as follows:

901.7 Systems out of service.

Where a required fire protection system is out of service, the fire department and the fire code official shall be notified immediately and, where required by the fire code official, the building shall be either evacuated or an approved fire watch shall be provided for all occupants left unprotected by the shutdown until the fire protection system has been returned to service.

Where utilized, fire watches shall be provided with not less than one approved means for notification of the fire department and their only duty shall be to perform

constant patrols of the protected premises and keep watch for fires. Also see Section 401.10 for fire watch responsibilities and procedures.

Exception: Facilities with an approved notification and impairment management program. The notification and impairment program for water-based fire protection systems shall comply with *California* NFPA 25.

SECTION 183. Section 901.7.4 is hereby amended to read as follows:

901.7.4 Preplanned impairment programs.

Preplanned impairments shall be authorized by the impairment coordinator. Before authorization is given, a designated individual shall be responsible for verifying that all of the following procedures have been implemented:

. . .

9. When alteration requires modification of a portion of a fire protection system, the remainder of the system shall be kept in service.

10. When it is necessary to take a fire protection system, or portion thereof, out of service for repair, the repair shall be completed immediately and the system returned to full service.

SECTION 184. Section 901.8.2 is hereby amended to read as follows:

901.8.2 Removal of existing occupant-use hose lines.

The fire code official is authorized to permit the removal of existing occupant-use hose lines where ~~both~~all of the following conditions exist:

1. The hose line would not be utilized by trained personnel or the fire department.

2. The remaining outlets are compatible with local fire department fittings.

3. The area is provided with an approved fire sprinkler system.

SECTION 185. Section 902.1 is amended to read as follows:

902.1 Definitions.

The following terms are defined in Chapter 2:

. . .

FIRE SAFETY FUNCTIONS.

FIRE WATCH.

FIXED BASE OPERATOR (FBO).

. . .

SECTION 186. Section 903.2.8 is amended to read as follows:

903.2.8 Group R.

An automatic sprinkler system installed in accordance with Section 903.3 shall be provided throughout all buildings with a Group-R fire area.

Fire sprinkler systems shall be installed in mobilehomes, manufactured homes and multifamily manufactured homes with two dwelling units. The system design and the installation process shall be in accordance with Title 25 of the California Code of Regulations.

Exceptions:

. . .

SECTION 187. Section 903.2.11 is amended to read as follows:

903.2.11 Specific buildings areas and hazards.

In all occupancies other than Group U, an automatic sprinkler system shall be installed for building design or hazards in the locations set forth in Sections 903.2.11.1 through 903.2.11.~~6~~7.

SECTION 188. Section 903.2.11.7 is added to read as follows:

903.2.11.7 Occupancies in fire hazard severity zones and within the San Gabriel Southface Area or the Malibu–Santa Monica Mountains Area.

An automatic fire sprinkler system shall be installed in every occupancy which is newly constructed or which is modified, reconstructed, or remodeled by adding 50 percent or more of the floor area of the existing occupancy, within any 12-month period, where the occupancy is located in a fire hazard severity zone and within the San Gabriel Mountains Southface Area or the Malibu–Santa Monica Mountains Area, as defined in Appendix PP.

Exceptions:

1. Occupancies located in the San Gabriel Mountains Southface Area and which are located 3 miles or less from the closest existing or planned Los Angeles County Fire Station capable of supporting firefighting resources are exempt from the fire sprinkler requirement. Travel distances shall be measured by the most direct route on streets or roads accessible to fire department apparatus.

2. Occupancies modified, reconstructed, or remodeled by adding 50 percent or more of the floor area of the existing occupancy, where the total floor area of the occupancy after the modification, reconstruction, or remodel is less than 5,000 square feet (465 m^2), are exempt from the fire sprinkler requirement.

3. Detached private garages, sheds, and agricultural buildings less than 1000 square feet (92 m^2) in area and separated from other structures by a minimum of 6 feet (1829 mm), are exempt from the fire sprinkler requirement.

4. Detached gazebos, pergolas, and carports open on two or more sides, that are separated from other structures by a minimum of 6 feet (1829 mm) are exempt from the fire sprinkler requirement.

5. Detached Group-U occupancies, separated from other structures by a minimum of 6 feet (1829 mm), built entirely out of noncombustible materials, and with no combustible storage, are exempt from the fire sprinkler requirement.

For the purposes of this subsection, "planned Los Angeles County Fire Station" means a fire station, approved by the Consolidated Fire Protection District of Los Angeles County that will be developed within five years from the date of building permit application for the subject development.

The Board of Supervisors finds it necessary to impose these requirements upon the issuance of a building permit because a failure to do so would place the residents of

the subdivision or the immediate community, or both, in a condition perilous to their health or safety, or both.

SECTION 189. Section 903.4.2 is hereby amended to read as follows:

903.4.2 Alarms.

One exterior approved audible device, located on the exterior of the building in an approved location, shall be connected to each automatic sprinkler system. Such sprinkler waterflow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Where a fire alarm system is installed, actuation of the automatic sprinkler system shall actuate the building fire alarm system. *Visible alarm notification appliances shall not be required except when required by Section 907* and/or Section 903.4.2.1.

SECTION 190. Section 903.4.2.1 is hereby added to read as follows:

903.4.2.1 Remote annunciation.

A dedicated fire alarm control unit for the fire sprinkler monitoring system shall be provided and located in an approved location, near the main entrance into the building for fire department use. An approved remote annunciator may be installed at the approved location in lieu of the fire alarm control unit. Zone indication on the remote annunciator may be required by the fire code official.

SECTION 191. Section 904.1.1 is hereby amended to read as follows:

904.1.1 ~~Certification of service personnel for fire-extinguishing equipment~~Reserved.

~~Service personnel providing or conducting maintenance on automatic fire-extinguishing systems, other than automatic sprinkler systems, shall possess a valid~~

~~certificate issued by an approved governmental agency, or other approved organization for the type of system and work performed.~~

SECTION 192. Section 904.3.5 is hereby amended to read as follows:

904.3.5 Monitoring.

~~Where~~When a building fire alarm system or sprinkler monitoring system is installed, automatic fire-extinguishing systems shall be monitored by the building's fire alarm ~~system~~control unit in accordance with NFPA 72.

SECTION 193. Section 905.2.1 is hereby added to read as follows:

905.2.1 Class I standpipes — rating.

Materials and devices shall be of sufficient strength to withstand not less than 200 pounds per square inch (1379 kPa) of water pressure when ready for service. All Class I standpipes shall be tested hydrostatically to withstand not less than 200 pounds per square inch (1379 kPa) of pressure for 2 hours, but in no case shall the pressure be less than 50 pounds per square inch (344.7 kPa) above the maximum working pressure.

SECTION 194. Section 905.4 is hereby amended to read as follows:

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 interior exit stairway, a hose connection shall be provided for each story above and below grade plane. Hose connections shall be located at the main floor landing unless otherwise approved by the fire code official. *See Section*

909.20.2.3 of the California Building Code for additional provisions in smokeproof enclosures.

~~**Exception:** A single hose connection shall be permitted to be installed in the open corridor or open breezeway between open stairs that are not greater than 75 feet (22 860 mm) apart.~~

. . .

SECTION 195. Section 905.4.3 is hereby added to read as follows:

905.4.3 Outlets.

Each standpipe shall be equipped with an approved 2½-inch (63.5 mm) outlet not less than 2 feet (609.6 mm) and not more than 4 feet (1219.2 mm) above the floor level of each story. Standpipe outlets in stairway enclosures or smokeproof enclosures shall be located so that the exit doors do not interfere with the use of the outlet and located on the main stair landing. All outlets shall be equipped with an approved valve, cap, and chains.

SECTION 196. Section 905.5.3 is hereby amended to read as follows:

905.5.3 Class II system 1½-inch hose.

A minimum 1½-inch (~~25~~38.1-mm) hose shall be allowed to be used for hose stations in light-hazard occupancies where investigated and listed for this service and where approved by the fire code official. Each Class II interior wet standpipe hose station shall be equipped with a 1½-inch (38.1 mm) valve, no more than 100 feet (30 480 mm) of lined hose, and an approved fog nozzle in each story, including the basement or cellar of the building, and located not less than 3 feet (914.4 mm) and not

more than 5 feet (1524 mm) above the floor. Where combination standpipes are installed, the 1½-inch (38.1 mm) outlet system may be supplied from the combination system with a 2-inch (50.8 mm) connecting line.

SECTION 197. Section 905.9 is hereby amended to read as follows:

905.9 Riser shutoff ~~V~~valve supervision and drain.

Each individual riser must be equipped with an approved indicating valve at its base and an approved valve for draining. Valves controlling water supplies shall be supervised in the open position so that a change in the normal position of the valve will generate a supervisory signal at the supervising station required by Section 903.4. Where a fire alarm system is provided, a signal shall be transmitted to the control unit.

Exceptions:

. . .

SECTION 198. Section 905.13 is hereby added to read as follows:

905.13 Standpipe diameter.

Class III standpipes shall be not less than 6 inches (150 mm) in diameter.

SECTION 199. Section 906.1 is hereby amended to read as follows:

906.1 Where required.

Portable fire extinguishers shall be installed in all of the following locations.

1. In new and existing Group A, B, E, F, H, I, *L*, M, R-1, R-2, *R-2.1, R-2.2, R-3.1*, R-4, and S occupancies.

   Exception: ~~In~~When approved by the fire code official for Group R-2 occupancies, portable fire extinguishers shall be required only in locations specified in Items 2 through 6

where each dwelling unit is provided with a portable fire extinguisher having a minimum rating of 1-A:10-B:C.

. . .

SECTION 200. Section 910.2 is hereby amended to read as follows:

910.2 Where required.

Smoke and heat vents or a mechanical smoke removal system shall be installed as required by Sections 910.2.1 and 910.2.2.

Exceptions:

~~1.~~ Frozen food warehouses used solely for storage of Class I and II commodities where protected by an approved automatic sprinkler system.

~~2. Smoke and heat removal shall not be required in areas of buildings equipped with early suppression fast-response (ESFR) sprinklers.~~

~~3. Smoke and heat removal shall not be required in areas of buildings equipped with control mode special application sprinklers with a response time index of 50 $(m \cdot s)^{1/2}$ or less that are listed to control a fire in stored commodities with 12 or fewer sprinklers.~~

SECTION 201. Section 910.2.3 is hereby added to read as follows:

910.2.3 Group S-2.

Group S-2 buildings, and portions thereof, containing a total basement-area enclosed parking garage exceeding 12,000 square feet (1108 m^2) shall require a mechanical smoke-removal system installed in accordance with Section 910.4.

SECTION 202. Section 910.3 is hereby amended to read as follows:

910.3 Smoke and heat vents design and installation.

The design and installation of smoke and heat vents shall be ~~in accordance with~~as specified in Sections 910.3.1 through ~~910.3.3~~910.3.5.

SECTION 203. Section 910.3.2 is hereby amended to read as follows:

910.3.2 Smoke and heat vent locations.

Smoke and heat vents shall be located 20 feet (6096 mm) or more from adjacent lot lines and fire walls and 10 feet (3048 mm) or more from fire barriers. Vents shall be uniformly located within the roof in the areas of the building where the vents are required to be installed by Section 910.2, with consideration given to roof pitch, sprinkler location, draft curtains, and structural members.

SECTION 204. Section 910.3.4 is hereby amended to read as follows:

910.3.4 Vent operation.

Smoke and heat vents shall be ~~capable of being operated by approved automatic and manual means~~designed to operate automatically, but also have the capability of being opened by an approved exterior manual operation. Automatic operation of smoke and heat vents shall conform to the provisions of Sections 910.3.4.1 through 910.3.4.3.

SECTION 205. Section 910.3.4.1 is hereby added to read as follows:

910.3.4.1 Gravity-operated drop-out vents.

Thermoplastic drop-out vents, designed to shrink and drop out of the vent opening when exposed to fire, shall fully open within 5 minutes after the vent cavity is exposed to an air temperature of 500°F (260°C).

SECTION 206. Section 910.3.4.2 is hereby added to read as follows:

910.3.4.2 Sprinklered buildings.

Where installed in buildings provided with an approved automatic sprinkler system, smoke and heat vents shall be designed in accordance with Sections 910.3.2.2.1 through 910.3.2.2.2.

910.3.4.2.1 Control mode sprinkler system.

Smoke and heat vents installed in areas of buildings with a control mode sprinkler system shall have operating elements with a higher temperature classification than the automatic fire sprinklers in accordance with NFPA 13.

910.3.4.2.2 Early suppression fast-response (ESFR) sprinkler system.

Smoke and heat vents installed in areas of buildings with early suppression fast-response (ESFR) sprinklers shall be equipped with a standard-response operating mechanism having a minimum temperature rating of the greater of either 360°F (182°C), or 100°F (56°C) above the operating temperature of the sprinklers.

SECTION 207. Section 910.3.4.3 is hereby added to read as follows:

910.3.4.3 Nonsprinklered buildings.

Where installed in buildings not provided with an approved automatic sprinkler system, smoke and heat vents shall operate by actuation of a heat-responsive device rated at between 100°F (38°C) and 220°F (104°C) above ambient.

Exception: Gravity-operated drop-out vents complying with Section 910.3.2.1.

SECTION 208. Section 910.3.5 is hereby amended to read as follows:

910.3.5 ~~Fusible link temperature rating~~Vent dimensions.

~~Where vents are installed in areas provided with automatic fire sprinklers and the vents operate by fusible link, the fusible link shall have a temperature rating of 360°F (182°C).~~ The effective venting area of an individual vent shall not be less than 16 square feet (1.5 m^2) with no dimension less than 4 feet (1219 mm), excluding ribs or gutters having a total width not exceeding 6 inches (152.4 mm).

SECTION 209. Section 910.4.3 is hereby amended to read as follows:

910.4.3 System design criteria.

The mechanical smoke removal system shall be sized to exhaust the building at a minimum rate of two air changes per hour based on the volume of the building or portion thereof without contents. Mechanical smoke removal systems provided for basement-level enclosed parking garages shall be designed to provide a minimum of six complete air changes per hour. The capacity of each exhaust fan shall not exceed 30,000 cubic feet per minute (14.2 m^3/s).

SECTION 210. Section 910.4.4 is hereby amended to read as follows:

910.4.4 Activation.

The mechanical smoke removal system shall be activated by manual controls only. For basement-level enclosed parking garages, mechanical smoke removal systems shall be automatically activated by the automatic sprinkler system or by heat detectors having operating characteristics equivalent to those described in Section 910.3. Individual manual controls for each fan unit shall also be provided.

SECTION 211. Section 912.1 is hereby amended to read as follows:

912.1 Installation.

Fire department connections shall be installed in accordance with the NFPA standard applicable to the system design and shall comply with Sections 912.2 through 912.~~7~~9.

SECTION 212. Section 912.2 is hereby amended to read as follows:

912.2 Location.

With respect to hydrants, driveways, buildings and landscaping, fire department connections shall be so located that fire apparatus and hose connected to supply the system will not obstruct access to the buildings for other fire apparatus. The location of fire department connections shall be approved by the fire code official. More than one fire department connection may be required.

SECTION 213. Section 912.2.1 is hereby amended to read as follows:

912.2.1 Visible location.

Fire department connections shall be located on the street-address side of buildings; ~~or~~ facing approved fire apparatus access roads~~,~~; within 150 feet (via vehicular access) of an accessible public fire hydrant; as close to the street curb face as possible; fully visible; and recognizable from the street, fire apparatus access road or nearest point of fire department vehicle access; or as otherwise approved by the fire code official.

Fire department connections shall be located a minimum of 25 feet (7620 mm) from the structure. When this distance cannot be achieved, a minimum 2-hour fire-resistive wall shall be provided for the structure with no openings in the wall, for 25 feet (7620 mm) in either direction from the fire department connection. The required fire-resistive construction and lack of openings shall extend for the full height of the wall or building as determined by the fire code official. The fire code official may allow sufficiently protected overhead openings.

Fire department connections shall be located not less than 24 inches (609.6 mm) nor more than 42 inches (1066.8 mm) above grade.

SECTION 214. Section 912.3 is hereby amended to read as follows:

912.3 Fire hose threads and appliance.

Fire hose threads used in connection with standpipe systems shall be approved and shall be compatible with fire department hose threads. Standpipes shall be equipped with a listed four-way fire department connection. Systems with three or more standpipes shall be provided with a sufficient number of inlets as required by the fire code official. All fire department connections shall be equipped with an approved straight-way check valve.

SECTION 215. Section 912.4.2 is hereby amended to read as follows:

912.4.2 Clear space around connections.

A working space of not less than 36 inches (914 mm) in width, 36 inches (914 mm) in depth and 78 inches (1981 mm) in height shall be provided and maintained in front of and to the sides of wall-mounted fire department connections and around the circumference of free-standing fire department connections, except as otherwise required or approved by the fire code official. The protective requirements of Section 912.2.1 shall also be met.

SECTION 216. Section 912.5 is hereby amended to read as follows:

912.5 Signs.

A metal sign with raised letters not less than 1 inch (25 mm) in size shall be mounted on all fire department connections and test connections serving automatic sprinklers, standpipes or fire pump connections. ~~Such~~In addition to either "FDC" or

"TEST CONNECTION", such signs shall read: "AUTOMATIC SPRINKLERS" or "STANDPIPES" ~~or "TEST CONNECTION"~~ or a combination thereof as applicable. The sign shall indicate the street addresses of buildings that the fire department connection serves. Where the fire department connection does not serve the entire building, ~~a~~ sign(s) shall be provided indicating the portions of the building served. For a system where the pressure required at the inlets to deliver the greatest system demand is greater than 150 psi (1034.21 kPa), the sign shall indicate the required pumping pressure. Signage shall require approval of the fire code official.

SECTION 217. Section 912.7 is hereby amended to read as follows:

912.7 Inspection, testing and maintenance.

Fire department connections shall be periodically inspected, tested and maintained in accordance with *California Code of Regulations, Title 19, Division 1, Chapter 5*~~.~~, and the maintenance provisions of this code. Records of inspection, testing and maintenance shall be maintained. Provisions regarding signage, painting, hose threads, physical protection where deemed necessary by the code official, and maintenance of original clear space, shall be retroactive.

SECTION 218. Section 912.8 is hereby added to read as follows:

912.8 Identification — paint color.

Fire department connections shall be maintained painted red on any exposed surfaces subject to rust or corrosion. Coupling threads, operating mechanisms, sight windows, components, or portions of the valve where the application of paint would violate the listing of the valve or hinder its operation shall not be painted.

SECTION 219. Section 912.9 is hereby added to read as follows:

912.9 Breakable caps or plugs.

A fire hose coupling that is part of a fire department connection shall be provided with a protective breakable cap or plug. Missing or damaged breakable caps or plugs shall be replaced.

SECTION 220. Section 914.9.1 is hereby added to read as follows:

914.9.1 Spray booths.

Spray booths shall be provided with automatic fire sprinkler system protection when the spray booth is located in a portion of a building that is protected with an automatic fire sprinkler system.

SECTION 221. Section 1032.4 is hereby amended to read as follows:

1032.4 Exit signs.

Except as stated in Sections 1032.4.1 through 1032.4.3, and where indicated elsewhere as retroactive, ~~E~~exit signs shall be installed and maintained in accordance with the building and/or fire code that was in effect at the time of construction and the applicable provisions in Section 1104. Decorations, furnishings, equipment or adjacent signage that impairs the visibility of exit signs, creates confusion or prevents identification of the exit shall not be allowed.

SECTION 222. Section 1032.4.1 is hereby added to read as follows:

1032.4.1 Elevator signage.

Elevator signage directing occupants not to use the elevator in case of fire, or other emergency when appropriate, shall be posted in accordance with Section 604.4 and elsewhere as required by the fire code official.

SECTION 223. Section 1032.4.2 is hereby added to read as follows:

1032.4.2 Emergency exiting information signs.

In hotels, motels, lodging houses, and high-rise buildings; in office buildings two or more stories in height; in Group I, Division 1 and 2 occupancies as defined in the California Building Code (except honor farms and conservation camps); and in other buildings or areas determined by the fire code official, a floor plan providing emergency procedures information shall be posted at every stairway landing, at every elevator landing and immediately inside all public entrances to the building, and elsewhere as required by the fire code official.

This emergency exiting information shall be printed with a minimum of $^{3}/_{16}$-inch (4.8 mm) high nondecorative lettering providing a sharp contrast to the background. Content and location shall be subject to approval by the fire code official. The floor plan and associated information shall be posted so that it describes the represented floor level, and so that the bottom edge of such information is not located more than 4-feet above the floor. It shall provide the following:

1. Directions to all applicable exits on that floor.
2. Directions to any refuge areas on that floor.
3. Location of fire alarm initiating stations, if required.
4. What the fire alarm, if required, sounds and looks like (audible and visual warning devices).
5. Fire department emergency telephone number 911.
6. The prohibition of elevator use during emergencies, if any. See Sections 1032.4.1 and 604.4.

7. Where special hazards exist, the fire code official shall have the authority to require additional information pertinent to emergency exiting and operations.

SECTION 224. Section 1032.4.3 is hereby added to read as follows:

1032.4.3 Stairway and elevator lobby identification signs.

The fire code official shall be authorized to require stairway identification signs and elevator lobby identification signs up to the design requirements of Sections 1023.9 through 1023.10.

SECTION 225. Section 1103.11 is hereby added to read as follows:

1103.11 Fire department access.

Where access to or within a structure or an area is restricted because of secured openings or where immediate access is necessary for life-saving or fire-fighting purposes, the fire code official is authorized to require a key box to be installed in an approved location, in accordance with Section 506. Components of required means of access, which may include gates or similar barriers, or locks or other limited-access devices, shall be maintained in an operative condition at all times and replaced, repaired, or removed when defective.

SECTION 226. Section 1203.2.3 is hereby amended to read as follows:

1203.2.3 Emergency responder communication coverage systems.

Standby power shall be provided for in-building, two-way emergency responder communication coverage systems as required in Section 510.4.2.3. The standby power supply shall be capable of operating the in-building, two-way emergency responder

communication coverage system at 100-percent system operation capacity for a duration of not less than ~~12~~24 hours.

SECTION 227. Section 1203.2.5 is hereby amended to read as follows:

1203.2.5 Exhaust ventilation.

Standby power shall be provided for mechanical exhaust ventilation systems as required in Section 1207.6.1.~~2.1~~3. The system shall be capable of powering the required load for a duration of not less than ~~2~~6 hours.

SECTION 228. Section 1203.2.7 is hereby amended to read as follows:

1203.2.7 Gas detection systems.

Emergency power shall be provided for gas detection systems where required by Sections 1203.2.10 and 1203.2.17. Standby power shall be provided for gas detection systems where required by Sections 916.5 and 1207.6.1.~~2.4~~6.

SECTION 229. Section 1204.4 is hereby amended to read as follows:

1204.4 Grounding.

Portable generators shall be grounded in accordance with *the California Electrical Code*, or when required by the fire code official.

SECTION 230. Section 1205.2 is hereby amended to read as follows:

1205.2 Access and pathways.

Roof access, pathways and spacing requirements shall be provided in accordance with Sections 1205.2.1 through 1205.3.3. Pathways shall be over areas capable of supporting fire fighters accessing the roof. Pathways shall be located in areas with minimal obstructions, such as vent pipes, conduit or mechanical equipment.

Exceptions:

Regulatory note: For bathrooms and occupiable and/or habitable portions of structures, the following list of exceptions shall not apply to portions of roofs where windows or doors with ready access from within, and/or where designated emergency escape and rescue openings, are set back from the roof edge such that occupants would need to cross any portion of the solar array or associated electrical hazard during escape or rescue through the opening, unless determined otherwise by the fire code official.

Considerations of the fire code official in making this determination may include, but not be limited to, the determination of pathways serving each opening; pathway widths of 36 inches (914 mm), up to the full width of the opening where the extent of such pathways cannot be readily determined or visibly indicated; the ability of occupants and fire fighters to recognize or infer those pathways or their extent; the ability for occupants and fire fighters to readily identify, locate, and avoid electrified components therein; the ability of fire fighters to assess the structural integrity of the applicable roof portion(s) without exposing hazards to which occupants would then be exposed during travel across the pathway(s); and the availability, extent, and integrity of other egress, escape, and rescue options and fire protection measures.

1. Detached, nonhabitable Group U structures including, but not limited to, detached garages serving Group R-3 buildings, parking shade structures, carports, solar trellises and similar structures.
2. Roof access, pathways and spacing requirements need not be provided where the fire code official has determined that rooftop operations will not be employed.
3. Building-integrated photovoltaic (BIPV) systems where the BIPV systems are approved, integrated into the finished roof surface and are listed in accordance with a national test standard developed to address Section 690.12(B)(2) of *the California Electrical Code.* The removal or cutting away of portions of the BIPV system during fire-fighting operations shall not expose a fire fighter to electrical shock hazards.

SECTION 231. Section 1205.4 is hereby amended to read as follows:

1205.4 Buildings with rapid shutdown.

Buildings with rapid shutdown solar photovoltaic systems shall have permanent labels in accordance with Sections 1205.4.1 through 1205.4.3, and Section 509, et seq.

SECTION 232. Section 1205.5.1 is hereby amended to read as follows:

1205.5.1 Vegetation control.

A clear, brush-free area of 10 feet (3048 mm) shall be required around the perimeter of ~~the~~new and existing ground-mounted photovoltaic arrays. A noncombustible base of gravel or a maintained vegetative surface or a noncombustible

base, approved by the fire code official, shall be installed and maintained under the photovoltaic arrays and associated electrical equipment installations.

SECTION 233. Section 1206.10 is hereby amended to read as follows:

1206.10 Manual shutoff.

Access to a manual shutoff valve shall be provided for the fuel piping within 6 feet (1829 mm) of any fuel storage tank serving the fuel cell and within 6 feet (1829 mm) of the power system. If the fuel tank and the stationary fuel cell power system are less than 12 feet (3658 mm) apart, a single shutoff valve shall be permitted. If the stationary fuel cell power system is located indoors, the shutoff valve shall be located outside of the room in which the system is installed, unless otherwise ~~approved~~required by the fire code official. Also see Section 509, et seq.

SECTION 234. Section 1207.1.2 is hereby amended to read as follows:

1207.1.2 Permits.

Permits shall be obtained ESS as follows:

1. Construction permits shall be obtained for stationary ESS installations with a capacity of more than 3 kWh; and for mobile ESS charging and storage installations with a capacity of more than 3 kWh, covered by Section 1207.10.1. Permits shall be obtained in accordance with Section 105.6.5.
2. Operational permits shall be obtained for stationary ESS installations with a capacity of more than 3 kWh; and for mobile ESS deployment operations with a capacity of more than 3 kWh,

covered by Section 1207.10.3. Permits shall be obtained in accordance with Section 105.5.14.

SECTION 235. Section 1207.1.3 is hereby amended to read as follows:

1207.1.3 Construction documents.

The following information shall be provided with the permit application:

1. Location and layout diagram of the room or area in which the ESS is to be installed.
2. Details on the hourly fire-resistance ratings of assemblies enclosing the ESS.
3. The quantities and types of ESS to be installed.
4. Manufacturer's specifications, ratings and listings of each ESS.
5. Description of energy (battery) management systems and their operation.
6. Location and content of required signage.
7. Details on fire suppression, smoke or fire detection, thermal management, ventilation, exhaust and deflagration venting systems, if provided.
8. Support arrangement associated with the installation, including any required seismic restraint.
9. A commissioning plan complying with Section 1207.2.1.
10. A decommissioning plan complying with Section 1207.2.3.
11. Other information required by the code official in accordance with Section 106.

SECTION 236. Section 1207.1.4 is hereby amended to read as follows:

1207.1.4 Hazard mitigation analysis.

A failure modes and effects analysis (FMEA) or other approved hazard mitigation analysis shall be provided in accordance with Section 104.8.2 under any of the following conditions:

1. Where ESS technologies not specifically identified in Table 1207.1 are provided.
2. More than one ESS technology is provided in a room or enclosed area where there is a potential for adverse interaction between technologies.
3. Where allowed as a basis for increasing maximum allowable quantities. See Section 1207.5.2.
4. When required by the fire code official.

SECTION 237. Section 1207.1.4.1 is hereby amended to read as follows:

1207.1.4.1 Fault condition.

The hazard mitigation analysis shall evaluate the consequences of the following failure modes. Only single failure modes shall be considered.

1. A thermal runaway condition in a single ESS rack, module or unit.
2. Failure of any battery (energy) management system.
3. Failure of any required ventilation or exhaust system.
4. Voltage surges on the primary electric supply.
5. Short circuits on the load side of the ESS.

6. Failure of the smoke detection, fire detection, fire suppression or gas detection system.

7. Required spill neutralization not being provided or failure of a required secondary containment system.

8. Failure of temperature control.

SECTION 238. Section 1207.1.4.2 is hereby amended to read as follows:

1207.1.4.2 Analysis approval.

The fire code official is authorized to approve the hazardous mitigation analysis provided that the consequences of the hazard mitigation analysis demonstrate:

1. Fires will be contained within unoccupied ESS rooms or areas for the minimum duration of the fire-resistance-rated separations identified in Section 1207.7.4.

2. Fires in occupied work centers will be detected in time to allow occupants within the room or area to safely evacuate.

3. Toxic and highly toxic gases released during fires will not reach concentrations in excess of the IDLH level in the building or adjacent means of egress routes during the time deemed necessary to evacuate occupants from any affected area.

4. Flammable gases released from ESS during charging, discharging and normal operation will not exceed ~~25~~10 percent of their lower flammability limit (LFL).

5. Flammable gases released from ESS during fire, overcharging and other abnormal conditions will be controlled through the use of

ventilation of the gases, preventing accumulation, or by deflagration venting.

SECTION 239. Section 1207.1.5 is hereby amended to read as follows:

1207.1.5 Large-scale fire test.

Where required elsewhere in Section 1207, large-scale fire testing shall be conducted on a representative ESS in accordance with UL 9540A. The testing shall be conducted or witnessed and reported by an approved testing laboratory. The test report shall include demonstration ~~and show~~ that a fire involving one ESS will not propagate to an adjacent ESS, and where an ESS is installed within buildings, enclosed areas and walk-in units, that a fire involving one ESS will be contained within the room, enclosed area or walk-in unit for a duration equal to the fire-resistance rating of the room separation specified in Section 1207.7.**4**. The test report shall be provided to the fire ~~code official~~department for review and approval in accordance with Section 104.8.2. In making the determination regarding approval, the fire department may also require other considerations be provided. Such considerations may include, but are not limited to, those regarding the impact(s) of gases generated during abnormal conditions; the ability of first responders to respond to and mitigate incidents involving the ESS, with a reasonable level of safety; and the provision of adequate safeguards to prevent well-intended but detrimental interaction with ESS.

SECTION 240. Section 1207.1.7 is hereby added to read as follows:

1207.1.7 Forensic analysis.

The fire code official may also require a forensic analysis of the cause of failure by an independent laboratory approved by the fire code official in accordance with

Section 104.11. A written report generated through the forensic analysis will be forwarded to the fire code official for approval and record keeping.

SECTION 241. Section 1207.3.4 is hereby amended to read as follows:

1207.3.4 Energy storage management system.

Where required by the ESS listing, an approved energy storage management system that monitors and balances cell voltages, currents and temperatures within the manufacturer's specifications shall be provided. The system shall disconnect electrical connections to the ESS or otherwise place it in a safe condition if potentially hazardous temperatures or other conditions such as short circuits, over voltage or under voltage are detected. The system shall transmit a trouble signal to an approved location and to an approved annunciator panel if potentially hazardous temperatures or other conditions such as short circuits, over voltage or under voltage are detected.

SECTION 242. Section 1207.3.4.1 is hereby added to read as follows:

1207.3.4.1 Annunciator panel.

The approved annunciator panel shall visibly indicate any hazardous temperature and/or other conditions. The location of the annunciator panel shall be approved by the fire code official.

SECTION 243. Section 1207.3.5 is hereby amended to read as follows:

1207.3.5 Enclosures.

Enclosures of ESS shall be of noncombustible construction. Enclosures are as defined and/or determined by the fire code official.

SECTION 244. Section 1207.4 is hereby amended to read as follows:

1207.4 General installations requirements.

Stationary and mobile ESS shall comply with the requirements of Sections 1207.4.1 through 1207.4.~~12~~13.

SECTION 245. Section 1207.4.1 is hereby amended to read as follows:

1207.4.1 Electrical disconnects and associated signage.

~~Where the ESS disconnecting means is not within sight of the main electrical service disconnecting means, placards or directories shall be installed at the location of the main electrical service disconnecting means indicating the location of stationary storage battery system disconnecting means~~In addition to any disconnects and signage required in accordance with *the California Electrical Code*, disconnects, signage, and access shall be provided in accordance with Section 509, et seq.

Exception: Electrical disconnects for lead-acid and nickel-cadmium battery systems at facilities under the exclusive control of communications utilities and operating at less than 50 VAC and 60 VDC shall be permitted to have electrical disconnects signage in accordance with NFPA 76.

SECTION 246. Section 1207.4.2 is hereby amended to read as follows:

1207.4.2 Working clearances.

Access and working space shall be provided and maintained about all electrical equipment to permit ready and safe operation and maintenance of such equipment in accordance with *the California Electrical Code* ~~and~~, the manufacturer's instructions, and Section 603.

SECTION 247. Section 1207.4.6 is hereby amended to read as follows:

1207.4.6 Combustible storage.

Combustible materials shall not be stored in ESS rooms, cabinets, enclosures, areas or walk-in units. Combustible materials in occupied work centers covered by Section 1207.4.10 shall be stored at least 3 feet (914 mm) from ESS cabinets.

SECTION 248. Section 1207.4.7 is hereby amended to read as follows:

1207.4.7 Toxic and highly toxic gases.

ESS that have the potential to release toxic and highly toxic gas during charging, discharging and normal use conditions shall be provided with a hazardous exhaust system in accordance with *Chapter 5* of the *California Mechanical Code*, and shall comply with Chapter 60 of this code where applicable.

SECTION 249. Section 1207.4.8 is hereby amended to read as follows:

1207.4.8 Signage.

Approved permanent engraved signs shall be provided on or adjacent to all entry doors for ESS rooms or areas and on enclosures of ESS cabinets and walk-in units located outdoors, on rooftops or in open parking garages. Signs designed to meet both the requirements of this section and *the California Electrical Code* shall be permitted. Signage means, attachment, number and location shall also be subject to approval by the fire code official, and shall be retroactive where required by the fire code official. The signage shall include the following or equivalent:

1. "ENERGY STORAGE SYSTEM," "BATTERY STORAGE SYSTEM," "CAPACITOR ENERGY STORAGE SYSTEM" or the appropriate equivalent.

2. The identification of the electrochemical, or other, ESS technology present., e.g., "Lead-Acid Batteries", "Nickel-Cadmium Batteries", "[specific type of lithium battery technology] Batteries", "[specific type of sodium battery technology] Batteries", "[specific type of flow battery technology] Batteries", flywheel ESS, etc.

3. "ENERGIZED ELECTRICAL CIRCUITS."

4. Where water-reactive electrochemical ESS are present, the signage shall include "APPLY NO WATER."

5. Current contact information, including phone number, for personnel authorized to service the equipment and for fire mitigation personnel required by Section 1207.1.6.1.

~~**Exception:** Existing electrochemical ESS shall be permitted to include the signage required at the time they were installed.~~

SECTION 250. Section 1207.4.13 is hereby added to read as follows:

1207.4.13 Emergency energy release.

A plan and means must be provided to safely release stored energy from the batteries in an emergency situation, including where an ESS has been damaged by a fire or other event.

SECTION 251. Section 1207.5.2 is hereby amended to read as follows:

1207.5.2 Maximum allowable quantities.

Fire areas within rooms, areas and walk-in units containing electrochemical ESS shall not exceed the maximum allowable quantities in Table 1207.5.

Exceptions:

1. Where approved by the fire code official, rooms, areas and walk-in units containing electrochemical ESS that exceed the amounts in Table 1207.5 shall be permitted based on a hazardous mitigation analysis in accordance with Section 1207.1.4 and large-scale fire testing complying with Section 1207.1.5.
2. Lead-acid and nickel-cadmium battery systems installed in facilities under the exclusive control of communications utilities, and operating at less than 50 VAC and 60 VDC in accordance with NFPA 76.
3. ~~Dedicated-use buildings in compliance with Section 1207.7.1.~~

SECTION 252. Section 1207.5.4 is hereby amended to read as follows:

1207.5.4 Fire detection.

An approved automatic smoke detection system or radiant energy-sensing fire detection system complying with Section 907.2 shall be installed in rooms, indoor areas and walk-in units containing electrochemical ESS. An approved radiant energy-sensing fire detection system shall be installed to protect open parking garage and rooftop installations. Alarm and supervisory signals from detection systems shall be transmitted to a central station, proprietary or remote station service in accordance with NFPA 72, ~~or where approved to a constantly attended location~~and to an approved annunciator panel.

SECTION 253. Section 1207.5.7 is hereby amended to read as follows:

1207.5.7 Vegetation control.

Areas within 10 feet (3048 mm) on each side of new and existing outdoor ESS shall be cleared of combustible vegetation and other combustible growth. Single specimens of trees, shrubbery or cultivated ground cover such as green grass, ivy, succulents or similar plants used as ground cover shall be permitted to be exempt provided that they do not form a means of readily transmitting fire.

SECTION 254. Section 1207.5.8 is hereby amended to read as follows:

1207.5.8 Means of egress separation.

ESS located outdoors, on rooftops, and in open parking garages shall be separated from any means of egress as required by the fire code official to ensure safe egress under fire conditions, but in no case less than 10 feet (3048 mm).

Exception: The fire code official is authorized to approve a reduced separation distance if large-scale fire testing complying with Section 1207.1.5 is provided that shows that a fire involving the ESS will not adversely impact occupant egress.

SECTION 255. Table 1207.6 is hereby amended to read as follows:

TABLE 1207.6

ELECTROCHEMICAL ESS TECHNOLOGY-SPECIFIC REQUIREMENTS

COMPLIANCE REQUIRED [b]		BATTERY TECHNOLOGY				OTHER ESS AND BATTERY TECHNOLOGIES [b]	CAPACITOR ESS[b]
Feature	Section	Lead-acid	Ni-Cd and Ni-MH	Lithium-ion	Flow		
Exhaust ventilation	1207.6.1	Yes	Yes	~~No~~Yes	Yes	Yes	Yes
Explosion control	1207.6.3	Yes [a]	Yes [a]	Yes	No[f]	Yes	Yes
Safety caps	1207.6.4	Yes	Yes	No	No[f]	Yes	Yes
Spill control and neutralization	1207.6.2	Yes [c]	Yes [c]	No[f]	Yes	Yes	Yes
Thermal runaway	1207.6.5	Yes[d]	Yes	Yes[e]	No[f]	Yes[e]	Yes

a. Not required for lead-acid and nickel-cadmium batteries at facilities under the exclusive control of communications utilities that comply with NFPA 76 and operate at less than 50 VAC and 60 VDC.

b. Protection shall be provided unless documentation acceptable to the fire code official is provided in accordance with Section 104.8.2 that provides justification why the protection is not necessary based on the technology used.

c. Applicable to vented-type (i.e., flooded) nickel-cadmium and lead-acid batteries.

d. Not required for vented-type (i.e., flooded) lead-acid batteries.

e. The thermal runaway protection is permitted to be part of a battery management system that has been evaluated with the battery as part of the evaluation to UL 1973.

f. May be required by the fire code official where determined necessary based upon hazards inherent to the chemistry and/or technology involved.

SECTION 256. Section 1207.6.1.1 is hereby amended to read as follows:

1207.6.1.1 Ventilation based on LFL.

The exhaust ventilation system shall be designed to limit the maximum concentration of flammable gas to ~~25~~10 percent of the lower flammable limit (LFL) of the total volume of the room, area or walk-in unit during the worst-case event of simultaneous charging of batteries at the maximum charge rate, in accordance with nationally recognized standards.

SECTION 257. Section 1207.6.1.2 is hereby amended to read as follows:

1207.6.1.2 Ventilation based on exhaust rate.

Mechanical exhaust ventilation shall be provided at a rate of not less than 1 $ft^3/min/ft^2$ (5.1 $L/sec/m^2$) of floor area of the room, area or walk-in unit. The ventilation shall be either continuous or shall be activated by a gas detection system in accordance with Section 1207.6.1.~~2.4~~6.

SECTION 258. Section 1207.6.1.2.1 is hereby amended to read as follows:

1207.6.1.~~2.1~~3 Standby power.

Mechanical exhaust ventilation shall be provided with a minimum of ~~2~~6 hours of standby power in accordance with Section 1203.2.5, and shall be provided by a source other than the ESS served by the ventilation.

SECTION 259. Section 1207.6.1.2.2 is hereby amended to read as follows:

1207.6.1.~~2.~~24 Installation instructions and controls.

Required mechanical exhaust ventilation systems shall be installed in accordance with the manufacturer's installation instructions and the *California Mechanical Code*. Clearly identified separate switches shall be provided both to activate the mechanical exhaust ventilation system, and to shut off the ventilation system.

SECTION 260. Section 1207.6.1.2.3 is hereby amended to read as follows:

1207.6.1.~~2.~~35 Supervision.

Required mechanical exhaust ventilation systems shall be supervised by an approved central station, proprietary or remote station service in accordance with NFPA 72, ~~or~~and shall initiate an audible and visible signal at an approved constantly attended on-site location.

SECTION 261. Section 1207.6.1.2.4 is hereby amended to read as follows:

1207.6.1.~~2.~~46 Gas detection system.

Where required by Section 1207.6.1.2, and where necessary for compliance with other requirements of Section 1207, rooms, areas and walk-in units containing ESS shall be protected by an approved continuous gas detection system that complies with Section 916 and with the following:

1. The gas detection system shall be designed to activate the mechanical ventilation system when the level of flammable gas in the room, area or walk-in unit exceeds ~~25~~10 percent of the LFL,

and/or, where determined necessary by the fire code official, when the level of toxic or highly toxic gas exceeds one-half of the IDLH.

2. The mechanical ventilation system shall remain on until the flammable gas detected is less than ~~25~~10 percent of the LFL, and/or, where determined necessary by the fire code official, when the level of toxic or highly toxic gas detected is less than one-half of the IDLH.

3. The gas detection system shall be provided with a minimum of ~~2~~6 hours of standby power in accordance with Section 1203.2.5.

4. Failure of the gas detection system shall annunciate a trouble signal at an approved central station, proprietary or remote station service in accordance with NFPA 72, ~~or~~and shall initiate an audible and visible trouble signal at an approved constantly attended on-site location.

5. Activation of the gas detection system shall result in all the following:

   5.1. Initiation of distinct audible and visible alarms in the battery storage room.

   5.2. Transmission of an alarm to an approved location.

   5.3. De-energizing of the battery charger.

SECTION 262. Section 1207.6.3 is hereby amended to read as follows:

1207.6.3 Explosion control.

Where required by Table 1207.6 or elsewhere in this code, explosion control complying with Section 911 shall be provided for rooms, areas or walk-in units containing electrochemical ESS technologies.

Exceptions:

1. Where approved, explosion control is permitted to be waived by the fire code official based on large-scale fire testing complying with Section 1207.1.5 that demonstrates that flammable gases are not liberated from electrochemical ESS cells or modules where tested in accordance with UL 9540A.
2. Where approved, explosion control is permitted to be waived by the fire code official based on documentation provided in accordance with Section ~~104.7~~104.8 that demonstrates that the electrochemical ESS technology to be used does not have the potential to release flammable gas concentrations in excess of 25 percent of the LFL anywhere in the room, area, walk-in unit or structure under thermal runaway or other fault conditions.

SECTION 263. Table 1207.7 is hereby amended to read as follows:

TABLE 1207.7

INDOOR ESS INSTALLATIONS

~~COMPLIANCE REQUIRED~~		~~DEDICATED-USE BUILDINGS[a]~~	~~NONDEDICATED-USE BUILDINGS[b]~~
~~Feature~~	~~Section~~		
~~Dwelling units and sleeping units~~	~~1207.7.3~~	~~NA~~	~~Yes~~
~~Elevation~~	~~1207.5.3~~	~~Yes~~	~~Yes~~
~~Fire suppression systems~~	~~1207.5.5~~	~~Yes[c]~~	~~Yes~~
~~Fire-resistance-rated separations~~	~~1207.7.4~~	~~Yes~~	~~Yes~~
~~General installation requirements~~	~~1207.4~~	~~Yes~~	~~Yes~~
~~Maximum allowable quantities~~	~~1207.5.2~~	~~No~~	~~Yes~~
~~Size and separation~~	~~1207.5.1~~	~~No~~	~~Yes~~
~~Smoke and automatic fire detection[e]~~	~~1207.5.4~~	~~Yes[d]~~	~~Yes~~
~~Technology-specific protection~~	~~1207.6~~	~~Yes~~	~~Yes~~

FEATURE	SECTION	COMPLIANCE REQUIRED
Prohibited ESS installation locations	1207.7.3	Yes
Elevation	1207.5.3	Yes
Fire suppression systems	1207.5.5	Yes
Fire-resistance-rated separations	1207.7.4	Yes
General installation requirements	1207.4	Yes
Maximum allowable quantities	1207.5.2	Yes
Size and separation	1207.5.1	Yes
Smoke and automatic fire detection[e]	1207.5.4	Yes
Technology-specific protection	1207.6	Yes

~~NA = Not Allowed.~~

a. ~~See Section 1207.7.1.~~Reserved.

b. ~~See Section 1207.7.2.~~Reserved.

c. ~~Where approved by the fire code official, fire suppression systems are permitted to be omitted in dedicated-use buildings located more than 100 feet (30.5 m) from buildings, lot lines, public ways, stored combustible materials, hazardous materials, high-piled stock and other exposure hazards.~~Reserved.

d. ~~Where approved by the fire code official, alarm signals are not required to be transmitted to a central station, proprietary or remote station service in accordance with NFPA 72, or a constantly attended location where local fire alarm annunciation is provided and trained personnel are always present.~~Reserved.

e. Lead-acid and nickel-cadmium battery systems installed in Group U buildings and structures less than 1,500 square feet (139 m2) under the exclusive control of communications utilities, and operating at less than 50 VAC and 60 VDC in accordance with NFPA 76, are not required to have an approved automatic smoke or fire detection system.

SECTION 264. Section 1207.7.1 is hereby amended to read as follows:

1207.7.1 ~~Dedicated-use buildings~~Reserved.

~~For the purpose of Table 1207.7, dedicated-use ESS buildings shall be classified as Group F-1 occupancies and comply with all the following:~~

~~1. The building shall only be used for ESS, electrical energy generation and other electrical grid-related operations.~~

~~2. Occupants in the rooms and areas containing ESS are limited to personnel that operate, maintain, service, test and repair the ESS and other energy systems.~~

~~3. No other occupancy types shall be permitted in the building.~~

~~4. Administrative and support personnel shall be permitted in areas within the buildings that do not contain ESS, provided that:~~

~~4.1. The areas do not occupy more than 10 percent of the building area of the story in which they are located.~~

~~4.2. A means of egress is provided from the incidental use areas to the public way that does not require occupants to traverse through areas containing ESS or other energy system equipment.~~

SECTION 265. Section 1207.7.2 is hereby amended to read as follows:

1207.7.2 ~~Nondedicated-use buildings~~Reserved.

~~For the purpose of Table 1207.7, nondedicated-use buildings include all buildings that contain ESS and do not comply with Section 1207.7.1 dedicated-use building requirements.~~

SECTION 266. Section 1207.7.3 is hereby amended to read as follows:

1207.7.3 ~~Dwelling units and sleeping units~~Prohibited ESS installation locations.

ESS shall not be installed in ~~sleeping units or in habitable spaces of dwelling units~~any of the following locations~~.~~:

1. Sleeping units.

2. Dwelling units.

3. Electrical rooms.

Exception: In nondedicated electrical rooms or areas, where determined by the fire code official.

4. Rooms and areas housing the fire alarm control panel, fire pump, emergency responder communications coverage control equipment, and other fire protection and life safety system equipment as determined by the fire code official.

SECTION 267. Section 1207.7.4 is hereby amended to read as follows:

1207.7.4 Fire-resistance-rated separations.

Rooms and areas containing ESS shall ~~include fire-resistance-rated separations as follows:~~

~~1. In dedicated-use buildings, rooms and areas containing ESS shall be separated from areas in which administrative and support personnel are located.~~

~~2. In nondedicated-use buildings, rooms and areas containing ESS shall~~ be separated from other areas in the building by fire-resistance-rated separations.

Separation shall be provided by 2-hour fire barriers constructed in accordance with Section 707 of the *California Building Code* and 2-hour horizontal assemblies constructed in accordance with Section 711 of the *California Building Code*, as appropriate.

SECTION 268. Section 1207.8.3 is hereby amended to read as follows:

1207.8.3 Clearance to exposures.

ESS located outdoors shall be ~~separated by~~installed and maintained a minimum of 10 feet (3048 mm) from the following exposures:

1. Lot lines.
2. Public ways.
3. Buildings.
4. Stored combustible materials.
5. Hazardous materials.
6. High-piled stock.
7. Other exposure hazards.
8. Vegetation, per Table 1207.8 and Section 1207.5.7.

Exceptions:

1. Where approved by the fire code official, ~~C~~clearances are permitted to be reduced to 3 feet (914 mm) where a 1-hour free-standing fire barrier suitable for exterior use and extending 5 feet (1524 mm) above and 5 feet (1524 mm) beyond the physical boundary of the ESS installation is provided to protect the exposure.
2. Where approved by the fire code official, ~~C~~clearances to buildings are permitted to be reduced to 3 feet (914 mm) where noncombustible exterior walls with no openings or combustible overhangs are provided on the wall adjacent to the ESS and the fire-resistance rating of the exterior wall is a minimum of 2 hours.

3. Where approved by the fire code official, ~~C~~clearances to buildings are permitted to be reduced to 3 feet (914 mm) where a weatherproof enclosure constructed of noncombustible materials is provided over the ESS, and it has been demonstrated that a fire within the enclosure will not ignite combustible materials outside the enclosure based on large-scale fire testing complying with Section 1207.1.5.

SECTION 269. Section 1207.8.4 is hereby amended to read as follows:

1207.8.4 Exterior wall installations.

ESS shall be permitted to be installed outdoors on exterior walls of buildings when all of the following conditions are met:

1. The maximum energy capacity of individual ESS units shall not exceed 20 kWh.
2. The ESS shall comply with applicable requirements in Section 1207.
3. The ESS shall be installed in accordance with the manufacturer's instructions and their listing.
4. Individual ESS units shall be separated from each other by at least 3 feet (914 mm).
5. The ESS shall be ~~separated from doors, windows, operable openings into buildings or HVAC inlets by at least~~installed and maintained a minimum of 5 feet (1524 mm) from all doors, windows

operable openings, HVAC inlets, and other penetrations directly or indirectly into habitable or occupiable spaces, or bathrooms.

6. The ESS shall be installed and maintained a minimum of 10 feet (3048 mm) from all of the following:

6.1. Lot lines.

6.2. Public ways.

6.3. Other buildings.

6.4. Stored combustible materials.

6.5. Hazardous materials.

6.6. High-piled stock.

6.7. Other exposure hazards.

6.7. Vegetation, as specified in Section 1207.5.7.

Exception: Where approved, smaller separation distances in Items 4 and 5 shall be permitted ~~based on large-scale fire testing complying with Section 1207.1.5.~~where such distances are documented and approved to be adequate for the ESS model(s) in question based on large-scale fire testing, in accordance with Section 1207.1.5.

SECTION 270. Section 1207.9.4 is hereby amended to read as follows:

1207.9.4 Fire suppression systems.

ESS located in walk-in units on rooftops or in walk-in units in open parking garages shall be provided with automatic fire suppression systems within the ESS enclosure in accordance with Section 1207.5.5. Areas containing ESS other than walk-

in units in open parking structures on levels not open above to the sky shall be provided with an automatic fire suppression system complying with Section 1207.5.5.

Exception: A fire suppression system is not required in open parking garages if large-scale fire testing complying with Section 1207.1.5 is ~~provided~~approved and includes evidence that shows that a fire will not impact the exposures in Section 1207.9.3.

SECTION 271. Section 1207.9.5 is hereby amended to read as follows:

1207.9.5 Rooftop installations.

ESS and associated equipment that are located on rooftops and not enclosed by building construction shall comply with the following:

1. Stairway access to the roof for emergency response and fire department personnel shall be provided either through a bulkhead from the interior of the building or a stairway on the exterior of the building.
2. Service walkways at least 5 feet (1524 mm) in width shall be provided for service and emergency personnel from the point of access to the roof to the system.
3. ESS and associated equipment shall be located from the edge of the roof a distance equal to at least the height of the system, equipment or component but not less than ~~5~~10 feet (~~1524~~3048 mm).
4. The roofing ~~materials under and within 5 feet (1524 mm) horizontally from an ESS or associated equipment~~ shall be

noncombustible or shall have a Class A rating when tested in accordance with ASTM E108 or UL 790, and shall in all cases require the approval of the fire code official based upon large-scale fire testing approved in accordance with Section 1207.1.5.

5. A Class I standpipe outlet shall be installed at an approved location on the roof level of the building or in the stairway bulkhead at the top level.

6. The ESS shall be the minimum of ~~10 feet (3048 mm)~~25 feet (7620 mm) from all stairwells, egress pathways, and the fire service access point(s) on the rooftop. ESS shall not be installed within 25 feet (7620 mm) of any rooftop access bulkhead/hatch from the interior of the building.

SECTION 272. Table 1207.10 is hereby amended to read as follows:

TABLE 1207.10

MOBILE ENERGY STORAGE SYSTEMS (ESS)

COMPLIANCE REQUIRED		DEPLOYMENT [a]
Feature	**Section**	
All ESS installations	1207.4	Yes[b]
Fire suppression systems	1207.5.5	Yes[c]
Maximum allowable quantities	1207.5.2	Yes
Maximum enclosure size	1207.5.6	Yes
Means of egress separation	1207.5.8	Yes
Size and separation	1207.5.1	Yes[d]
Smoke and automatic fire detection	1207.5.4	Yes[e]
Technology-specific protection	1207.6	Yes
Vegetation control	1207.5.7	Yes

a. See Section 1207.10.2.

b. Mobile operations on wheeled vehicles and trailers shall not be required to comply with Section 1207.4.4 seismic and structural load requirements.

c. Fire suppression system connections to the water supply shall be permitted to use approved temporary connections.

d. In walk-in units, ~~spacing is not required between~~ ESS units ~~and~~are permitted to be installed on the walls of the enclosure, but separation is required between individual groups of ESS units described in Section 1207.5.1.

e. Where authorized by the fire code official, ~~A~~alarm signals are ~~not required to~~ be transmitted to an approved location ~~for~~when the mobile ESS ~~deployed 30 days or less~~ is in transit to a deployment location. Alarm signal transmission shall be required upon the mobile ESS going operational.

SECTION 273. Section 1207.10.6 is hereby amended to read as follows:

1207.10.6 Charging and storage.

Installations where mobile ESS are charged and stored shall be treated as permanent ESS indoor or outdoor installations, and shall comply with the following sections, as applicable:

1. Indoor charging and storage shall comply with Section 1207.7.
2. Outdoor charging and storage shall comply with Section 1207.8.
3. If permitted by the fire code official to occur, ~~C~~charging and storage on rooftops ~~and in open parking garages~~ shall comply with Section 1207.9.

Exceptions:

1. Electrical connections shall be permitted to be made using temporary wiring complying with the manufacturer's instructions, the UL 9540 listing and *the California Electrical Code.*
2. Fire suppression system connections to the water supply shall be permitted to use approved temporary connections.

SECTION 274. Section 1207.10.7.2 is hereby amended to read as follows:

1207.10.7.2 Restricted locations.

Deployed mobile ESS operations shall not be located indoors, in ~~covered~~ parking garages, on rooftops, below grade or under building overhangs.

SECTION 275. Section 1207.10.7.3 is hereby amended to read as follows:

1207.10.7.3 Clearance to exposures.

Deployed mobile ESS shall be separated by a minimum of 10 feet (3048 mm) from the following exposures:

1. Public ways.
2. Buildings.
3. Stored combustible materials.
4. Hazardous materials.
5. High-piled storage.
6. Other exposure hazards.

7. Lot lines, unless approved by the fire code official based upon notarized permission obtained by the applicant from the owner(s) and/or occupant(s) of the affected parcel(s).

Deployed mobile ESS shall be separated by a minimum of 50 feet (15 240 mm) from public seating areas and from tents, canopies and membrane structures with an occupant load of 30 or more.

SECTION 276. Section 1207.10.7.6 is hereby amended to read as follows:

1207.10.7.6 Fencing and impact protection.

An approved fence with a locked gate or other approved barrier shall be provided to keep the general public at least 5 feet (1524 mm) from the outer enclosure of a deployed mobile ESS.

The fire code official shall be authorized to require approved means of impact protection where deemed necessary.

SECTION 277. Section 1207.11 is hereby amended to read as follows:

1207.11 ESS in Group R-3 and R-4 occupancies.

ESS in Group R-3 and R-4 occupancies shall be installed and maintained in accordance with Sections 1207.11.1 through 1207.11.9. The temporary use of an owner or occupant's electric-powered vehicle as an ESS shall be in accordance with Section 1207.11.10.

Permits shall be required in accordance with Section 1207.1.2.

SECTION 278. Section 1207.11.1 is hereby amended to read as follows:

1207.11.1 Equipment listings.

ESS shall be listed and labeled in accordance with UL 9540. ESS listed and labeled solely for utility or commercial use shall not be used for residential applications.

~~**Exception:** Where approved, repurposed unlisted battery systems from electric vehicles are allowed to be installed outdoors or in detached dedicated cabinets located not less than 5 feet (1524 mm) from exterior walls, property lines and public ways.~~

SECTION 279. Section 1207.11.2.1 is hereby amended to read as follows:

1207.11.2.1 Spacing.

Individual units shall be separated from each other by at least 3 feet (914 mm) of spacing unless smaller separation distances are documented and approved to be adequate for the ESS model(s) in question based on large-scale fire testing ~~complying~~, in accordance with Section 1207.1.5.

SECTION 280. Section 1207.11.3 is hereby amended to read as follows:

1207.11.3 Location.

ESS shall be installed only in the following locations:

1. ~~D~~Inside detached garages ~~and detached accessory structures~~.
2. ~~A~~Inside attached garages when separated from the dwelling unit living space and sleeping units in accordance with Section *R302.6*.
3. Outdoors *or* on the ~~exterior~~outer side of the exterior building walls ~~located *not less than* 3 feet (914 mm) from doors and windows~~

~~*directly entering the dwelling unit*~~in accordance with Section 1207.11.3.1.

~~4. *Enclosed utility closets, basements, storage or utility spaces within dwelling units with finished or noncombustible walls and ceilings. Walls and ceilings of unfinished wood-framed construction shall be provided with not less than 5/8-inch (15.9 mm) Type X gypsum wallboard.*~~

ESS shall not be installed ~~*in sleeping rooms, closets, s*~~inside any of the following locations:

1. Dwelling units, including accessory dwelling units (ADU's).
2. Sleeping units.
3. *Spaces opening directly into sleeping rooms or* ~~*in habitable spaces of dwelling*~~ *units.*
4. Closets.
5. Bathrooms.
6. Basements.
7. Accessory structures that are not garages.
8. Vaults.

SECTION 281. Section 1207.11.3.1 is hereby added to read as follows:

1207.11.3.1 Outdoors or on outer side of exterior building walls.

ESS shall be permitted to be installed outdoors, or on the outer side of exterior building walls, when all of the following conditions are met, in addition to those otherwise required by Section 1207.11:

1. The ESS shall be installed and maintained a minimum of 5 feet (1524 mm) from all of the following:

    1.1. Lot lines.

    1.2. Public ways.

    1.3. Other buildings.

    1.4. Stored combustible materials.

    1.5. Hazardous materials.

2. The ESS shall be installed and maintained a minimum of 10 feet (3048 mm) from vegetation, as specified in Section 1207.5.7.

3. The ESS shall be installed and maintained a minimum of 3 feet (914 mm) from all doors, windows, operable openings, HVAC inlets and other penetrations directly or indirectly into habitable or occupiable spaces, or bathrooms.

Exception: The fire code official shall have the authority to authorize smaller separation distances where such distances are documented and approved to be adequate for the ESS model(s) in question based on large-scale fire testing, in accordance with Section 1207.1.5.

SECTION 282. Section 1207.11.4 is hereby amended to read as follows:

1207.11.4 Energy ratings.

Individual ESS units shall have a maximum rating of 20 kWh. The aggregate rating per Group R-3/R-4 occupancy ~~structure~~ shall not exceed:

~~1. 40 kWh within utility closets and storage or utility spaces.~~

~~2~~1. 80 kWh in attached or detached garages ~~and detached accessory structures~~.

~~3~~2. 80 kWh on outer side of exterior building walls.

~~4~~3. 80 kWh outdoors on the ground.

Energy capacity is the total energy capable of being stored (nameplate rating), not the usable energy rating.

ESS installations exceeding the permitted individual or aggregate ratings shall be installed in accordance with Sections 1207.1 through 1207.9 of the California Fire Code.

SECTION 283. Section 1207.11.5.1 is hereby added to read as follows:

1207.11.5.1 Electrical disconnects, signage, and working clearances.

In addition to any disconnects and signage required in accordance with *the California Electrical Code*, disconnects, signage, and access shall be provided in accordance with Section 509, et seq.

Access and working space shall be provided and maintained about all electrical equipment to permit ready and safe operation and maintenance of such equipment in accordance with *the California Electrical Code*, the manufacturer's instructions, and Section 603.

SECTION 284. Section 1207.11.6 is hereby amended to read as follows:

1207.11.6 Fire detection.

ESS installed ~~in Group R-3 and R-4 occupancies shall comply with the following:~~

~~*1.* Rooms and areas~~ within ~~dwellings units, sleeping units,~~ *~~basements~~* and attached garages ~~in which ESS are installed~~ shall be protected by ~~smoke alarms in accordance with Section *907.2.11*~~one of the following:

1. An approved heat alarm.
2. An approved heat detector that is a component of a fire alarm system in the residence that will activate a notification device that will alert the residents of an emergency.
3. ~~*A listed heat alarm*~~A fire sprinkler, properly spaced and integrated to a residential fire sprinkler system outfitted with a flow detector that activates a notification device that will alert the residents of an emergency.

~~interconnected to the smoke alarms~~Notification in all three options shall be ~~installed~~provided in locations within dwelling units, sleeping units and attached garages ~~where smoke alarms cannot be installed based on their listing~~.

SECTION 285. Section 1207.11.7 is hereby amended to read as follows:

1207.11.7 Protection from impact.

ESS installed in a location subject to vehicle damage *in accordance with Sections 1207.11.7.1 ~~or~~*through *1207.11.7.~~2~~3 shall be provided with impact protection in accordance with Section 1207.11.7.~~3~~4*. For the purposes of vehicle impact protection, an energy storage management system that controls an ESS, if located remotely from the ESS unit(s) it controls, shall be treated as an ESS unit.

Exception: Impact protection is not required for an ESS unit where no portion of the ESS unit is less than 36 inches (914 mm) above the finished floor, unless determined necessary per Section 1207.11.7.3.

SECTION 286. Section 1207.11.7.1 is hereby amended to read as follows:

***1207.11.7.1 Garages* interior–installed ESS.**

~~*Where an ESS is installed in the normal driving path of vehicle travel within a garage, impact protection complying with Section 1207.11.7.3 shall be provided. The normal driving path is a space between the garage vehicle opening and the interior face of the back wall to a height of 48 inches (1219 mm) above the finished floor. The width of the normal driving path shall be equal to the width of the garage door opening. Impact protection shall also be provided for ESS installed at either of the following locations (See Figure 1207.11.7.1):*~~

~~*1. On the interior face of the back wall and located within 36 inches (914 mm) to the left or to the right of the normal driving path.*~~

~~*2. On the interior face of a side wall and located within 24 inches (609 mm) (from the back wall and within 36 inches (914 mm) of the normal driving path.*~~

~~***Exception:** Where the clear height of the vehicle garage opening is 7 feet 6 inches (2286 mm) or less, ESS installed not less than 36 inches (914 mm) above finished floor are not subject to vehicle impact protection requirements.*~~

For ESS unit(s) installed inside a garage or similar structure, impact protection shall be provided in accordance with Figures 1207.11.1(1) through 1207.11.7.1(3), and as described herein.

"L" represents the length of the garage-entrance return wall and is measured from the inside corner where the return wall meets the adjacent "side" wall that runs roughly parallel to the driving path.

Where any portion of the ESS unit is installed outside of the triangles created in accordance with Figure 1207.11.7.1(1), impact protection shall be provided.

Exceptions: Where the ESS unit is located within one of the aforementioned triangles, but any of the following are true, impact protection requirements shall be evaluated on a case-by-case basis:

1. L > 6 feet (1829 mm). See Figure 1207.11.7.1(2).
2. The driving path within the garage is deeper than 25 feet (7620 mm). See Figure 1207.11.7.1(3).

SECTION 287. Figure 1207.11.7.1 is hereby deleted in entirety as follows:

~~***FIGURE 1207.11.7.1***~~

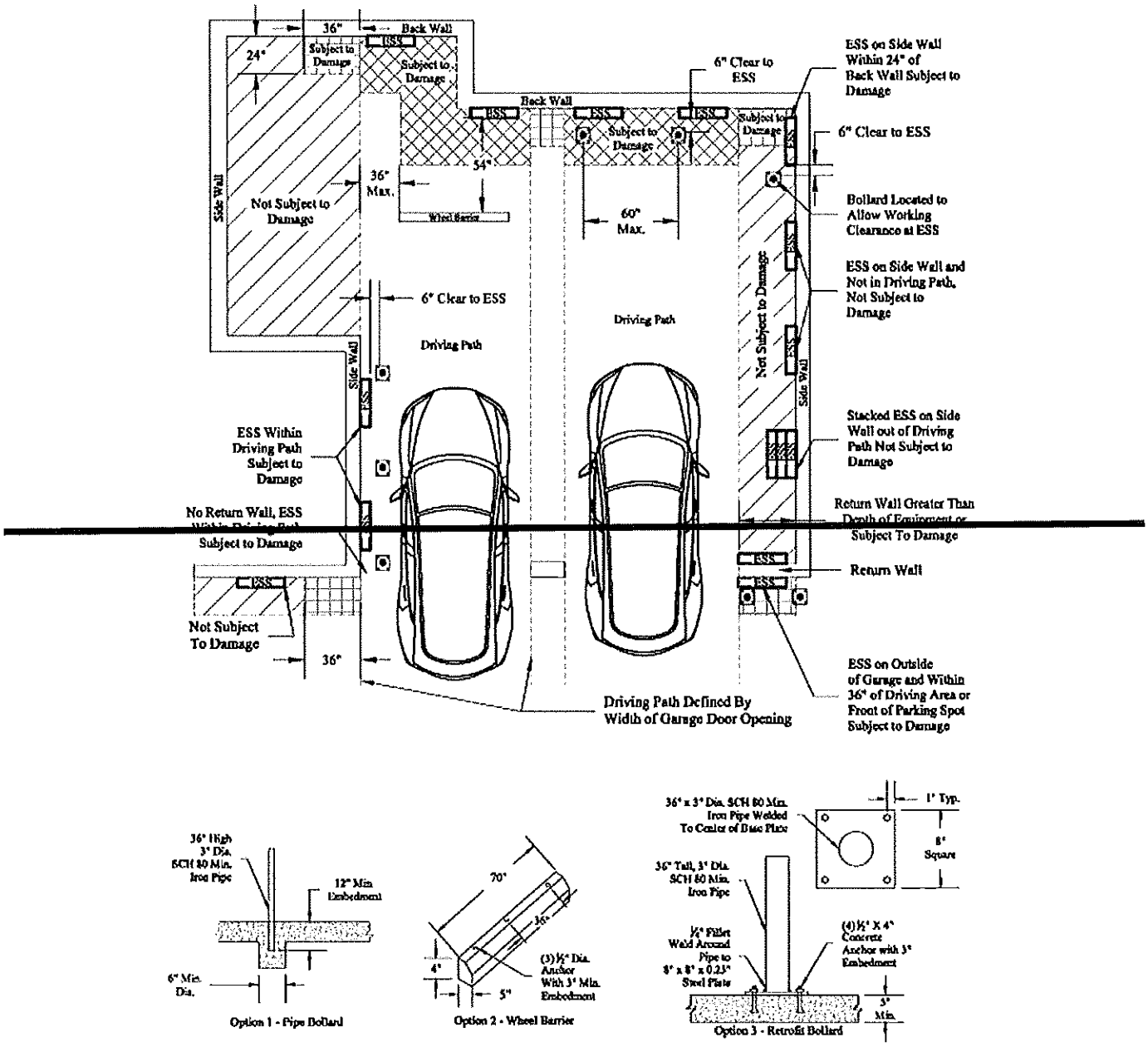


FIGURE 1207.11.7.1
ESS VEHICLE IMPACT PROTECTION

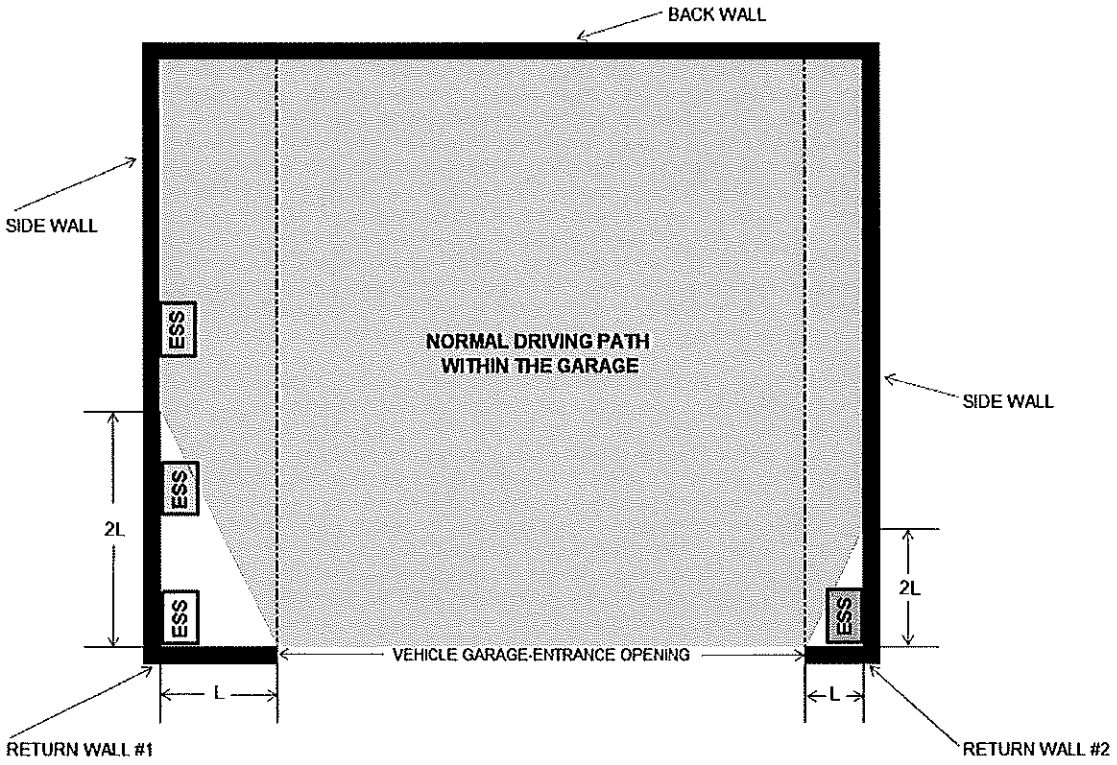
SECTION 288. Figure 1207.11.7.1(1) is hereby added to appear as follows:

FIGURE 1207.11.7.1(1)

GARAGE INTERIOR–INSTALLED ESS[a]

ASSUMPTIONS/CONDITIONS:

- **L ≤ 6 FEET**
  (If L > 6 feet, also see FIGURE 1207.11.7.1(2).)
- **DEPTH OF DRIVING PATH WITHIN THE GARAGE ≤ 25 FEET**
  (If Driving Path > 25 feet, also see FIGURE 1207.11.7.1(3).)



L = Interior length of the vehicle garage-entrance return wall.

ESS = ESS unit(s) subject to impact protection requirements.

ESS = ESS unit(s) *NOT* subject to impact protection requirements.

= Area subject to impact protection requirements.

For SI: 1 inch = 25.4 mm, 1 foot = 304.8 mm.

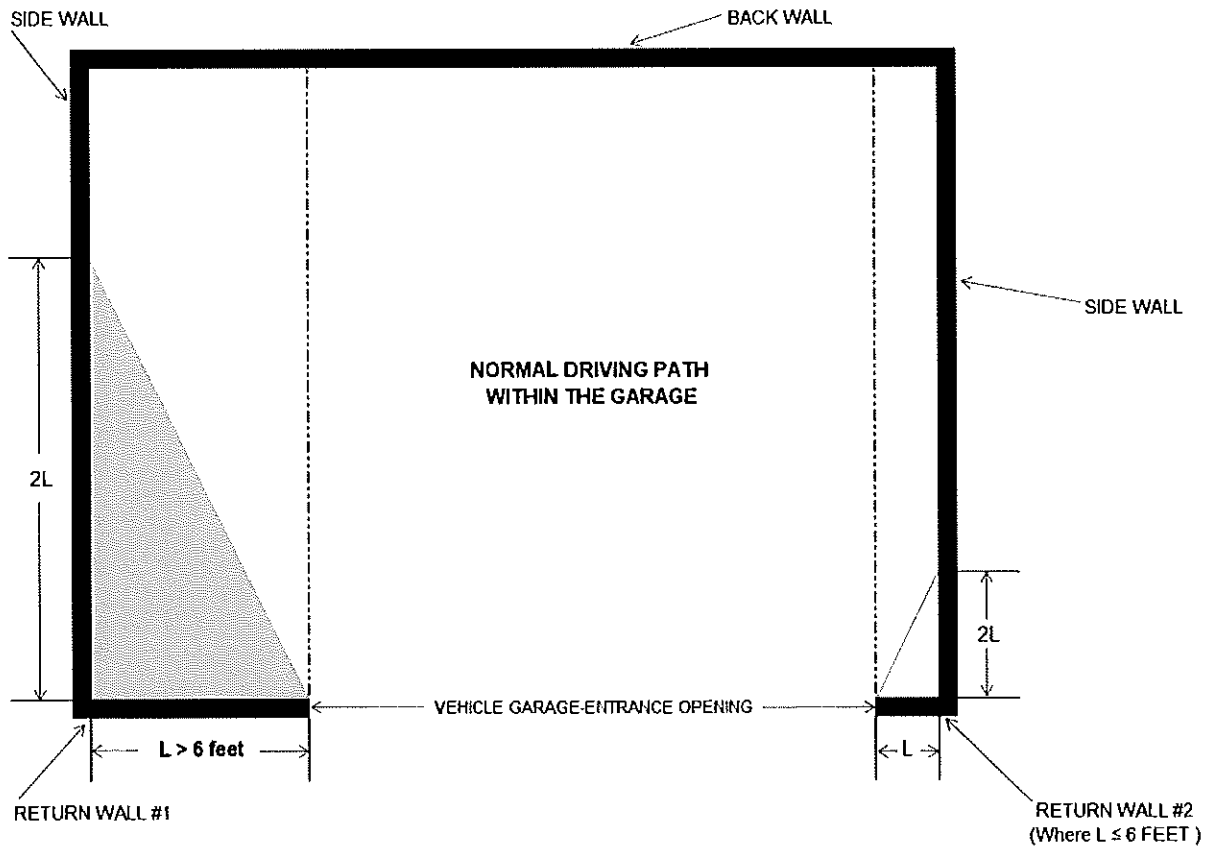
a. Impact protection is not required for an ESS unit (or for a remote Energy Storage Management System) that is entirely located 36 inches or greater above the finished driving surface.

Exception: Where determined necessary by the fire code official due to special circumstances.

SECTION 289. Figure 1207.11.7.1(2) is hereby added to appear as follows:

FIGURE 1207.11.7.1(2)

LONG GARAGE RETURN WALL[a,b]



L = Interior length of the vehicle garage-entrance return wall.

= Area subject to case-by-case evaluation.

For SI: 1 inch = 25.4 mm, 1 foot = 304.8 mm.

a. Impact protection is not required for an ESS unit (or for a remote Energy Storage Management System) that is entirely located 36 inches or greater above the finished driving surface.

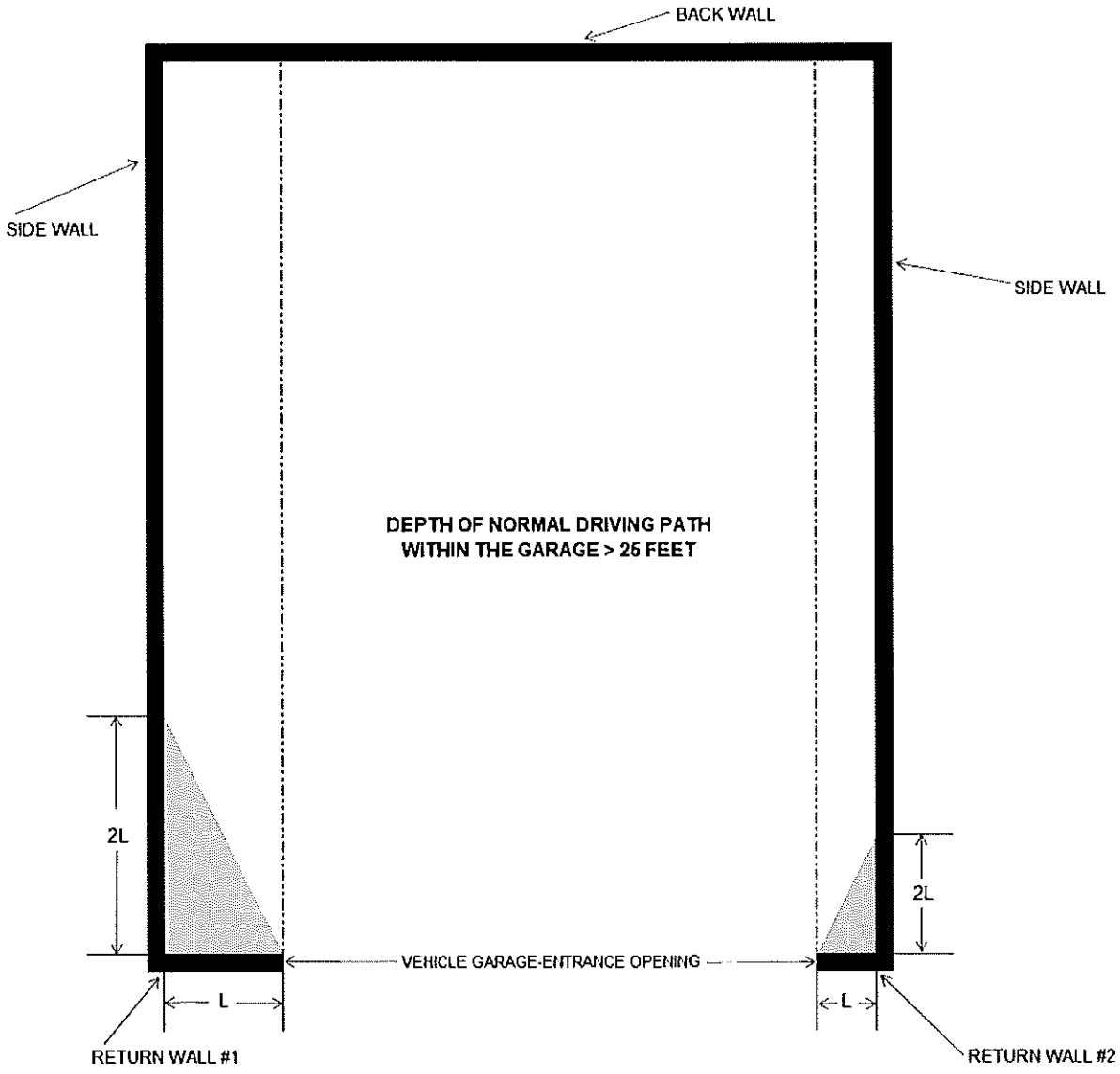
Exception: Where determined necessary by the fire code official due to special circumstances.

b. Where this figure is applicable, this case-by-case evaluation shall be in addition to the requirements of Figure 1207.11.7.2.1(1).

SECTION 290. Figure 1207.11.7.1(3) is hereby added to appear as follows:

FIGURE 1207.11.7.1(3)

DEEP GARAGE[a,b]



L = Interior length of the vehicle garage-entrance return wall.

= Area subject to case-by-case evaluation.

For SI: 1 inch = 25.4 mm, 1 foot = 304.8 mm.

a. Impact protection is not required for an ESS unit (or for a remote Energy Storage Management System) that is entirely located 36 inches or greater above the finished driving surface.

Exception: Where determined necessary by the fire code official due to special circumstances.

b. Where this figure is applicable, this case-by-case evaluation shall be in addition to the requirements of Figure 1207.11.7.2.1(1).

SECTION 291. Section 1207.11.7.2 is hereby amended to read as follows:

1207.11.7.2 ~~***Other locations subject to vehicle impact***~~**Exterior-installed ESS**.

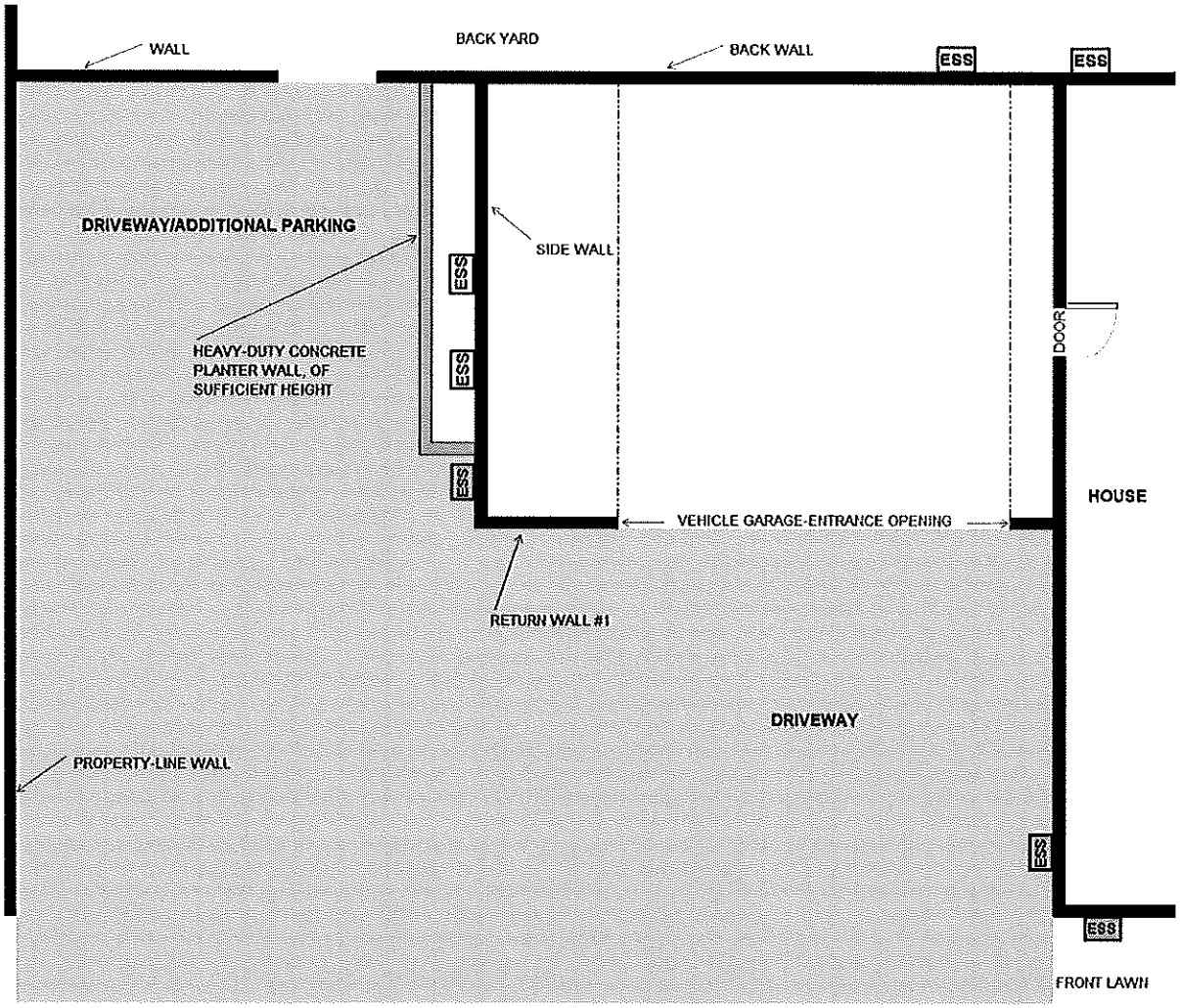
~~*Where an ESS is installed in a location other than as defined in Section 1207.11.7.1, and is subject to vehicle damage, impact protection shall be provided in accordance with Section 1207.11.7.3.*~~

Impact Protection shall be required for any ESS unit(s) that are located within 36" of the full width or depth/length of any vehicular path of travel, and subject to vehicular impact, per Figure 1207.11.7.2.

SECTION 292. Figure 1207.11.7.2 is hereby added to appear as follows:

FIGURE 1207.11.7.2

EXTERIOR-INSTALLED ESS[a]



= Exterior area subject to impact protection requirements.

ESS = ESS unit(s) subject to impact protection requirements.

ESS = ESS unit(s) *NOT* subject to impact protection requirements.

For SI: 1 inch = 25.4 mm.

a. Impact protection is not required for an ESS unit (or for a remote Energy Storage Management System) that is entirely located 36 inches or greater above the finished driving surface.

Exception: Where determined necessary by the fire code official due to special circumstances.

SECTION 293. Section 1207.11.7.3 is hereby amended to read as follows:

1207.11.7.3 ~~***Impact protection options***~~**Special circumstances**.

~~*Where ESS is required to be protected from impact in accordance with Section 1207.11.7.1 or 1207.11.7.2, such protection shall comply with one of the following:*~~

~~*1. Bollards constructed in accordance with one of the following:*~~

~~*1.1. Minimum 48 inches (1219 mm) in length by 3 inches (76 mm) in diameter Schedule 80 steel pipe embedded in a concrete pier not less than 12 inches (304 mm) deep and 6 inches (152 mm) in diameter, with at least 36 inches (914 mm) of pipe exposed, filled with concrete and spaced at a maximum interval of 5 feet (1524 mm). Each bollard shall be located not less than 6 inches (152 mm) from an ESS.*~~

~~*1.2. Minimum 36 inches (914 mm) in height by 3 inches (76 mm) in diameter Schedule 80 steel pipe fully welded to a minimum 8-inch (203 mm) by 1/4-inch (6.4 mm) thick steel plate and bolted to a concrete floor by means of 41/2-inch (13 mm) concrete anchors with 3-inch (76 mm) minimum embedment. Spacing shall not be greater than 60 inches*~~

~~(1524 mm), and each bollard shall be located not less than 6 inches (152 mm) from the ESS.~~

~~1.3. Pre-manufactured steel pipe bollards shall be filled with concrete and anchored in accordance with the manufacturer's installation instructions, with spacing not greater than 60 inches (1524 mm), and each bollard shall be located not less than 6 inches (152 mm) from the ESS.~~

~~2. Wheel barriers constructed in accordance with one of the following:~~

~~2.1. Four inches (102 mm) in height by 5 inches (127 mm) in width by 70 inches (1778 mm) in length wheel barrier made of concrete or polymer, anchored to the concrete floor not less than every 36 inches (914 mm) and located not less than 54 inches (1372 mm) from the ESS. Minimum 31/2-inch (89 mm) diameter concrete anchors with a 3-inch (76 mm) embedment per barrier shall be used. Spacing between barriers shall be no greater than 36 inches (914 mm).~~

~~2.2. Pre-manufactured wheel barriers shall be anchored in accordance with the manufacturer's installation instructions.~~

~~3. Approved method designed to resist a 2,000-pound (8899 Newtons) impact in the direction of travel at 24 inches (608 mm) above grade.~~

The need of impact protection for any ESS unit installation scenario not specifically addressed in Sections 1207.11.7.1 and 1207.11.7.2 and associated figures, shall be determined by the fire code official.

SECTION 294. Section 1207.11.7.4 is hereby added to read as follows:

1207.11.7.4 Design of impact protection.

All impact protection shall be of the pipe-bollard type complying with Section 1207.11.7.4.1, or retrofit-bollard type complying with Section 1207.11.7.4.2, unless provided by other approved structures (e.g., concrete wall).

Spacing between bollards shall not exceed 4 feet (1219 mm) on center and be no closer than 6 inches (152 mm) from an ESS unit. Bollards shall not encroach upon the working clearances required by Sections 1207.11.5.1 and 603. The need for multiple bollards for an ESS unit or a series of ESS units shall be determined by the fire code official.

SECTION 295. Section 1207.11.7.4.1 is hereby added to read as follows:

1207.11.7.4.1 Pipe bollard.

Pipe-bollard type impact protection shall be 48 inches (1219 mm) in length, by 3 inches (76 mm) in diameter, schedule 80 steel pipe, embedded in a concrete pier 12 inches (304 mm) deep and 6 inches (152 mm) in diameter with 36 inches (914 mm) of pipe exposed, filled with concrete.

SECTION 296. Section 1207.11.7.4.2 is hereby added to read as follows:

1207.11.7.4.2 Retrofit bollard.

Retrofit-bollard type impact protection shall be 36 inches (914 mm) in height, by 3 inches (76 mm) in diameter, schedule 80 steel pipe fully welded to an 8-inch-square

(203 mm) by ¼ -inch-thick (6.4 mm) steel plate and bolted to a concrete floor by means of four 4 1/2-inch (114 mm) steel anchors. The anchor bolts shall be suitable for use in concrete and shall obtain a minimum of 3-inch (76 mm) nominal embedment per the manufacturer's installation instructions.

SECTION 297. Section 1207.11.8 is hereby amended to read as follows:

1207.11.8 Ventilation.

Indoor installations of ESS that include batteries that produce hydrogen or other flammable gases during charging, discharging, or other normal use conditions shall be provided with exhaust ventilation in accordance with Section 1207.6.1.

SECTION 298. Section 2007.1 is hereby amended to read as follows:

2007.1 General.

Helistops and heliports shall be maintained in accordance with Sections 2007.2 through 2007.811. Helistops and heliports on buildings shall be constructed in accordance with the *California Building Code.*

SECTION 299. Section 2007.9 is hereby added to read as follows:

2007.9 Emergency Helicopter Landing Facility (EHLF).

An approved Emergency Helicopter Landing Facility (EHLF) shall be provided on the roof of any building hereinafter constructed, where the roof exceeds 12 stories or 120 feet above the lowest level of fire department access. It shall be designed and constructed in accordance with the Los Angeles County Building Code and Title 24 of the California Code of Regulations, and shall be capable of sufficiently accommodating the appropriate emergency helicopter as determined by the fire code official.

SECTION 300. Section 2007.9.1 is hereby added to read as follows:

2007.9.1 Other rooftop structures and additions.

Where any roof at which a helistop; heliport; required low-hover, light-wheel landing site; or EHLF exists or is to be established, no parapet, guard or other structure that would extend any height above the horizontal plane of the landing surface, or that would extend more than 42 inches (1067 mm) above the adjacent roof deck, shall be installed without first obtaining written approval of the fire code official. No structures, including but not limited to tents or membrane structures, additions, or uses, shall be allowed to interfere with the necessary and safe operation of the helicopter landing facility.

SECTION 301. Section 2007.10 is hereby added to read as follows:

2007.10 Ground-based helicopter facilities.

A ground-based helicopter landing facility subject to this code, that is required for use to some degree by public emergency services, shall be constructed in accordance with Sections 2007.10.1 through 2007.10.3. These requirements may also be applied to such facilities that are elevated.

2007.10.1 Surface.

When required by the fire code official, a graded pad, measuring a minimum of 100 feet (30 480 mm) by 100 feet (30 480 mm), shall be covered with reinforced concrete, with a minimum depth of 6 inches (152.4 mm), capable of supporting 42,000 pounds (19 050.88 kg).

2007.10.2 Hydrant.

When required by the fire code official, a fire hydrant shall be installed adjacent to the pad as approved by the fire code official.

2007.10.3 Access.

When required by the fire code official, a fire apparatus access road leading to the helistop or heliport shall be provided in accordance with Section 503.

SECTION 302. Section 2007.11 is hereby added to read as follows:

2007.11 Maintenance and notification.

Where a new or existing helistop; heliport; required low-hover, light-wheel landing site; EHLF; or other helicopter landing facility is established, no structures, including but not limited to tents or membrane structures; or uses, shall be allowed to interfere with the necessary and safe operation of the facility. Immediate notification of any such interference shall be provided to the jurisdictional fire department emergency dispatch, including nature, extent, and expected time period of such interference.

2007.11.1 Fire Department permit required.

Where a new or existing helicopter facility is or was intended for emergency use, even if not exclusively; and/or is or was required by code, all nonemergency uses and/or requests shall first obtain a permit from the fire code official. Where a permit is granted, the permit shall include conditions under which nonemergency use can be conducted, as determined by the fire code official.

Issuance of a permit allowing nonemergency use of a rooftop helicopter facility shall be determined at the level of the Fire Marshal, on a case-by-case basis.

SECTION 303. Section 2108.5 is hereby added to read as follows:

2108.5 Smoking.

Smoking in dry-cleaning plants shall only be within designated smoking rooms. "NO SMOKING" signs shall be posted in rooms containing flammable or combustible liquids. See Section 310.3.

SECTION 304. Section 2203.3.1 is hereby amended to read as follows:

2203.3.1 Dust-collection systems.

~~D~~Suitable dust-collection systems shall be designed to collect dust emissions from dust-producing equipment at the point of generation and shall be installed on all dust-producing machinery. Dust-collection systems shall be in accordance with ~~Section 511~~Chapter 5 of the *California Mechanical Code*. Equipment used in operations that generate explosive or flammable vapors, fumes, or dusts shall be interlocked with the machinery power supply so that the machinery cannot be operated without the dust-collection equipment also operating.

Exception: Closed systems using listed equipment and designed in accordance with manufacturer's recommendations and specifications, where cleanouts are provided in accordance with Section 2203.3.3.

Heating, ventilation, and air conditioning (HVAC) systems shall not be used as the means to collect dusts from localized sources.

SECTION 305. Section 2203.4.1.1 is hereby added to read as follows:

2203.4.1.1 Electrical grounding.

Artificial lighting in areas containing dust-producing or dust-agitating operations shall be by electricity with wiring and electrical equipment installed in accordance with

the Electrical Code. Machinery and metal parts of crushing, drying, pulverizing, and conveying systems shall be electrically grounded in accordance with the Electrical Code.

SECTION 306. Section 2203.4.2 is hereby amended to read as follows:

2203.4.2 Static electricity.

Bonding and grounding is required to minimize accumulation of static electric charge in the following locations:

1. Dust-producing equipment.
2. Dust-collection system.
3. Pneumatic dust-conveying systems conveying combustible dust from one location to another, combustible dust conveyors, piping and conductive components. Conveying systems include transport modes such as railcars, hopper cars, boxcars, tank cars and trucks into which or from which commodities or products are pneumatically conveyed.
4. Conveying systems using metallic piping.

Static electricity shall be removed from machinery and other component parts by permanent grounds or bonds or both. The design and installation of such grounds shall be in accordance with approved standards.

SECTION 307. Section 2203.4.10 is hereby added to read as follows:

2203.4.10 Separators.

Approved means, such as magnetic or pneumatic separators, shall be installed ahead of shellers, crackers, crushers, grinding machines, pulverizers, and similar

machines in which the entrance of foreign materials could cause sparks to be generated.

SECTION 308. Section 2404.4 is hereby amended to read as follows:

2404.4 Fire protection.

Spray booths and spray rooms shall be protected by an approved automatic fire-extinguishing system complying with Chapter 9. Protection shall extend to exhaust plenums, exhaust ducts, and both sides of dry filters where such filters are used. Spray booths shall be provided with automatic fire sprinkler system protection when the spray booth is located in a portion of a building that is protected with an automatic fire sprinkler system.

SECTION 309. Section 2408.5 is hereby amended to read as follows:

2408.5 Sources of ignition.

Smoking shall be prohibited and "NO SMOKING" signs shall be prominently displayed in compliance with Section 310.3 in areas where organic peroxides are stored, mixed, or applied. Only nonsparking tools shall be used in areas where organic peroxides are stored, mixed or applied.

SECTION 310. Section 2504.6 is hereby added to read as follows:

2504.6 Smoking.

Smoking shall be prohibited in ripening rooms.

SECTION 311. Section 2507.2 is hereby added to read as follows:

2507.2 "No Smoking" signs.

NO SMOKING signs shall be posted at every entrance, in compliance with Section 310.3.

SECTION 312. Section 2603.3.3 is hereby amended to read as follows:

2603.3.3 ~~Watch personnel~~Reserved.

~~During the period fumigation is in progress, except where fumigation is conducted in a gastight vault or tank, a responsible watchperson shall remain on duty at the entrance or entrances to the enclosed fumigated space until after the fumigation is completed and the building, structure or space is properly ventilated and safe for occupancy. Sufficient watchers shall be provided to prevent persons from entering the enclosed space under fumigation without being observed.~~

SECTION 313. Section 2803.3.3 is hereby added to read as follows:

2803.3.3 Combustible waste.

The storage, accumulation, and handling of combustible materials and control of vegetation shall be in accordance with Section 304.

SECTION 314. Section 2810.1.1 is hereby added to read as follows:

2810.1.1 Permits.

Permits shall be required as set forth in Sections 105.5 and 105.6.

SECTION 315. Section 3102.1 is hereby amended to read as follows:

3102.1 Definitions.

The following terms are defined in Chapter 2:

AIR-INFLATED STRUCTURE.

AIR-SUPPORTED STRUCTURE.

CROWD MANAGER.

INFLATABLE AMUSEMENT DEVICE.

MEMBRANE STRUCTURE.

SPECIAL AMUSEMENT AREA.

TEMPORARY SPECIAL EVENT STRUCTURE.

TENT.

SECTION 316. Section 3104.5 is hereby added to read as follows:

3104.5 Helicopter landing facilities.

Where a helistop; heliport; required low-hover, light-wheel landing site; Emergency Helicopter Landing Facility (EHLF); or other helicopter landing facility is established, no structures, including tents or membrane structures, or uses, shall be allowed to interfere with the necessary and safe operation of the facility. See Section 2007.

SECTION 317. Section 3107.15.2.1 is hereby amended to read as follows:

3107.15.2.1 Quantity limit.

Fuel in the fuel tank and vehicle-technology hazards shall ~~not exceed one-quarter of the tank capacity or 5 gallons (19 L), whichever is less~~comply with the restrictions specified in Section 314.4.

SECTION 318. Section 3107.18 is hereby amended to read as follows:

3107.18 Combustible vegetation.

Combustible vegetation that could create a fire hazard shall be removed from the area occupied by a tent or membrane structure, and from areas within ~~30~~50 feet (~~9144~~15 240 mm) of such tent or membrane structures. When a tent or membrane structure is located in a wildfire risk area, combustible vegetation shall be removed from areas within 50 feet (15 240 mm) from such structures or from areas within up to 200

feet (60 960 mm) from such tent or membrane structures when required by the fire code official.

SECTION 319. Section 3201.2 is hereby amended to read as follows:

3201.2 Permits.

A permit shall be required as set forth in Sections 105.5 and 105.6. Prior to approval of storage racks, a building permit is required in occupancies regulated by this chapter. Proof of all required permits must be provided to the fire code official upon request. The approved permit must be kept on the premises and be available at all times for inspection by the fire code official.

SECTION 320. Table 3206.2 is hereby amended to read as follows:

TABLE 3206.2

GENERAL FIRE PROTECTION AND LIFE SAFETY REQUIREMENTS

COMMODITY CLASS	SIZE OF HIGH-PILED STORAGE AREA[a] (square feet) (see Sections 3206.2 and 3206.3)	ALL STORAGE AREAS (See Sections 3206, 3207 and 3208)[b]				SOLID-PILED STORAGE, SHELF STORAGE AND PALLETIZED STORAGE (see Section 3207.3)		
		Automatic fire-extinguishing system (see Section 3206.4)	Fire detection system (see Section 3206.5)	Fire department access doors (see Section 3206.7)	Smoke and heat removal (see Section 3206.8)	Maximum pile dimension[c] (feet)	Maximum permissible storage height[d] (feet)	Maximum pile volume (cubic feet)
I-IV	0-500	Not Required[a]	Not Required	Not Required	Not Required	Not Required	Not Required	Not Required
	501-2,500	Not Required[a]	Yes[g]	Not Required	Not Required	120	40	100,000
	2,501-12,000 Open to the public	Yes	Not Required	Not Required	Not Required	120	40	400,000
	2,501-12,000 Not open to the public (Option 1)	Yes	Not Required	Not Required	Not Required	120	40	400,000

COMMODITY CLASS	SIZE OF HIGH-PILED STORAGE AREA[a] (square feet) (see Sections 3206.2 and 3206.3)	ALL STORAGE AREAS (See Sections 3206, 3207 and 3208)[b]				SOLID-PILED STORAGE, SHELF STORAGE AND PALLETIZED STORAGE (see Section 3207.3)		
		Automatic fire-extinguishing system (see Section 3206.4)	Fire detection system (see Section 3206.5)	Fire department access doors (see Section 3206.7)	Smoke and heat removal (see Section 3206.8)	Maximum pile dimension[c] (feet)	Maximum permissible storage height[d] (feet)	Maximum pile volume (cubic feet)
	2,501-12,000 Not open to the public (Option 2)	Not Required[a]	Yes	Yes	Yes[h,i]	120	30[e]	200,000
	12,001-500,000	Yes	Not Required	Yes	Yes[h,i]	120	40	400,000
	Greater than 500,000[f]	Yes	Not Required	Yes	Yes[h,i]	120	40	400,000
High hazard	0-500	Not Required[a]	Not Required	Not Required	Not Required	60	Not Required	Not Required
	501-2,500 Open to the public	Yes	Not Required	Not Required	Not Required	60	30	75,000
	501-2,500 Not open to the public (Option 1)	Yes	Not Required	Not Required	Not Required	60	30	75,000
	501-2,500 Not open to the public (Option 2)	Not Required[a]	Yes[g]	Yes	Yes[h,i]	60	20	50,000
	2,501-300,000	Yes	Not Required	Yes	Yes[h,i]	60	30	75,000
	Greater than 300,000[f]	Yes	Not Required	Yes	Yes[h,i]	60	30	75,000

For SI: 1 foot = 304.8 mm, 1 cubic foot = 0.02832 m^3, 1 square foot = 0.0929 m^2.

a. Where automatic sprinklers are required for reasons other than those in Chapter 32, the portion of the sprinkler system protecting the high-piled storage area shall be designed and installed in accordance with Sections 3207 and 3208.

b. For aisles, see Section 3206.10.

c. Piles shall be separated by aisles complying with Section 3206.10.

d. For storage in excess of the height indicated, special fire protection shall be provided in accordance with Note f where required by the fire code official. See Chapters 51 and 57 for special limitations for aerosols and flammable and combustible liquids, respectively.

e. For storage exceeding 30 feet in height, Option 1 shall be used.

f. Special fire protection provisions including, but not limited to, fire protection of exposed steel columns; increased sprinkler density; additional in-rack sprinklers, without associated reductions in ceiling sprinkler density; or fire department hose connections shall be provided where required by the fire code official.

g. Not required where an automatic fire-extinguishing system is designed and installed to protect the high-piled storage area in accordance with Sections 3207 and 3208.

h. ~~Not required where storage areas *with an exit travel distance of 250 feet (76 200 mm) or less* are protected by either early suppression fast response (ESFR) sprinkler systems or control mode special application sprinklers with a response time index of 50 $(m \cdot s)^{1/2}$ or less that are listed to control a fire in the stored commodities with 12 or fewer sprinklers, installed in accordance with *Section 903.3.1.1*.~~Reserved.

i. Not required in frozen food warehouses used solely for storage of Class I and II commodities where protected by an approved automatic sprinkler system.

SECTION 321. Section 3206.8 is hereby amended to read as follows:

3206.8 Smoke and heat removal.

Where smoke and heat removal is required by Table 3206.2 ~~it~~, smoke and heat vents shall be provided in accordance with Section 910.

SECTION 322. Section 3302.1 is amended to read as follows:

3302.1 Terms defined in Chapter 2.

Words and terms used in this chapter and defined in Chapter 2 shall have the meanings ascribed to them as defined therein~~.~~, including:

FIRE WATCH.

SECTION 323. Section 3305.5 is amended to read as follows:

3305.5 Fire watch.

Where required by the fire code official or the site safety plan established in accordance with Section 3303.1, a fire watch shall be provided for building demolition and for building construction.

See Section 401.10 for fire watch responsibilities and procedures, and Section 3504.2 for fire watch specific to hot work.

SECTION 324. Section 3305.5.2.1 is hereby amended to read as follows:

3305.5.2.1 Duties.

The primary duty of fire watch personnel shall be to perform constant patrols and watch for the occurrence of fire. ~~The combination of fire watch duties and site security duties is acceptable.~~

SECTION 325. Section 3313.6 is hereby added to read as follows:

3313.6 Fire hose.

When required by the fire code official, approved fire hoses with attached nozzles shall be maintained for immediate use at a construction site or a demolition site. Such hoses and nozzles shall be connected to an approved water supply. Where a fire hydrant is permitted to be used as the source of water supply, the fire hose connection to the fire hydrant shall not impede the Fire Department from using the hydrant.

SECTION 326. Section 3501.3 is hereby amended to read as follows:

3501.3 Restricted areas.

Hot work shall only be conducted in areas designed or authorized for that purpose by the personnel responsible for a hot work program. Hot work shall not be

conducted in the following areas unless approval has been obtained from the fire code official:

. . .

3. Areas with readily ignitable materials, such as storage of large quantities of bulk sulfur, baled paper, cotton, lint, dust or loose combustible materials, or wildfire risk areas.

. . .

SECTION 327. Section 3505.9 is hereby added to read as follows:

3505.9 Flashback prevention.

Approved protective devices shall be installed in the fuel gas and oxygen lines to prevent flashback in the fuel system and backflow in the fuel and oxygen system in accordance with nationally recognized safe practices.

SECTION 328. Section 3604.2 is hereby amended to read as follows:

3604.2 Standpipes.

Marinas and boatyards shall be equipped throughout with standpipe systems in accordance with NFPA 303. Systems shall be provided with hose connections located such that no point on the marina pier or float system exceeds 150 feet (15 240 mm) from a standpipe hose connection. Standpipe systems shall be of a wet type unless the system is installed in an area that is subject to freezing temperatures.

SECTION 329. Section 3604.2.2 is hereby added to read as follows:

3604.2.2 Floats.

Portions of floats more than 250 feet (76 200 mm) travel distance from fire apparatus access shall be provided with an approved wet standpipe system.

3604.2.2.1 Hose stations.

Hose stations shall be spaced to provide protection to all portions of floats or floating vessels. Hoses shall be mounted on a reel or rack and enclosed within an approved cabinet. Hose stations shall be labeled "FIRE HOSE – EMERGENCY USE ONLY." Only listed equipment shall be used. Each hose station shall be provided with a 2½-inch (63.5 mm) fire hose valve with a connected 2½-inch to 1½-inch reducer, a maximum length of 100 feet of lined hose, and an approved fog nozzle.

The pipe sizing shall be a minimum of 2½ inches (63.5 mm) and shall be based on providing 65 psi (448.159 kPa) at 100 gpm (378.5 L/min) at the most remote hose station valve outlet, using a maximum 150 psi (1034.21 kPa) at the fire department connection.

SECTION 330. Section 4801.3 is hereby amended to read as follows:

4801.3 DEFINITIONS.

. . .

APPROVED PRODUCTION FACILITY. *An* new or *existing building, ~~or~~ portion of a building, ~~or a~~ group of buildings*, studio, or stage *altered for use by*, or designed and constructed for use by *the entertainment industry for the purpose of motion picture, television and commercial production* and which has been determined by the fire code official to meet all of the requirements of Sections 4802 through 4811.

COMMERCIAL STILL PHOTOGRAPHY PRODUCTION. Includes all activity attendant to the staging or shooting of commercial still photography production to create single or multiple photographs for sale or use for a commercial purpose.

FIRE SAFETY ADVISOR (FSA). A Fire Safety Advisor is a retired member of the County of Los Angeles Fire Department who is certified as a Fire Safety Advisor. The requirements to become a certified Fire Safety Advisor can be found in Regulation 3 of Chapter 1 of Volume 7 of the Fire Department manuals.

LIVE AUDIENCE STAGE. A production facility, production location, sound stage, or production studio where an audience is present for the recording or streaming of all, or a portion, of a motion picture, television show or commercial.

. . .

SECTION 331. Section 4803.2 is hereby amended to read as follows:

4803.2 Additional permits.

A permit shall be required for:

. . .

f) Any additional permits, including motion picture, commercial, and television productions, *as required by the fire code official* as determined in Section 105.5 and 105.6 of this code. See especially, but not exclusively, Section 105.5.54.

SECTION 332. Section 4803.4 is hereby added to read as follows:

4803.4 Permit fees.

Permit fees for permits required by Section 4803.2 and Section 105.5 shall be collected for the issuance of the following permits, in accordance with the currently adopted version of the Fire-Code Fee Schedule (Appendix QQ of this code):

1. Motion picture, television, commercial, and related productions filming.

2. Motion picture, television, commercial, and related production filming — fuel-dispensing trucks and vehicles.

3. Motion picture, television, commercial, and related production filming — pyrotechnics and special effects.

4. Commercial still-photography production that both: is outside of an approved production facility, and has an on-site cast-and-crew number of 15 or more persons.

Exception: Verified student filming productions and nonprofit 501(c)(3) organizations shall not be subject to a film or still-photography permit fee for the initial issuance of each permit. Permit revisions shall be subject to the permit-revision fee for each applicable permit.

SECTION 333. Section 4807.1.1 is hereby added to read as follows:

4807.1.1 Fire safety officers/advisors.

When in the opinion of the fire code official it is necessary for the preservation of life or property, due to the hazardous nature of an event, production, operation, or function, the fire official shall require the owner or lessee to employ or cause the employment of one or more approved fire safety officers or advisors to be on duty at such place during the hazardous activity.

SECTION 334. Section 4811.9 is hereby amended to read as follows:

4811.9 Fire department access.

Required emergency vehicle access, fire lanes, and existing fire apparatus access roads *shall be maintained* as per Section 503. *Any deviations are subject to approval by the fire code official.*

SECTION 335. Section 4902.1 is hereby amended to read as follows:

4902.1 General.

For the purpose of this chapter, certain terms are defined as follows:

. . .

~~***FIRE PROTECTION PLAN.*** *A document prepared for a specific project or development proposed for a Wildland-Urban Interface (WUI) Fire Area. It describes ways to minimize and mitigate potential for loss from wildfire exposure.~~

FIRE HAZARD SEVERITY ZONES. *Geographical areas designated pursuant to California Public Resources Codes, Sections 4201 through 4204 and classified as Very High, High, or Moderate in State Responsibility Areas or as Local Agency Very High Fire Hazard Severity Zones designated pursuant to California Government Code, Sections 51175 through 51189.* See Appendix PP for the designations within the County of Los Angeles.

. . .

FIRE PROTECTION PLAN. *A document prepared for a specific project or development proposed for a Wildland-Urban Interface (WUI) Fire Area. It describes ways to minimize and mitigate potential for loss from wildfire exposure.*

FIRE-RESISTANT VEGETATION. *Plants, shrubs, trees and other vegetation that exhibit properties, such as high moisture content, little accumulation of dead vegetation, and low sap or resin content, that make them less likely to ignite, ~~or contribute heat or~~ spread flame,* or increase the rate of spread *in a fire than native vegetation ~~typically found in the region~~*having high oil and resin content.

[Note: The following sources contain examples of types of vegetation that can be considered fire resistant vegetation. (Fire-resistant Plants for Home Landscapes, A Pacific Northwest Extension publication; Home Landscaping for Fire, University of California Division of Agriculture and Natural Resources; Sunset Western Garden Book)]

. . .

FUEL MODIFICATION PLAN. A portion of a fire protection plan that consists of a set of scaled plans that includes a plot plan showing fuel modification zones indicated with applicable assessment notes, a detailed landscape plan, and an irrigation plan. A fuel modification plan submitted for approval shall be prepared by a State-licensed landscape architect, a State-licensed landscape contractor, a landscape designer, or an individual with expertise acceptable to the Forestry Division of the Fire Department.

. . .

SECTION 336. Section 4903.1 is hereby amended to read as follows:

4903.1 General.

The fire code official is authorized to require the owner or owner's authorized agent to provide a fire protection plan. The fire protection plan shall be prepared to determine the acceptability of fire protection and life safety measures designed to mitigate wildfire hazards presented for the property under consideration.

The fire protection plan shall be prepared by a registered design professional, ~~qualified~~State-licensed landscape architect, State-licensed landscape contractor, landscape designer, qualified fire safety specialist ~~or similar specialist acceptable to the fire code official~~or individual with expertise acceptable to the Forestry Division of the

Fire Department and shall analyze the wildfire risk of the building, project, premises or region to recommend necessary changes.

The fire code official is authorized to require a preliminary fire protection plan prior to the submission of a final fire protection plan.

SECTION 337. Section 4905.2 is hereby amended to read as follows:

4905.2 Construction methods and requirements within established limits.

Within the limits established by law, construction methods intended to mitigate wildfire exposure shall comply with the wildfire protection building construction requirements contained in the applicable *California Building Standards Code* and Los Angeles County Codes, *including the following:*

1. *California Building Codes, Chapter 7A.*
2. *California Residential Codes, Section R337.*
3. *California Referenced Standards Code, Chapter 12-7A.*
4. California Fire Code, CCR Title 24, Part 9.
5. Los Angeles County Code, Title 32.

SECTION 338. Section 4906.2 is hereby amended to read as follows:

4906.2 Application.

All new plantings of vegetation in Local Responsibility Areas (LRA) designated as a Very High Fire Hazard Severity Zone and in *State Responsibility Areas (SRA) ~~and Local Responsibility Areas (LRA) designated as a Very High Fire Hazard Severity Zone~~ shall comply with Sections 4906.3 through 4906.5.3.*

Section 4906 is applicable to all unincorporated portions of Los Angeles County, to all cities that are a part of the Consolidated Fire Protection District of Los Angeles County, and to all cities that contract with the Consolidated Fire Protection District of Los Angeles County for services and adopt Section 4906 as part of their fire code.

SECTION 339. Section 4906.3 is hereby amended to read as follows:

4906.3 ~~*Landscape plans*~~**Fuel modification plans in fire hazard severity zones.**

~~*Landscape plans shall be provided when required by the enforcing agency. The landscape plan shall include development and maintenance requirements for the vegetation management zone adjacent to structures and roadways, and to provide significant fire hazard reduction benefits for public and firefighting safety.*~~

Permits shall be required as set forth in Section 105.6, with the exception of any differences which may be specified in this chapter or by the fire code official. A fuel modification plan shall be submitted and have preliminary fire protection plan approval prior to any subdivision of land or Coastal Development Permit (CDP); or, have final fire protection plan approval as stipulated below; where, such structure, or subdivision is located within areas designated as a Fire Hazard Severity Zone within State Responsibility Areas or Very High Fire Hazard Severity Zone within the Local Responsibility Areas, according to applicable Fire Hazard Zone maps, and Appendix PP of this code at the time of application.

Preliminary approval is required for applications for any of the following activities:

A. Subdivisions:

1. Where the proposed activity would result in 4 or fewer lots.

2. Where the proposed activity would result in 5 or more lots.

B. Coastal Development Permits (CDP).

Final approval is required for applications for any of the following activities:

A. New construction:

1. Any enclosed structure over 120 square feet.

2. Any structure enclosed on three sides or more and greater than or equal to 200 square feet (18.5 m^2).

B. Remodel, modification, reconstruction, or change of occupancy:

1. Any remodeling, modification, or reconstruction that increases the square footage of the existing structure or footprint by 50 percent or more within any 12-month period.

2. Any structure that changes occupancy classification.

Exception: Structures not included in the list of "New construction" applicability (Item "A.", above) are exempt.

C. Subdivisions:

1. Where the proposed activity would result in 5 or more lots.

Exemptions:

1. Structures that do not require a building permit; or

2. Structures constructed of noncombustible materials, open on all sides, and not used for storage or habitation.

Every fuel modification plan shall be reviewed by the Forestry Division of the Fire Department for defensible space, fire safety, compliance with Sections 325.2.1, 325.10, and 503.2.1 of this code, the Fire Department's fuel modification guidelines, and

California Code of Regulations, Title 14, Division 1.5, Chapter 7, subchapter 2. Before such final plan has been approved by the Forestry Division of the Fire Department, a signed and notarized copy of the provided covenant and agreement (and/or previously reviewed and approved association CC&R's that include the necessary fuel modification information) shall be recorded at the County of Los Angeles Registrar-Recorder/County Clerk's Office and a copy given to the fuel modification unit.

An on-site inspection must be conducted by the personnel of the Forestry Division of the Fire Department and a final approval of the fuel modification plan issued by the Forestry Division prior to a certificate of occupancy being granted by the building code official. The fuel modification inspection ensures compliance with applicable requirements of this code; the Building Code, Section 701A.5 (Vegetation management compliance); and the Residential Code, Section R337.1.5 (Vegetation management compliance).

SECTION 340. Section 4906.3.1 is hereby amended to read as follows:

4906.3.1 ~~*Contents*~~**Plan modification.**

~~*Landscape plans shall contain the following:*~~

~~*1. Delineation of the 30-foot (9144 mm) and 100-foot (30.5 m) fuel management zones from all structures.*~~

~~*2. Identification of existing vegetation to remain and proposed new vegetation.*~~

~~*3. Identification of irrigated areas.*~~

~~*4. A plant legend with both botanical and common names, and identification of all plant material symbols.*~~

~~*5. Identification of ground coverings within the 30-foot (9144 mm) zone.*~~

Any modification to an approved fuel modification landscape plan or addition to a structure that affects the approved zones of an approved fuel modification plan must be reviewed and approved by the Fuel Modification Unit of the Fire Department prior to installation of landscaping or issuance of a construction permit by the building code official for such an addition.

SECTION 341. Section 4906.3.2 is hereby added to read as follows:

4906.3.2 Penalties.

An owner of a property found to be in noncompliance with the fuel modification requirements shall be subject to an administrative fine (Section 327) and applicable liens or assessments as allowed by the provisions of Title 1, Chapter 1.25 of the County Code and this code. Failure to comply with this code is punishable as a misdemeanor and subject to additional enforcement proceedings, including corrective measures which shall be done at the owner's expense in accordance with Section 325.

SECTION 342. Section 4906.3.3 is hereby added to read as follows:

4906.3.3 Appeals.

Any person who disagrees with any decision related to fuel modification plans may file a written appeal with the Chief of the Forestry Division. The Chief of the Forestry Division will adjudicate all policy interpretations relevant to fuel modification plan requirements and serve as the final authority in this appeals process.

SECTION 343. Section 4906.3.4 is hereby added to read as follows:

4906.3.4 Fuel modification plan review fee schedule.

A plan check fee shall be payable to the Fire Department, upon the submission of any fuel modification plan, landscape plan, or irrigation plan for review and approval by the Fire Department. Refer to the Fire-Code Fee Schedule (Appendix QQ of this code) for said fees.

Fees will be based on the intended use of the structure, including permanently designated sites for tents, yurts, trailers, modulars, and similar temporary structures.

SECTION 344. Section 4906.3.5 is hereby added to read as follows:

4906.3.5 *Landscape plans.*

Landscape plans shall be provided when required by the enforcing agency. The landscape plan shall include development and maintenance requirements for the vegetation management zone adjacent to structures and roadways, and to provide significant fire hazard reduction benefits for public and firefighting safety.

SECTION 345. Section 4906.3.5.1 is hereby added to read as follows:

4906.3.5.1 *Contents.*

Landscape plans shall contain the following:

1. *Delineation of the 30-foot (9144 mm), ~~and~~ 100-foot (30.5 m),* and up to 200-foot (61 m) (as necessary), *fuel management zones from all structures.*
2. *Identification of existing vegetation to remain and proposed new vegetation.*
3. *Identification of irrigated areas.*

4. *A plant legend with both botanical and common names, and identification of all plant material symbols.*

5. *Identification of ground coverings within the 30-foot (9144 mm) zone.*

SECTION 346. Section 4906.4 is hereby amended to read as follows:

***~~4906.4~~*4906.3.5.2 Vegetation.**

All new vegetation shall be fire-resistant vegetation in accordance with this section.

***Exception:** Trees classified as non-fire-resistant vegetation complying with Section ~~4906.4.2.1~~*4906.3.5.2.2.1.

To be considered fire-resistant vegetation, it must meet at least one of the following:

1. *Be identified as fire-resistant vegetation in an approved book, journal or listing from an approved organization.*

2. *Be identified as fire-resistant vegetation by a licensed landscape architect with supporting justification.*

3. *Plants considered fire-resistant vegetation and approved by the local enforcing agency.*

SECTION 347. Section 4906.4.1 is hereby amended to read as follows:

***~~4906.4.1~~*4906.3.5.2.1 Shrubs.**

All new plantings of shrubs shall comply with the following:

1. *Shrubs shall not exceed 6 feet (1829 mm) in height.*

2. *Groupings of shrubs are limited to a maximum aggregate diameter of 10 feet (3048 mm).*

3. *Shrub groupings shall be separated from other groupings a minimum of 15 feet (4572 mm).*

4. *Shrub groupings shall be separated from structures a minimum of 30 feet (9144 mm).*

5. *Where shrubs are located below or within a tree's drip line, the lowest tree branch shall be a minimum of three times the height of the understory shrubs or 10 feet (3048 mm), whichever is greater.*

SECTION 348. Section 4906.4.2 is hereby amended to read as follows:

~~4906.4.2~~4906.3.5.2.2 Trees.

Trees shall be managed as follows within the 30-foot zone (9144 mm) of a structure:

1. *New trees shall be planted and maintained so that the tree's drip line at maturity is a minimum of 10 feet (3048 mm) from any combustible structure.*

2. *The horizontal distance between crowns of new trees and crowns of adjacent trees shall not be less than 10 feet (3048 mm).*

3. *Existing trees shall be trimmed to provide a minimum separation of 10 feet (3048 mm) away from chimney and stovepipe outlets per Title 14, Section 1299.03.*

SECTION 349. Section 4906.4.2.1 is hereby amended to read as follows:

***~~4906.4.2.1~~*4906.3.5.2.2.1 *Non-fire-resistant ~~vegetation~~*trees.**

New trees not classified as fire-resistant vegetation, such as conifers, palms, pepper trees and eucalyptus species, shall be permitted provided the tree is planted and maintained so that the tree's drip line at maturity is a minimum 30 feet (9144 mm) from any combustible structure.

SECTION 350. Section 4907.3 is hereby amended to read as follows:

4907.3 Requirements.

Hazardous vegetation and fuels around all buildings and structures shall be maintained in accordance with the following laws and regulations:

1. *Public Resources Code, Section 4291.*
2. *California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 3, Article 3, Section 1299.03.*
3. *California Government Code, Section 51182.*
4. *California Code of Regulations, Title 19, Division 1, Chapter 7, Subchapter 1, Section 3.07.*
5. Los Angeles County Code, Title 32, including Section 325.

SECTION 351. Section 5001.1.2 is hereby added to read as follows:

5001.1.2 Health Hazardous Materials Division ("HHMD") Authority.

The provisions of Chapter 50 of this code may be enforced by any duly authorized technician, Health Hazardous Materials Division staff, or fire code official.

SECTION 352. Section 5001.5 is hereby amended to read as follows:

5001.5 Permits.

Permits shall be required as set forth in Sections 105.5 and 105.6.

Where required by the fire code official, permittees shall apply for approval to permanently close a storage, use or handling facility. Such application shall be submitted not less than 30 days prior to the termination of the storage, use or handling of hazardous materials. The fire code official is authorized to require that the application be accompanied by an approved facility closure plan in accordance with Section 5001.6.3.

A unified program facility permit shall be required for hazardous materials handlers, hazardous waste generators, or on-site treatment of hazardous waste in accordance with Chapters 12.50, 12.52, and 12.64 of Title 12 of the County Code. Unified program facility permits, if required, shall be obtained prior to the issuance of any fire code permit required by this code.

A permit shall be required for tank vehicles or railroad tank cars to remain on a siding indoors or outdoors, at the point of delivery while connected for transfer operations. Transfer operations shall be in accordance with DOT requirements and this code.

SECTION 353. Section 5001.5.1.1 is hereby added to read as follows:

5001.5.1.1 Hazardous Materials Business Plan (HMBP).

Each application for a permit for businesses handling or storing hazardous materials at any time during the year exceeding 55 gallons (208.198 L), 500 pounds (226.796 kg), or 200 cubic feet (5663.37 L) shall include a Hazardous Materials

Business Plan (HMBP). The location of the HMBP shall be posted adjacent to permits when an HMBP is provided. The HMBP shall include a facility site plan designating the following:

1. Storage and use areas.
2. Maximum amount of each material stored or used in each area.
3. Range of container sizes.
4. Locations of emergency isolation and mitigation valves and devices.
5. Product conveying piping containing liquids or gases, other than utility-owned fuel gas lines and low-pressure fuel gas lines.
6. On and off positions of valves for valves which are of the self-indicating type.
7. Storage plan showing the intended storage arrangement, including the location and dimensions of aisles.

The plans shall be legible and approximately to scale. Separate distribution systems are allowed to be shown on separate pages.

SECTION 354. Section 5001.5.1.2 is hereby added to read as follows:

5001.5.1.2 Application.

Each application for a permit required by this chapter shall include a Hazardous Materials Business Plan (HMBP) in accordance with Chapter 12.64 of Title 12 of the County Code.

SECTION 355. Section 5001.5.2.1 is hereby added to read as follows:

5001.5.2.1 Hazardous materials disclosure.

A chemical inventory prepared in accordance with Chapter 12.64 of Title 12 of the County Code shall be considered the equivalent of the Hazardous Materials Inventory Statement (HMIS) discussed in Section 5001.5.2.

SECTION 356. Section 5001.5.2.2 is hereby added to read as follows:

5001.5.2.2 Reporting.

Every business shall comply with the reporting requirements as set forth in Chapter 12.64 of Title 12 of the County Code.

SECTION 357. Section 5001.5.2.3 is hereby added to read as follows:

5001.5.2.3 Notification.

The fire code official and the HHMD shall be notified immediately when an unauthorized discharge becomes reportable under State, federal, or local regulations.

SECTION 358. Section 5001.5.2.4 is hereby added to read as follows:

5001.5.2.4 California Accidental Release Prevention (CalARP) program.

Every business shall comply with the requirements as set forth in Chapter 12.64 of Title 12 of the County Code.

SECTION 359. Section 5001.5.2.5 is hereby added to read as follows:

5001.5.2.5 Emergency information.

Hazardous materials business plans, risk management prevention programs, and hazardous materials inventory statements shall be posted in an approved location and

immediately available to emergency responders. The fire code official may require that the information be posted at the entrance to the occupancy or property.

SECTION 360. Section 5002.1 is hereby amended to read as follows:

5002.1 Definitions.

The following terms are defined in Chapter 2:

. . .

HAZARDOUS WASTE.

HAZARDOUS WASTE CONTROL LAW.

. . .

HEALTH HAZARDOUS MATERIALS DIVISION (HHMD).

. . .

UNIFIED PROGRAM.

UNIFIED PROGRAM FACILITY PERMIT.

. . .

WASTE.

SECTION 361. Section 5003.2.1 is hereby amended to read as follows:

5003.2.1 Design and construction of containers, cylinders, and tanks.

Containers, cylinders and tanks shall be designed and constructed in accordance with approved standards. Containers, cylinders, tanks and other means used for containment of hazardous materials shall be of an approved type. Pressure vessels not meeting DOTn requirements for transportation shall comply with the *ASME Boiler and*

Pressure Vessel Code. Tank vehicles and railroad tank cars shall be used in accordance with Section 5005.

SECTION 362. Section 5003.2.5 is hereby amended to read as follows:

5003.2.5 Empty containers and tanks.

Empty containers and tanks previously used for the storage of hazardous materials shall be free from residual material and vapor as defined by DOTn, the Resource Conservation and Recovery Act (RCRA) or other regulating authority or maintained as specified for the storage of the hazardous material. Containers larger than 5 gallons (18.9271 L) in capacity shall be marked with the date they have been emptied and shall be reclaimed, reconditioned, or remanufactured within one year of being emptied. Containers which previously held acute or extremely hazardous materials are considered empty if the container has been triple-rinsed and the rinsate managed as a hazardous waste. If the activity does not qualify for an exemption, the activity may require a permit to treat on site.

SECTION 363. Section 5003.3.1.2 is hereby amended to read as follows:

5003.3.1.2 Preparation.

~~Provisions shall be made for controlling and mitigating unauthorized discharges.~~ The consolidated contingency plan of the Unified Program of the hazardous material business plan shall be prepared and maintained. Copies shall be on-site and submitted every three years to the Fire Department as required by the provisions of the California Health and Safety Code, Division 20, Chapter 6.95, Hazardous Materials Release Response Plans and Inventory. Consolidated contingency plan shall mean a document setting out an organized, planned, and coordinated course of action to be followed in

case of a fire, explosion, or release of hazardous substance, which could threaten human health or the environment.

SECTION 364. Section 5003.3.1.3 is hereby amended to read as follows:

5003.3.1.3 Control.

When an unauthorized discharge caused by primary container failure is discovered, the involved primary container shall be repaired or removed from service. Any waste generated as a result of the unauthorized discharge must be disposed of in accordance with all applicable regulations pertaining to hazardous waste. If the facility does not have an EPA ID number, it must obtain a temporary ID number from the Department of Toxic Substance Control (DTSC) prior to disposal. EPA ID number shall mean a number issued by DTSC and used to track hazardous waste from point of origin to its final disposal. Provisional numbers are issued for special circumstances such as a spill if the facility does not have a permanent number. DTSC shall mean a Department in the California Environmental Protection Agency that is responsible for managing and regulating hazardous waste in California.

SECTION 365. Section 5003.3.1.4 is hereby amended to read as follows:

5003.3.1.4 Responsibility for cleanup.

The person, firm or corporation responsible for an unauthorized discharge shall institute and complete all actions necessary to remedy the effects of such unauthorized discharge, whether sudden or gradual, without cost to the jurisdiction. Where deemed necessary by the fire code official, cleanup can be initiated by the fire department or by an authorized individual or firm. Costs associated with such cleanup shall be borne by the owner, operator or other person responsible for the unauthorized discharge. Upon

termination of cleanup activities, the HHMD emergency operation section of the Fire Department must be contacted to assess cleanup measures and to clear the site for re-occupancy or reuse. For the purposes of this section, assess shall mean any activity taken to determine health and safety risks to the general public or the environment.

SECTION 366. Section 5003.5 is hereby amended to read as follows:

5003.5 Hazard identification signs.

Unless otherwise exempted by the fire code official, visible hazard identification signs as specified in NFPA 704 for the specific material contained shall be placed on stationary containers and aboveground tanks and at entrances to locations where hazardous materials are stored, dispensed, used or handled in quantities requiring a permit and at specific entrances and locations designated by the fire code official. Each building that stores, handles, or dispenses a hazardous material shall be conspicuously posted with the overall occupancy hazard by using the NFPA 704 placard system for any product or waste that has a 3 or higher rating in any category or is a special hazard.

SECTION 367. Section 5003.8.5.2.1 is hereby added to read as follows:

5003.8.5.2.1 Ventilation and storage arrangement.

Compressed gas cylinders shall be stored within gas cabinets, exhaust enclosures, or gas rooms. Portable or stationary tanks shall be stored within gas rooms or exhaust enclosures. Tank vehicles or railroad tank cars engaged in the use or dispensing of toxic or highly toxic gases shall be stored within a ventilated separate gas storage room or placed within an exhaust enclosure. When stationary or portable cylinders, containers, tanks, railroad tank cars, or tank vehicles are located outdoors for

dispensing or use of toxic or highly toxic gases, gas cabinets or exhaust enclosures shall be provided.

SECTION 368. Section 5003.9.1.1 is hereby amended to read as follows:

5003.9.1.1 Fire department liaison.

Responsible persons shall be designated and trained to be liaison personnel to the fire department. These persons shall aid the fire department in preplanning emergency responses and identifying the locations where hazardous materials are located, and shall have access to Safety Data Sheets and be knowledgeable in the site's emergency response procedures. These persons shall be identified as the emergency coordinator with 24-hour contact numbers in the business plan as required by the provisions of the California Health and Safety Code, Division 20, Chapter 6.95, Article 1, Business and Area Plans.

SECTION 369. Section 5003.11.3.8 is hereby amended to read as follows:

5003.11.3.8 Floors.

Floors shall be in accordance with Section 5004.12. Floors shall be level and impervious.

SECTION 370. Section 5005.1 is hereby amended to read as follows:

5005.1 General.

Use, dispensing and handling of hazardous materials in amounts exceeding the maximum allowable quantity per control area set forth in Section 5003.1 shall be in accordance with Sections 5001, 5003, and 5005. Use, dispensing and handling of hazardous materials in amounts not exceeding the maximum allowable quantity per

control area set forth in Section 5003.1 shall be in accordance with Sections 5001 and 5003.

Tank vehicles and railroad tank cars shall not be used as a means of hazardous materials storage. Indoor unloading or transfer operations from tank vehicles or railroad tank cars shall be in accordance with Sections 5005.1 and 5005.2. Outdoor unloading or transfer operations shall be in accordance with Sections 5005.1 and 5005.3.

SECTION 371. Section 5005.1.10.1 is hereby added to read as follows:

5005.1.10.1 Bulk plant or terminal.

Gases or liquids having a hazard ranking of 3 or 4 in accordance with NFPA 704 shall not be transferred from a tank vehicle or tank car into the cargo tank of another tank vehicle or tank car.

Exception: In an emergency, gases or liquids having a hazard rating of 3 or 4 may be transferred from a tank vehicle or tank car to the cargo tank of another tank vehicle or tank car when approved by the fire code official.

SECTION 372. Section 5601.1.3 is hereby amended to read as follows:

5601.1.3 Fireworks.

The possession, manufacture, storage, sale, handling and use of fireworks are prohibited.

Exceptions:

. . .

4. The possession, storage, sale, handling and use of specific types of Division 1.4G fireworks, including safe and sane, where allowed by applicable laws, ordinances and

regulations, provided that such fireworks and facilities comply with the 2006 edition of NFPA 1124, CPSC 16 CFR Parts 1500 and 1507, and DOTn 49 CFR Parts 100–185, as applicable for consumer fireworks *and Health and Safety Code Division 11.*

SECTION 373. Section 5601.1.4 is hereby amended to read as follows:

5601.1.4 Rocketry.

For rocketry requirements see California Code of Regulations, Title 19, Division 1, Chapter 6, reprinted in Sections 5610, 5611, and 5612. Rocketry shall also be in accordance with NFPA 1122, NFPA 1125, and NFPA 1127 for fire and life safety matters not regulated by State law.

SECTION 374. Section 5601.2.5 is hereby added to read as follows:

5601.2.5 Fees.

As required by California Health and Safety Code Section 12105, a permit for the storage of explosives shall not be issued until after the payment of a fee of $10.00, unless the quantity of explosives is 100 pounds or less, in which case the fee shall be $2.00. The permit fee shall be equally divided and deposited into the Treasury of the County of Los Angeles and into the State Treasury.

SECTION 375. Section 5601.7 is hereby amended to read as follows:

5601.7 Seizure.

The fire code official is authorized to remove or cause to be removed or disposed of in an approved manner, at the expense of the owner, explosives, explosive materials or fireworks offered or exposed for sale, stored, possessed or used in violation of this

chapter. Seizure shall be conducted in accordance with California Health and Safety Code, Division 11, Part 1, Chapter 8, Section 12350, et seq., and Part 2, Chapter 9, Section 12721, et seq.

SECTION 376. Section 5608.1 is hereby amended to read as follows:

5608.1 General.

~~Outdoor f~~Fireworks displays, use of pyrotechnics before a proximate audience and pyrotechnic special effects in motion picture, television, theatrical and group entertainment productions shall comply with *California Code of Regulations, Title 19, Division 1, Chapter 6 Fireworks and this ~~section~~* chapter. Additionally, fireworks displays and pyrotechnics before a proximate audience shall be conducted in accordance with NFPA 1123 and/or NFPA 1126 for fire and life safety matters not regulated by State law.

SECTION 377. Section 5611.1 is hereby added to read as follows:

5611.1 Permits.

Permits shall be required as set forth in Section 105.5 and California Code of Regulations, Title 19, Division 1, including Sections 1025 through 1026.

SECTION 378. Section 5612.1 is hereby added to read as follows:

5612.1 Permits.

Permits shall be required as set forth in Section 105.5 and California Code of Regulations, Title 19, Division 1, including Sections 1034 through 1035.

SECTION 379. Section 5701.4.1 is hereby added to read as follows:

5701.4.1 Plans.

Plans shall be submitted with each application for a permit to store more than 5,000 gallons (18 925 L) of liquids outside of buildings in drums or tanks. The plans shall indicate the method of storage, quantities to be stored, distances from buildings and property lines, accessways, fire-protection facilities, and provisions for spill control and secondary containment.

SECTION 380. Section 5701.6 is hereby added to read as follows:

5701.6 Maintenance and operating practices.

Maintenance and operating practices shall be in accordance with established procedures which will tend to control leakage and unauthorized discharge of flammable or combustible liquids. Spills shall be cleaned up promptly.

SECTION 381. Section 5704.2.6.1 is hereby added to read as follows:

5704.2.6.1 Waste control.

Waste liquids shall be kept in a sump, tank, or receptacle approved for this purpose. The waste must be disposed of in accordance with the provisions of the California Health and Safety Code, Division 20, Chapter 6.5, Hazardous Waste Control.

SECTION 382. Section 5704.2.8.3 is hereby amended to read as follows:

5704.2.8.3 Secondary containment.

Vaults shall be substantially liquid tight and there shall not be backfill around the tank or within the vault. The vault floor shall drain to a sump. For premanufactured vaults, liquid tightness shall be certified as part of the listing provided by a nationally recognized testing laboratory. For field-erected vaults, liquid tightness shall be certified

in an approved manner. Secondary containment shall be provided for new installations of underground tanks and existing tanks with a breach in integrity.

SECTION 383. Section 5704.2.8.16.1 is hereby added to read as follows:

5704.2.8.16.1 System requirements.

The fire protection system shall be a deluge type foam system, which provides a minimum of 0.25 gpm (0.9463 L/m) over the entire vault area. The minimum duration of the foam supply shall be 10 minutes. If a manual system is provided, it must assume a maximum of 125 psi (861.85 kPa) at the fire department connection.

SECTION 384. Section 5704.2.9.1.1 is hereby added to read as follows:

5704.2.9.1.1 Required foam fire protection systems.

All existing aboveground tanks exceeding 1,500 square feet (139.3546 m^2) of liquid surface area used for the storage of Class I or Class II flammable liquids shall be provided with foam fire protection.

Exceptions:

1. Tanks with floating roofs for storage of crude oil exceeding 1,500 square feet (139.3546 m^2) of liquid surface area and less than 12,300 square feet (1142.7074 m^2) of liquid surface area shall have foam fire protection only for the seal area.
2. Floating roof tanks or pressure tanks operating at or above 1 pound per square inch gauge.

SECTION 385. Section 5704.2.9.6.1.3 is hereby amended to read as follows:

5704.2.9.6.1.3 Location of tanks storing boilover liquids.

Above-ground tanks for storage of liquids with boilover characteristics shall be located in accordance with Table 22.4.1.4 of NFPA 30. Shell-to-shell spacing between tanks shall not be less than the diameter of the largest tank.

SECTION 386. Section 5704.3.7 is hereby amended to read as follows:

5704.3.7 Liquid storage rooms.

Liquid storage rooms shall comply with Sections 5704.3.7.1 through 5704.3.7.~~5.~~26.

SECTION 387. Section 5704.3.7.6 is hereby added to read as follows:

5704.3.7.6 Construction.

The construction of liquid storage rooms shall be in accordance with the Building Code and have a minimum of one exterior wall having a door providing firefighting access.

SECTION 388. Section 5706.3 is hereby amended to read as follows:

5706.3 Well drilling and operating.

Wells for oil and natural gas shall be drilled and operated in accordance with Sections 5706.3.1 through 5706.3.~~8~~9.

SECTION 389. Section 5706.3.1 is hereby amended to read as follows:

5706.3.1 Location.

The location of wells shall comply with Sections 5706.3.1.1 through 5706.3.1.~~3.~~24.

SECTION 390. Section 5706.3.1.4 is hereby added to read as follows:

5706.3.1.4 Zoning regulations.

The permit for any new well shall be issued only after the applicant has complied with applicable planning and zoning regulations.

SECTION 391. Section 5706.3.9 is hereby added to read as follows:

5706.3.9 Permits.

For permits to drill, own, operate, or maintain an oil or natural gas well, see Section 105.5.18. No person shall drill, own, operate, or maintain any oil or natural gas well without first obtaining a permit.

SECTION 392. Section 5706.4 is hereby amended to read as follows:

5706.4 Bulk plants or terminals.

Portions of properties where flammable and combustible liquids are received by tank vessels, pipelines, tank cars or tank vehicles and stored, transferred, or blended in bulk for the purpose of distribution by tank vessels, pipelines, tank cars, tank vehicles or containers shall be in accordance with Sections 5706.**4**.1 through 5706.4.10.4.

SECTION 393. Section 5706.5.1 is hereby amended to read as follows:

5706.5.1 General.

The provisions of Sections 5706.5.1.1 through 5706.5.1.~~18~~19 shall apply to bulk transfer and process transfer operations; Sections 5706.5.2 and 5706.5.2.1 shall apply

to bulk transfer operations; Sections 5706.5.3 through 5706.5.3.3 shall apply to process transfer operations and Sections 5706.5.4 through 5706.5.4.~~5~~6 shall apply to dispensing from tank vehicles and tank cars.

SECTION 394. Section 5706.5.1.1 is hereby amended to read as follows:

5706.5.1.1 Location.

Bulk transfer and process transfer operations shall be conducted in approved locations. Tank cars shall be unloaded only on private sidings or railroad-siding facilities equipped for transferring flammable or combustible liquids. Tank vehicles and tank cars engaged in bulk transfer or process transfer operations shall be separated from buildings, above-ground tanks, combustible materials, lot lines, public streets, public alleys or public ways by a distance of ~~25 feet (7620 mm)~~100 feet (30 480 mm) for Class I liquids and ~~15 feet (4572 mm)~~25 feet (7620 mm) for Class II and IIIA liquids measured from the nearest loading or unloading valve on the tank vehicle or tank car.

Exception: Buildings for pumps and shelters for personnel supporting transfer operations shall not be required to be separated from tank vehicles and tank cars engaged in bulk transfer or process transfer operations.

SECTION 395. Section 5706.5.1.19 is hereby added to read as follows:

5706.5.1.19 Liquid transfer.

Class I, II, or III liquids shall be transferred from a tank vehicle or tank car only into an approved atmospheric tank or approved portable tank, except as provided in Sections 5706.5.4.4 through 5706.5.4.6.

SECTION 396. Section 5706.5.4 is hereby amended to read as follows:

5706.5.4 Dispensing from tank vehicles and tank cars.

Dispensing from tank vehicles and tank cars into the fuel tanks of motor vehicles shall be prohibited unless allowed by and conducted in accordance with Sections 5706.5.4.1 through 5706.5.4.~~5~~6.

SECTION 397. Section 5706.5.4.6 is hereby added to read as follows:

5706.5.4.6 Time limit for unloading and permit.

Tank vehicles and railroad tank cars shall be unloaded as soon as possible after arrival at point of delivery and shall not be used as storage tanks. Tank cars shall be unloaded only on private sidings or railroad siding facilities equipped for transferring the liquid between tank cars and permanent storage tanks. A permit shall be required for a tank car to remain on a siding at the point of delivery while connected for transfer operations. Transfer operations shall be in accordance with Department of Transportation ("DOT"') requirements and this code.

SECTION 398. Section 5706.6.1 is hereby amended to read as follows:

5706.6.1 Operation of tank vehicles.

Tank vehicles shall be utilized and operated in accordance with NFPA 385 and Sections 5706.6.1.1 through 5706.6.1.~~11~~12.

SECTION 399. Section 5706.6.1.12 is hereby added to read as follows:

5706.6.1.12 Transfer of cargo.

Class I, II, or III liquids shall not be transferred from a tank vehicle or tank car into the cargo tank of another tank vehicle or tank car.

Exception: In an emergency, Class I, II, or III liquids may be transferred from a tank vehicle or tank car to the cargo tank of another tank vehicle or tank car when approved by the fire code official.

SECTION 400. Section 6104.4 is hereby amended to read as follows:

6104.4 Multiple LP-gas container installations.

. . .

Where one of these forms of protection is provided, the separation shall be not less than 25 feet (7620 mm) between LP-gas container groups.

At LP-gas multicontainer installations, the aggregate capacity of the containers shall be used to determine minimum distances to the buildings or adjoining property lines.

SECTION 401. Section 6104.5 is hereby added to read as follows:

6104.5 Tank car and tank vehicle stations.

Tank car and tank vehicle bulk loading and unloading stations shall be located not less than 100 feet from buildings, sources of ignition, or adjoining property lines that may be built upon.

SECTION 402. Section 6104.6 is hereby added to read as follows:

6104.6 Container orientation.

Unless special protection is provided and approved by the fire code official, LP-gas containers shall be oriented so that the longitudinal axes do not point toward other LP-gas containers, vital process equipment, control rooms, loading stations, flammable liquid storage tanks, or other special hazards.

SECTION 403. Section 6106.1 is hereby amended to read as follows:

6106.1 Attendants.

Dispensing of LP-gas shall be performed by a qualified attendant. Self-service LP-gas dispensing open to the public is prohibited.

SECTION 404. Chapter 81 is hereby added to read as follows:

CHAPTER 81 AUTOMOBILE WRECKING YARDS

8101 GENERAL

8101.1 Scope.

Automobile wrecking yards shall comply with the requirements of Chapter 81. For rubbish-handling operations, see Chapters 3 and 23.

8102 DEFINITIONS

8102.1 Limited application.

For the purposes of this chapter, the following term is defined:

MOTOR VEHICLE FLUIDS. Liquids which are flammable, combustible, or hazardous materials, such as crankcase fluids, fuel, brake fluids, transmission fluids, radiator fluids, and gear oil. This definition does not include liquids which are permanently sealed, such as hydraulic fluid within shock absorbers.

8103 PERMITS

Permits to operate automobile wrecking yards are required. Permits shall be required as set forth in Sections 105.5 and 105.6.

8104 FIRE APPARATUS ACCESS ROADS

Fire apparatus access roads shall be constructed and maintained throughout the site in accordance with Section 503 of this code. Aisles or passageways shall be provided so as to allow fire department hose streams to reach all stored items and material.

8105 WELDING AND CUTTING

Welding and cutting operations shall be in accordance with Chapters 35 and 53 of this code.

8106 HOUSEKEEPING

Combustible rubbish accumulated on the site shall be collected and stored in approved containers, rooms, or vaults of noncombustible materials. Combustible vegetation, cut or uncut, shall be removed when determined by the fire code official to be a fire hazard.

8107 FIRE PROTECTION

Offices, storage buildings, and vehicles used for site operations shall each be provided with at least one portable fire extinguisher with a rating of not less than 4-A: 40-B: C. When required by the fire code official, additional portable fire extinguishers shall be provided in specific use areas in accordance with Section 906.

8108 TIRES

Tires shall be stored on racks in an approved manner or shall be piled in accordance with Chapter 34 and Section 315.4.

8109 BURNING OPERATIONS

The burning of salvage vehicles and salvage or waste materials shall be in accordance with Section 307 and federal, State, or local air quality control regulations.

8110 MOTOR VEHICLE FLUIDS AND HAZARDOUS MATERIALS

8110.1 General.

The storage, use, and handling of motor vehicle fluids and hazardous materials, such as those used to operate air bags and electrical systems, shall be in accordance with Section 8110 and this code, including Chapters 23, 50, and 57.

8110.2 Motor vehicle fluids.

Motor vehicle fluids shall be drained from salvage vehicles when such fluids are leaking. Storage and handling of motor vehicle fluids shall be done in an approved manner. Flammable and combustible liquids shall be stored and handled in accordance with this code, including Chapters 23, 50, and 57.

8110.3 Mitigation for vehicle fluid leaks.

Supplies or equipment capable of mitigating leaks of such fluids as those found in fuel tanks, crankcases, brake systems, and transmissions shall be kept available on-site. Single-use plugging, diking, and absorbent materials shall be disposed of as hazardous waste and removed from the site in a manner approved by federal, State, or local requirements.

8110.4 Batteries.

Batteries shall be removed from salvaged vehicles when such batteries are compromised. Batteries that have been removed from vehicles shall be stored in an approved manner.

SECTION 405. Chapter 82 is hereby added to read as follows:

CHAPTER 82 INFRACTIONS

8201 GENERAL

8201.1 Offenses deemed infractions.

In accordance with Section 112.4, the violation of the following sections or subsections shall be infractions:

Section	Offense
303.1–303.9	Asphalt kettles
304.1.1	Waste material
304.1.2	Vegetation
304.2	Combustible waste rubbish – storage
305.2	Hot ashes and spontaneous ignition sources
310.4	Removal "No Smoking" sign
315.3.2	Stairway – storage under
503.4	Obstructing access roadway
505.1	Address identification
507.5.4–507.5.5	Obstruction of fire hydrants
507.5.6	Physical protection – fire hydrants
507.5.7	Firefighting water source markers
507.5.8	Identification – private fire hydrant
507.5.9	Private fire hydrant caps or plugs
603.6	Electrical extension cords
901.6.4.1	Signage – aboveground water-control valves
901.6.4.2	Locks – aboveground water-control valves
901.6.4.3	Painting identification – aboveground water-control valves

Section	Offense
901.7	Failure to notify Fire Department
906.1–906.10	Fire extinguishers
912.5 and 912.8	Identification – fire department connection
912.9	Breakable caps or plugs – fire department connection
1009.9	Exit doors identification
1010.2.2	Door-operating devices
2003.2	"No Smoking" signs within aircraft hangars
2108.4	Fire extinguisher – dry cleaning plant
2108.5	No smoking signs – dry cleaning plant
2311.2.2	Waste oil storage
2403.2.7	Welding warning signs
2403.4	Operations and maintenance
2403.4.3	Metal waste cans for rags and waste
2404.7.8.5	Filter disposal
2405.3.4	Dip-tank covers
2405.4.2	Portable fire protection equipment
2406.5	Maintenance – powder coating
2407.5.1	Maintenance – electrostatic apparatus
2407.5.2	Signs – "Danger"
2408.5	Sources of ignition (organic peroxides)
2505.1	Housekeeping – fruit ripening room
2803.3.1	Lumber yards – housekeeping
2803.3.3	Combustible waste
3103.12.6.1	Exit sign illumination
3107.18	Vegetation removal
3603.2	Open flame device – boat or marina
3603.4	Rubbish containers – marina
3604.4	Portable fire extinguishers – marinas
4811.9	Fire Department access – motion picture production locations
4811.12	Blocked or obstructed fire hydrants and appliances
5003.5	Hazardous materials signage

Section	Offense
5003.7.1	No smoking signs – hazardous materials
5004.11	Combustible materials clearance – hazardous materials storage
5005.3.8	Combustible materials clearance – hazardous materials use
5303.4	Markings – compressed gases
5303.5	Security – compressed gases
5701.6	Maintenance and operating practices – flammable and combustible liquids
5704.2.3.1	"No smoking" sign
5704.3.3.4	Empty containers
6107.2	"No smoking" signs – LPG container
6107.3	Combustible material clearance LPG container
8104	Auto wrecking yards – fire apparatus access

8201.2 Penalties for infractions.

Every violation determined to be an infraction is punishable by a fine not to exceed $100 for the first violation, $200 for the second, $500 for the third, and $500 for each additional violation of the same ordinance within one year. Each such violation is a separate offense for each and every day during any portion of which such violation is committed or allowed to continue. For the purposes of this section a forfeiture of bail shall be equivalent to a conviction.

SECTION 406. Chapter 83 is hereby added to read as follows:

CHAPTER 83 CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY FIRE CODE

8301 FIRE CODE ADOPTED

Title 32 (Fire Code) of the Los Angeles County Code is hereby adopted and incorporated herein by reference at this point as if set forth at length herein as the Fire Code for the Consolidated Fire Protection District of Los Angeles County (District).

A copy of Title 32 of the Los Angeles County Code has been filed in the Executive Office of the Board of Supervisors and shall be at all times maintained by the executive office for use and inspection by the public.

8302 AREAS REGULATED

The District finds and declares that this code does not occupy the whole area of any subject matter regulated or covered therein except where this code expressly states its intent to occupy the whole area of any subject matter regulated or covered therein.

Thus, in enacting this ordinance, it is not the intent of the District to preempt or otherwise nullify any other local ordinance containing different standards and protections.

8303 APPLICABILITY

Except as provided in California Health and Safety Code Section 13869.7, this code shall apply to, and be enforceable in, all areas, including cities and unincorporated areas, served by the District. All references in this code to the California Building Code, Residential Code, Mechanical Code, Plumbing Code, Green Building Standards Code, Fire Code, and Electrical Code shall mean the appropriate legally applicable code

adopted by each incorporated city that is a part of the District, or receives services from the District.

SECTION 407. Appendix B, Section B103.3 is hereby amended to read as follows:

B103.3 Areas without water supply systems.

~~For information regarding water supplies for fire-fighting purposes in rural and suburban areas in which adequate and reliable water supply systems do not exist, the fire code official is authorized to utilize NFPA 1142.~~This section shall only apply to buildings equipped with a fire sprinkler system. Parcels that are located outside the service boundary, above the existing pressure zone, or more than 2,000 linear feet (609.6 m) from an existing water main of a water purveyor may provide an on-site water supply, when approved by the fire code official. For one-family dwellings the water supply shall be in accordance with Table B103.3. For other than one-family dwellings, the water supply shall be in accordance with the NFPA 1142 or NFPA 13 water supply requirement, whichever is greater.

SECTION 408. Appendix B, Table B103.3 is hereby added to read as follows:

TABLE B103.3

TANK SIZES FOR ONE-FAMILY DWELLINGS

FIRE-FLOW CALCULATION AREA	TANK SIZE
0–3,600 square feet	7,500 gal
3,601–5,999 square feet	10,000 gal
6,000 square feet and greater	12,500 gal

SECTION 409. Appendix B, Section B104.2 is hereby amended to read as follows:

B104.2 Area separation.

Portions of buildings that are separated by fire walls without openings, constructed in accordance with the *California Building Code*, are allowed to be considered as separate fire-flow calculation areas. Fire barriers or fire partitions cannot be used to create separate fire-flow calculation areas.

SECTION 410. Appendix B, Section B105.1 is hereby amended to read as follows:

B105.1 One- and two-family dwellings, Group R-3 and R-4 buildings and townhouses.

The minimum fire-flow and flow duration requirements for one- and two-family dwellings, Group R-3 and R-4 buildings and townhouses shall be as specified in Tables B105.1(1) and B105.1(2).

Exception: The minimum fire-flow for one- and two-family dwellings, and Group R-3 buildings located in a fire hazard zone shall not be less than 1,250 gallons per minute (15 141.6 L/min) for a 1-hour duration at 20 psi (138 kPa).

SECTION 411. Appendix B, Table B105.2 is hereby amended to read as follows:

TABLE B105.2

REQUIRED FIRE FLOW FOR BUILDINGS OTHER THAN ONE- AND TWO-FAMILY DWELLINGS, GROUP R-3 AND R-4 BUILDINGS AND TOWNHOUSES

AUTOMATIC SPRINKLER SYSTEM (Design Standard)	MINIMUM FIRE-FLOW (gallons per minute)	FLOW DURATION (hours)
No automatic sprinkler system	Value in Table B105.1(2)	Duration in Table B105.1(2)
Section 903.3.1.1 or Section 903.3.1.2 of the *California Fire Code*	~~25~~50% of the value in Table B105.1(2)[a]	Duration in Table B105.1(2) at the reduced flow rate
~~Section 903.3.1.2 of the *California Fire Code*~~	~~25% of the value in Table B105.1(2)[b]~~	~~Duration in Table B105.1(2) at the reduced flow rate~~

For SI: 1 gallon per minute = 3.785 L/m.

a. The reduced fire flow shall be not less than ~~1,000~~1,500 gallons per minute.

b. ~~The reduced fire flow shall be not less than 1,500 gallons per minute.~~Reserved.

SECTION 412. Appendix B, Section B105.4 is hereby added to read as follows:

B105.4 Mobilehome parks.

The required fire-flow for mobilehome parks shall be 1,250 gallons per minute (4731.765 L/min), for a duration of 1 hour and with public hydrant spacing of not more than 600 feet (182 880 mm) apart. For mobilehome parks located in the High or Very High Fire Hazard Severity Zones, the required fire flow shall instead be 2,000 gallons per minute (7570.824 L/min) for a duration of 1 hour. In either location, for recreational

buildings located within a mobilehome park, the fire-flow and duration shall be according to the fire-flow calculation area set forth in Table B105.1(2).

SECTION 413. Appendix B, Section B105.5 is hereby added to read as follows:

B105.5 Land subdivision projects.

For the subdivision of undeveloped land for other than single-family dwellings, due to the undetermined building size and type of construction, the required fire flow shall be 4,000 gallons per minute (15 141.6 L/min) for a duration of 4 hours with public hydrant spacing of 300 feet (91 440 mm). The required fire-flow for the subdivision of land consisting of lots having existing structures shall be in accordance with Table B105.1(2) for fire-flow and duration.

SECTION 414. Appendix C, Section C102 is hereby amended to read as follows:

C102 ~~NUMBER OF FIRE HYDRANTS~~LOCATION

SECTION 415. Appendix C, Section C102.1 is hereby amended to read as follows:

C102.1 ~~Minimum number of fire hydrants for a building~~Fire hydrant locations.

~~The number of fire hydrants available to a building shall be not less than the minimum specified in Table C102.1~~Fire hydrants shall be provided at intersections and along required fire apparatus access roads and adjacent public streets.

SECTION 416. Appendix C, Table C102.1 is hereby deleted in entirety as follows:

~~**TABLE C102.1**~~

~~**REQUIRED NUMBER AND SPACING OF FIRE HYDRANTS[h]**~~

~~FIRE-FLOW REQUIREMENT (gpm)~~	~~MINIMUM NUMBER OF HYDRANTS~~	~~AVERAGE SPACING BETWEEN HYDRANTS[a,b,c,f,g] (feet)~~	~~MAXIMUM DISTANCE FROM ANY POINT ON STREET OR ROAD FRONTAGE TO A HYDRANT[d,f,g]~~
~~1,750 or less~~	~~1~~	~~500~~	~~250~~
~~1,751-2,250~~	~~2~~	~~450~~	~~225~~
~~2,251-2,750~~	~~3~~	~~450~~	~~225~~
~~2,751-3,250~~	~~3~~	~~400~~	~~225~~
~~3,251-4,000~~	~~4~~	~~350~~	~~210~~
~~4,001-5,000~~	~~5~~	~~300~~	~~180~~
~~5,001-5,500~~	~~6~~	~~300~~	~~180~~
~~5,501-6,000~~	~~6~~	~~250~~	~~150~~
~~6,001-7,000~~	~~7~~	~~250~~	~~150~~
~~7,001 or more~~	~~8 or more[e]~~	~~200~~	~~120~~

~~For SI: 1 foot = 304.8 mm, 1 gallon per minute = 3.785 L/m.~~

~~a. Reduce by 100 feet for dead-end streets or roads.~~

~~b. Where streets are provided with median dividers that cannot be crossed by fire fighters pulling hose lines, or where arterial streets are provided with four or more traffic lanes and have a traffic count of more than 30,000 vehicles per day, hydrant spacing shall average 500 feet on each side of the street and be arranged on an alternating basis.~~

~~c. Where new water mains are extended along streets where hydrants are not needed for protection of structures or similar fire problems, fire hydrants shall be provided at spacing not to exceed 1,000 feet to provide for transportation hazards.~~

~~d. Reduce by 50 feet for dead-end streets or roads.~~

~~e. One hydrant for each 1,000 gallons per minute or fraction thereof.~~

~~f. A 50-percent spacing increase shall be permitted where the building is equipped throughout with an approved automatic sprinkler system in accordance with Section 903.3.1.1 of the *California Fire Code*.~~

~~g. A 25-percent spacing increase shall be permitted where the building is equipped throughout with an approved automatic sprinkler system in accordance with Section 903.3.1.2 or 903.3.1.3 of the *California Fire Code* or Section 313 of the *California Residential Code*.~~

~~h. The fire code official is authorized to modify the location, number and distribution of fire hydrants based on site-specific constraints and hazards.~~

SECTION 417. Appendix C, Section C102.2 is hereby added to read as follows:

C102.2 Location on street.

Public hydrants shall be required on both sides of the street whenever streets are 64 feet (19 507 mm) or greater in width and containing four or more traffic lanes; or have raised median center dividers that make access to hydrants difficult, cause time delays, and/or create an undue hazard as determined by the fire code official.

SECTION 418. Appendix C, Section C103 is hereby amended to read as follows:

C103 ~~FIRE HYDRANT SPACING~~NUMBER OF HYDRANTS

C103.1 ~~Hydrant spacing~~Fire hydrants available.

~~Fire apparatus access roads and public streets providing required access to buildings in accordance with Section 503 shall be provided with one or more fire hydrants, as determined by Section C102.1. Where more than one fire hydrant is required, the distance between required fire hydrants shall be in accordance with Sections C103.2 and C103.3~~The minimum number of fire hydrants available to a building, complex or subdivision shall not be less than that determined by the spacing requirements in Sections C105 and C106 when applied to fire apparatus access roads and perimeter public streets from which fire operations could be conducted.

SECTION 419. Appendix C, Section C103.2 is hereby deleted as follows:

~~**C103.2 Average spacing.**~~

~~The average spacing between fire hydrants shall be in accordance with Table C102.1.~~

~~**Exception:** The average spacing shall be permitted to be increased by 10 percent where existing fire hydrants provide all or a portion of the required number of fire hydrants.~~

SECTION 420. Appendix C, Section C103.3 is hereby deleted as follows:

~~**C103.3 Maximum spacing.**~~

~~The maximum spacing between fire hydrants shall be in accordance with Table C102.1.~~

SECTION 421. Appendix C, Section C104.1 is hereby amended to read as follows:

C104.1 Existing fire hydrants.

Existing fire hydrants on public streets are allowed to be considered as available ~~to meet the requirements of Sections C102 and C103~~. Existing fire hydrants on adjacent properties are allowed to be considered as available ~~to meet the requirements of Sections C102 and C103~~ provided that ~~a~~ fire apparatus access roads extend~~s~~ between properties and ~~that an~~ easements ~~is~~are established to prevent obstruction of such roads.

SECTION 422. Appendix C, Section C105 is hereby amended to read as follows:

C105 ~~REFERENCED STANDARD~~DISTRIBUTION OF FIRE HYDRANTS

SECTION 423. Appendix C, Section C105.1 is hereby amended to read as follows:

C105.1 ~~General~~Hydrant spacing.

~~See Table C105.1 for standards that are referenced in various sections of this appendix. Standards are listed by the standard identification with the effective date, standard title, and the section or sections of this appendix that reference the standard.~~Fire hydrants shall be spaced in accordance with Sections C105.2 through C105.4.

SECTION 424. Appendix C, Table C105.1 is hereby deleted in entirety as follows:

~~**TABLE C105.1**~~

~~**REFERENCED STANDARD**~~

~~STANDARD ACRONYM~~	~~STANDARD NAME~~	~~SECTION HEREIN REFERENCED~~
~~CRC—22~~	~~*California Residential Code*~~	~~Table C102.1~~

SECTION 425. Appendix C, Section C105.2 is hereby added to read as follows:

C105.2 One- and two-family dwellings, and Group R-3 buildings.

For one- and two-family dwellings, and Group R-3 buildings, fire hydrants shall be spaced no more than 600 feet (182.88 m) apart. For properties with more than one dwelling unit per acre, no portion of lot frontage should be more than 450 feet (137.16 m) away, via fire apparatus access, from a public hydrant. For properties less than one dwelling unit per acre, no portion of a fire apparatus access roadway shall be farther than 750 feet (228.6 m) away, via fire apparatus access, from a properly spaced public hydrant that meets the required fire-flow.

SECTION 426. Appendix C, Section C105.3 is hereby added to read as follows:

C105.3 Buildings other than one- and two-family dwellings, and Group R-3 buildings.

For all occupancies other than one- and two-family dwellings, and Group R-3 buildings, including commercial, industrial, multifamily dwellings, private schools, and

institutions, fire hydrant spacing shall be 300 feet (91.44 m). No portion of lot frontage shall be more than 200 feet (60.96 m), via fire apparatus access, from a public hydrant.

SECTION 427. Appendix C, Section C105.4 is hereby added to read as follows:

C105.4 Cul-de-sac hydrant location.

When cul-de-sac depth exceeds 450 feet (137.16 m) (residential) or 200 feet (60.96 m) (commercial), hydrants shall be required at mid-block. Additional hydrants will be required if hydrant spacing exceeds specified distances in Sections C105.2 and C105.3.

SECTION 428. Appendix C Section C106 is hereby added to read as follows:

C106 ON-SITE HYDRANTS

C106.1 Required on-site hydrants.

When any portion of a proposed structure exceeds the allowable distances from a public hydrant, via fire apparatus access, on-site hydrants shall be provided. The spacing distance between on-site hydrants shall be 300 to 400 feet (91 440 mm to 121 920 mm). All on-site fire hydrants shall have, at a minimum, a fire-flow of 1,250 gallons per minute (4732 L/min) at 20 psi (137.895 kPa) for a duration of 2 hours. If more than one on-site fire hydrant is required, the fire flow shall be the lesser of either the required fire flow for the building, or 2,500 gallons per minute (9463.53 L/min) at 20 psi (137.895 kPa) for a duration of 2 hours. All on-site hydrants shall be installed a minimum of 25 feet (7620 mm) from a structure or protected by a 2-hour firewall.

Exception: For fully sprinklered multifamily residential structures, on-site hydrants may be installed a minimum of 10 feet (3.05 m) from the structure.

SECTION 429. Appendix O, Section O101.2 is hereby amended to read as follows:

O101.2 Permits.

An place of assembly *operational permit shall be required for*to operate temporary amusement *haunted houses, ghost walks, or similar amusement uses in accordance with Appendix O101.2.*

SECTION 430. Appendix O, Section O101.2.1 is hereby amended to read as follows:

O101.2.1 Permit documents.

*The permit application*applicant *shall* submit construction documents for approval which *include,* at a minimum, *a dimensioned site plan and floor plan.*

. . .

SECTION 431. Appendix O, Section O101.3 is hereby added to read as follows:

O101.3 Jurisdictional building and planning department approval.

Approval to operate a temporary amusement haunted house or similar use or to change the approved use of an existing building, or portion thereof, for temporary amusement haunted house or similar use shall be approved by the jurisdictional

building official and planning official prior to the Fire Department's final construction approval and issuance of an operational permit.

SECTION 432. Appendix O, Section O102.2 is hereby amended to read as follows:

O102.2 **TEMPORARY AMUSEMENT *HAUNTED HOUSE.***

A temporary building or structure, or portion thereof, which contains a system that transports passengers or provides a walkway through a course so arranged that the means of egresses are not apparent due to theatrical distractions, not visible due to low illumination, are disguised or are not readily available due to the method of transportation through the building or structure. These are usually used during the Halloween season for amusement or entertainment purposes where decorative materials, props, visual effects, or audio effects are utilized to create theatrical environment. A temporary amusement haunted house may be deemed a special amusement area by the fire code official depending on the floor plan layout, lighting, or visual distractions used and the effects those elements have on identifying and accessing the means of egress in the event of a fire or an emergency.

SECTION 433. Appendix O, Section O102.3 is hereby amended to read as follows:

O102.3 ***GHOST WALKS.***

Similar to temporary amusement *haunted houses and may include both indoor and outdoor areas ~~where the means of egresses are similarly not readily identifiable~~*used for amusement or entertainment purposes.

SECTION 434. Appendix *O*, Section *O*102.4 is hereby added to read as follows:

O102.4 TEMPORARY.

Temporary shall mean amusement use of buildings or structures, or portion thereof, at one location for not more than 90 days within a one-year period.

SECTION 435. Appendix *O*, Section O102.5 is hereby added to read as follows:

O102.5 SPECIAL AMUSEMENT AREA.

A special amusement *area* is *any* temporary, permanent, or mobile building or portion thereof that is occupied for amusement, entertainment or educational purposes and *is arranged in a manner that*:

1. *Makes the means of egress path not readily apparent due to visual and audio distractions, or*
2. *Intentionally confounds identification of the means of egress path, or*
3. *Otherwise makes the means of egress path not readily available because of the nature of the attraction or mode of conveyance through the special amusement area, building, structure or portion thereof.*

SECTION 436. Appendix O, Section O103.1 is hereby amended to read as follows:

O103.1 Allowable structures.

Temporary amusement ~~H~~h*aunted houses, ghost walks, and similar amusement uses* which meet the definition of a Special Amusement Area *shall only be located in structures that comply with the provisions for Special Amusement Areas in accordance with the California Building Code*, and any applicable requirements in the County Code.

SECTION 437. Appendix O, Section O103.**7** is hereby amended to read as follows:

O103.7 Fire protection.

Temporary amusement ~~H~~h*aunted houses ~~and~~, ghost walks*, and similar amusement uses which meet the definition of a Special Amusement Area *shall be provided with fire protection systems in accordance with Appendix O103.7.*

. . .

SECTION 438. Appendix O, Section O103.**7**.2 is hereby amended to read as follows:

O103.7.2 Fire detection systems.

An approved automatic fire detection system shall be provided in accordance with Section 907.2.12, as required for Special ~~a~~A*musement ~~buildings~~*Areas.

SECTION 439. Appendix O, Section O103.7.4 is hereby amended to read as follows:

O103.7.4 Emergency voice alarm.

Provide an emergency voice/alarm communication system in accordance with Section 907.2.12, as required for Special ~~a~~A*musement ~~buildings~~*Areas.

SECTION 440. Appendix O, Section O103.9 is hereby amended to read as follows:

O103.9 Decorative materials and interior finishes.

Interior wall, ceiling, and floor finishes shall be Class A rated in accordance with the California Building Code, and any applicable requirements in the County Code.

SECTION 441. Appendix O, Section O103.15 is hereby amended to read as follows:

O103.15 Maintenance.

Good housekeeping shall be maintained at all times throughout exhibit and exit pathways. The means of egress system shall not be obstructed during event operation.

SECTION 442. Appendix PP is hereby added to read as follows:

APPENDIX PP LOCAL AGENCY VERY HIGH FIRE HAZARD SEVERITY ZONES

PP101 GENERAL

PP101.1 Scope.

This appendix defines Local Agency Very High Fire Hazard Severity Zones and provides the legal description of the geographic areas for the installation of fire sprinkler systems in occupancies as required by Section 903.2.11.7.

PP101.2 DEFINITIONS

See Chapter 49 for definitions.

PP102 LOCAL AGENCY VERY HIGH FIRE HAZARD SEVERITY ZONES

PP102.1 General.

Local Agency Very High Fire Hazard Severity Zones, as defined in Section 4902.1 of this code, are hereby designated in those areas as specified in Sections PP102.2 and PP102.3 of Appendix PP. Also see Chapter 49.

PP102.2 Designation of Local Agency Very High Fire Hazard Severity Zones (VHFHSZ) in incorporated cities of the Consolidated Fire Protection District of Los Angeles County.

The following incorporated cities are designated as being located wholly or in part in the Local Responsibility Area Very High Fire Hazard Severity Zone:
Agoura Hills, Azusa, Bradbury, Calabasas, Claremont, Covina, Diamond Bar, Duarte, Glendora, Hidden Hills, Irwindale, La Canada Flintridge, La Habra, La Mirada, Malibu, Palmdale, Palos Verdes Estates, Pomona, Rancho Palos Verdes, Rolling Hills, Rolling Hills Estates, San Dimas, Santa Clarita, Walnut, Westlake Village, and Whittier.

PP102.3 Designation of Local Agency Very High Fire Hazard Severity Zones (VHFHSZ) in unincorporated areas of Los Angeles County.

The following unincorporated areas located near the following jurisdictions are designated as being located wholly or in part in the Local Responsibility Area Fire Hazard Severity Zones: Angeles National Forest, City of Hidden Hills, parcels between the City of Agoura Hills and the City of Calabasas, Santa Monica Mountains, parcels

south of the City of Diamond Bar, parcels north of the City of Whittier, San Dimas, Covina, West Covina, parcels located east of the Cities of Covina and West Covina, Universal City, parcels west of Rolling Hills, Baldwin Hills, Catalina Island, Claremont, Claremont Island, Glendora, Azusa, La Habra Heights, Whittier, West Hills and Valley Boulevard, the Malibu–Santa Monica Mountains Area, and the San Gabriel Mountains Southface Area.

PP102.4 Parcel identification.

All map and parcel identification, fire hazard severity zone designation, and other information for those areas as specified in Sections PP102.2 and PP102.3 shall be accessible to property owners and the public at the Fire Department's fire prevention engineering unit offices or at the Forestry Division's fuel modification unit office.

PP102.5 Periodic review.

The fire code official shall periodically review the areas in the Consolidated Fire Protection District of Los Angeles County identified as Fire Hazard Severity Zones pursuant to this section, and as necessary, make recommendations to revise the Fire Hazard Severity Zones. See California Government Code Sections 51175 through 51189.

PP103 SAN GABRIEL MOUNTAINS SOUTHFACE AREA AND MALIBU–SANTA MONICA MOUNTAINS AREA

PP103.1 General.

The San Gabriel Mountains Southface Area and the Malibu–Santa Monica Mountains Area are hereby designated in those areas as specified in Sections PP103.2 and PP103.3 of Appendix PP. Also see Section 903.2.11.7.

PP103.2 Malibu–Santa Monica Mountains Area.

Beginning at a point where the Los Angeles County–Ventura County boundary line meets the Pacific Ocean mean high tide line. This being the true point of beginning. Thence, northeasterly along said Los Angeles County boundary line and all its various courses to the City of Los Angeles boundary line along the southerly line of Section 9, Township 1 North, Range 17 West, San Bernardino Base Meridian. Thence, southeasterly along said city boundary and all its various courses to the Pacific Ocean mean high tide line. Thence, westerly along said mean high tide line and all its various courses to the point of the beginning.

PP103.3 San Gabriel Mountains Southface Area.

Beginning at a point where Interstate 5 Freeway and Latitude 34 degrees, 21 minutes (Northern Hemisphere) intersect. This being the true point of beginning. Thence, east along said Latitude of 34 degrees, 21 minutes to the Los Angeles County–San Bernardino County boundary line. Thence, south along the Los Angeles County Boundary to State Highway 30 (Baseline Road). Thence, west on State Highway 30 to Interstate Freeway 210, along Interstate 210 Freeway to the Interstate 5 Freeway. Thence, north on said Interstate 5 Freeway to the point of beginning.

SECTION 443. Appendix QQ is hereby added to read as follows:

APPENDIX QQ LOS ANGELES COUNTY (LAC) FIRE-CODE FEE SCHEDULE

QQ101 GENERAL

Unless otherwise expressly stated herein, or stipulated otherwise in other applicable laws, fees for the services to be rendered by the Los Angeles County Fire

Department ("Department"), as reflected in the descriptions and tables of this fee schedule, shall be payable to the Consolidated Fire Protection District of Los Angeles County ("District"), sometimes referred to as the Department (the administering agency of the District).

QQ101.1 Annual review of fees.

Fees in this schedule shall be reviewed annually by the Department. The amount of each fee shall be adjusted as follows: calculate the hourly rate for all positions included in the fee calculations based on the Los Angeles County Board of Supervisors–approved salaries and employee benefits, and Los Angeles County Auditor-Controller–approved overhead rates. The adjusted fee shall be rounded to the nearest dollar; however, no fee shall exceed the cost of providing the service for which the fee is collected.

QQ102 DEFINITIONS

The following words and terms are defined for the purpose of this fee schedule. Where words or terms are not defined herein, their meaning shall be in accordance with the Fire Code, Title 32, of the Los Angeles County Code, or other title of the Los Angeles County Code as most appropriate.

DEFENSIBLE SPACE (D-SPACE) INSPECTION. Inspection required by the State of California and local ordinance for provision of brush clearance as described in Sections 325, 327, and 4907 of Title 32 (Fire Code) of the Los Angeles County Code.

FINAL MAP. Term used by the jurisdictional planning agency to refer to the version of a subdivision map that, after receiving all necessary approvals from all

necessary entities, may be filed in the office of the county recorder. Generally, the "final map" review process is preceded by a "tentative map" review process, but in certain cases laws may allow a "parcel map" to be considered the final map.

FIRE PROTECTION PLAN. A document prepared, per Chapter 49, for a specific project or development proposed for a Wildland-Urban Interface (WUI) Fire Area. It describes ways to minimize and mitigate potential for loss from wildfire exposure. The fire code official is authorized to require a preliminary fire protection plan prior to the submission of a final fire protection plan.

PRELIMINARY FIRE PROTECTION PLAN. See Chapter 49, Section 4903.

FINAL FIRE PROTECTION PLAN. See Chapter 49, Section 4903.

FUEL MODIFICATION. See Chapter 49, including Section 4902 (Definitions), and Section 4906 (Vegetation Management).

LACC. Los Angeles County Code.

LAND DEVELOPMENT UNIT (LDU). A unit of the Department Fire Prevention Division, the duties of which normally include determination of Fire Department conditions pertaining to water and access on applications for subdivisions, entitlements and discretionary permits within the jurisdiction of the District.

LOT. The terms "lot" and "parcel" shall be used synonymously.

PARCEL. The terms "parcel" and "lot" shall be used synonymously.

PARCEL MAP. A map for subdivisions, per California Government Code, Section 66426, and any other applicable laws. Generally, this term is used to

refer to application maps for subdivisions that result in no more than 4 lots. See "FINAL MAP."

PUBLIC ROAD EASEMENT VACATION. Also referred to as a "street vacation." The complete or partial abandonment or termination of the public right to use a street, highway, or public service easement. See California Streets and Highway Code, Division 9, Part 3, for more details.

SUBDIVISION. See definition in the California Subdivision Map Act (Government Code Section 66424).

TENTATIVE MAP. Term referring to a map made for the purpose of showing the design and improvement of a proposed subdivision, and the existing conditions in and around it, for review during an early stage of the subdivision application process. It need not be based upon an accurate or detailed final survey of the property. See "FINAL MAP" and "PARCEL MAP."

TRACT MAP. Descriptor of maps used to distinguish subdivisions resulting in 5 or more lots.

QQ103 FORESTRY DIVISION SERVICE FEES.

QQ103.1 Oak tree review fees.

QQ103.1.1 Initial survey.

Upon receiving request for an oak tree environmental review, the site will be surveyed by the County Forester to determine the number of trees requiring review. The fee assessment will be based on that number.

TABLE QQ103.1(1)

OAK TREE PLAN REVIEW		
	NUMBER OF TREES	FEE
1	1–15	$900.00
2	16–50	$1,000.00
3	51–100	$1,800.00
4	101–200	$2,799.00
5	201–400	$4,799.00
6	≥401	$7,998.00

TABLE QQ103.1(2)

OAK TREE INSPECTION		
	SERVICE	FEE
1	Inspection	$376.00

QQ103.2 Fuel-modification fees.

TABLE QQ103.2

FUEL MODIFICATION PLAN — REVIEW AND INSPECTION		
CONSTRUCTION APPLICATIONS — Description		FEE[a]
1.)	Barns, garages, accessory structures	$624.00
2.)	New residential, commercial, or industrial structures:	
	a.) < 2,500 sq. ft. in total area	$723.00
	b.) ≥ 2,500 sq. ft. in total area	$845.00
3.)	Additions/modifications to existing residential, commercial, or industrial structures which increase the square footage or footprint of the structure by 50 percent or more and for which the addition/modification is:	
	a.) < 2,500 sq. ft. in total area	$723.00
	b.) ≥ 2,500 sq. ft. in total area	$845.00
4.)	Change of occupancy:	

	a.) ≤ 2,500 sq. ft.	$723.00
	b.) > 2,500 sq. ft.	$845.00
5.)	Tracts only, where the residential structures are proposed to be built by the same individual or entity: New residential structure ≥ 2,500 sq. ft. in total area, within currently developing tracts of 25 or more lots	$732.00
SUBDIVISION MAPS REVIEW PROCESS — Description		**FEE[a]**
6.)	Subdivision where proposal would result in 4 or fewer lots	
	a.) Fire protection plan review	$162.00
7.)	Subdivision where proposal would result in 5 or more lots	
	a.) Preliminary fire protection plan review	$1,133.00
	b.) Final fire protection plan review — includes lots 5–20	$1,230.00
	c.) Final fire protection plan review — each additional 10 lots, or portion thereof, over 20	$752.00

a Per review and inspection.

.

QQ103.3 Defensible (D-Space) inspection fees.

TABLE QQ103.3

DEFENSIBLE-SPACE (D-SPACE) INSPECTION		
SUBJECT OF REVIEW / SERVICE REQUESTED		**FEE[a]**
1.)	**Initial Inspection (Fee to be phased in as described by year, below)**	
	a.) 2022	$50.00
	b.) 2023	$100.00
	c.) 2024	$151.00
2.)	**Noncompliance at Second Inspection**	
	Abatement Enforcement Administrative Fee	$908.00

a. Per parcel.

QQ104 FIRE PREVENTION DIVISION FEES

QQ104.1 Land Development Unit (LDU) fees.

TABLE QQ104.1(1)

LDU SUBDIVISION REVIEWS OF "TENTATIVE MAPS"		
	SUBJECT OF REVIEW / SERVICE REQUESTED	**FEE**
A.)	**MINOR LAND DIVISIONS** (Sometimes referred to as "Parcel Map" Reviews)	
A1.)	**Initial Review** **(Each fee charge purchases 3 reviews)**	
	a.) Initial submittal	$1,289.00
A2.)	**Additional Reviews/Revisions** **(Each fee charge purchases 1 review)**	
	a.) Submittal of a revision (i.e., "revised map" is required) to a map that *has not yet* received approval by the advisory agency of the county or the city (or if there is no advisory agency, then by the legislative body thereof). ("**REVISION**")	$372.00
	b.) Submittal of a revision (i.e., "revised map" is required) *of the conditions of approval* for a map that *had already* received approval by the advisory agency of the county or the city (or if there is no advisory agency, then by the legislative body thereof). ("**REVISED**")	$725.00
	c.) Submittal of a less-than-significant revision to a map (i.e., a "revised map" is not required). ("**AMENDMENT**")	$442.00
B.)	**MAJOR LAND DIVISIONS** (Sometimes referred to as "Tract Map" Reviews)	
B1.)	**Initial Review** **(Each fee charge purchases 3 reviews)**	
	a.) Lots 1–10 (i.e., single flat fee covers up to 10 lots)	$2,983.00
	b.) Each additional lot between 11–50	$23.00
	c.) Each additional lot between 51–100	$17.00
	d.) Each additional lot between 101–1,000	$13.00
	e.) Each additional lot 1,001 or greater	$7.00
B2.)	**Additional Reviews/Revisions** **(Each fee charge purchases 1 review)**	
	a.) Submittal of a revision (i.e., "revised map" is required) to a map that *has not yet* received approval by the advisory agency of the county or the city (or if there is no advisory agency, then by the legislative body thereof). ("**REVISION**")	$442.00
	b.) Submittal of a revision (i.e., "revised map" is required) *of the conditions of approval* for a map that *had already* received approval by the advisory agency of the county or the city (or if there is no advisory agency, then by the legislative body thereof). ("**REVISED**")	$1,431.00

LDU SUBDIVISION REVIEWS OF "TENTATIVE MAPS"		
	SUBJECT OF REVIEW / SERVICE REQUESTED	**FEE**
	c.) Submittal of a less-than-significant revision to a map (i.e., a "revised map" is not required). ("**AMENDMENT**")	$725.00

TABLE QQ104.1(2)

LDU SUBDIVISION REVIEWS OF "FINAL MAPS"[a]		
	SUBJECT OF REVIEW / SERVICE REQUESTED	**FEE**
1.)	**Initial Review (Each fee charge purchases 3 reviews)**	
	a.) Each map consisting of 1-5 lots.	$725.00
	b.) Each map consisting of 6–10 lots.	$795.00
	c.) Each map consisting of 11–25 lots.	$936.00
	d.) Each map consisting of 26–50 lots.	$1,078.00
	e.) Each map consisting of 51 or more lots.	$1,289.00
2.)	**Additional Reviews (Each fee charge purchases 1 review)**	
	a.) Supplemental review (i.e., when a final map is submitted more than three times).	$231.00
3.)	**Verification (Each fee charge purchases 1 review)**	
	a.) Verification that the final map complies with the applicable ordinances, conditions, and other requirements.	$301.00

a. Regarding application of Table QQ104.1(1) and Table QQ104.1(2): In cases where laws and agencies allow a one-step review process (i.e., a "parcel map" review where no "tentative map" review is necessary), the Fire Department shall be authorized to assess the applicable service fee(s) that most appropriately reflect the service(s) being provided, whether from Table QQ104.1(1) or Table QQ104.1(2).

TABLE QQ104.1(3)

LDU MISCELLANEOUS FEES		
SUBJECT OF REVIEW / SERVICE REQUESTED		FEE
1	Coastal Development Permit (CDP)	$442.00
2	Conditional Use Permit (CUP)	$442.00
3	Conditional Use Permit (CUP) — revised	$259.00
4	Discretionary-permit review, including, but not limited to: design review, design overlay review (DOR), development permit application review, "Exhibit 'A'" review, planned urban development (PUD) review, and preliminary review	$301.00
5	"Exhibit 'A'" — revised	$301.00
6	Grading plan review – fire lanes and private driveways	$301.00
7	Lot-line adjustment(s), and/or lot merger(s)	$301.00
8	Mobilehome park or special occupancy park	$442.00
9	"One Stop" advisory counseling/review	$176.00
10	Vacation of public road easement	$301.00
11	Waiver request	$329.00
12	Water appeals board	$160.00
13	Water/Hydrant (public) plans and systems	$301.00
14	Each additional hydrant over 10	$35.00
15	Zone change	$301.00

QQ104.2 Operational permit fees.

TABLE QQ104.2

OPERATIONAL PERMIT FEES		
PROPOSED ACTIVITY		FEE[a]
1	Activities in Wildfire Risk Areas	$390.00
2	Additive Manufacturing	$390.00
3	Aerosol Products	$390.00
4	Amusement Buildings	$390.00
5	Automobile Wrecking Yard	$390.00

OPERATIONAL PERMIT FEES		
PROPOSED ACTIVITY		FEE[a]
6	Aviation Facility	$390.00
7	Bonfire	$390.00
8	Carbon Dioxide Systems used in Beverage Dispensing Applications	$390.00
9	Carbon Dioxide Enrichment Systems	$390.00
10	Carnivals and Fairs	$390.00
11	Cellulose Nitrate Film	$390.00
12	Combustible-Dust Producing Operations	$390.00
13	Combustible Fibers	$390.00
14	Commercial Rubbish-Handling Operation	$390.00
15	Compressed Gases	$390.00
16	Covered and Open Mall Buildings	$390.00
17	Cryogenic Fluids	$390.00
18	Cutting and Welding Permit	$390.00
19	Dry Cleaning Plants	$390.00
20	Energy Storage Systems	$390.00
21	Exhibits and Trade Shows	$390.00
22	Explosives	$390.00
23	Fire Hydrants and Valves	$390.00
24	Fireworks Display	$390.00
25	Flammable or Combustible Liquids	$390.00
26	Floor Finishing	$390.00
27	Fruit and Crop Ripening	$390.00
28	Fumigation and Insecticidal Fogging	$390.00
29	Hazardous Production Materials (HPM) Facilities	$390.00
30	Hazardous Materials	$390.00
31	Helicopter Landing Facility	$390.00
32	High-Piled Combustible Storage	$390.00
33	Hot Work Operations	$390.00
34	Industrial Ovens	$390.00
35	Liquid- or Gas-Fueled Vehicles or Equipment in Assembly Buildings	$390.00
36	Lithium Batteries	$390.00
37	LP Gas	$390.00
38	Lumber Yards and Woodworking Plants	$390.00
39	Magnesium	$390.00

OPERATIONAL PERMIT FEES		
PROPOSED ACTIVITY		FEE[a]
40	Mass-Gathering Event, 5000 or More People	$780.00
41	Miscellaneous Combustible Storage	$390.00
42	Mobile Fueling of Hydrogen-Fueled Vehicles	$390.00
43	Model Rockets	$390.00
44	Motor Fuel-Dispensing Facilities	$390.00
45	Oil and/or Natural Gas Wells	$390.00
46	Open Burning	$390.00
47	Open Flames and Candles	$390.00
48	Open Flames and Torches	$390.00
49	Organic Coatings	$390.00
50	Outdoor Assembly Event	$390.00
51	Pallet Yard	$390.00
52	Parade Float	$390.00
53	Places of Assembly	$390.00
54	Plant Extraction Systems	$390.00
55	Privately Contracted Private Fire Prevention Resource	$390.00
56	Private Fire Hydrants	$390.00
57	Pyrotechnic Special Effects Material	$390.00
58	Pyroxylin Plastics	$390.00
59	Radioactive Materials	$390.00
60	Recreational Fire	$390.00
61	Refrigeration Equipment	$390.00
62	Repair Garages and Motor Fuel-Dispensing Facilities	$390.00
63	Rooftop Helicopter Facility	$390.00
64	Rifle Range	$390.00
65	Special Events	$390.00
66	Spraying or Dipping	$390.00
67	Storage of Scrap Tires and Tire By-Products	$390.00
68	Temporary Sales Lots	$390.00
69	Temporary Membrane Structures and Tents	$390.00
70	Tire-Rebuilding Plants	$390.00
71	Tire Storage	$390.00
72	Waste Handling	$390.00
73	Wood Products	$390.00

a. Per permit.

QQ104.2.1 Film and production permit fees.

TABLE QQ104.2.1

FILM AND PRODUCTION PERMIT FEES		
PERMIT TYPE		**FEE[a]**
1	Pyrotechnics and Special Effects	$458.00
	1a.) Permit-revision fee	$115.00
2	Filming	$451.00
	2a.) Permit-revision fee	$113.00
3	Fuel-Dispensing Trucks and Vehicles	$492.00
	3a.) Permit-revision fee	$123.00
4	Commercial Still Photography	$452.00
	4a.) Permit-revision fee	$113.00

a. Per permit.

QQ104.3 Plan review fees.

TABLE QQ104.3(1)

BUILDING PLAN REVIEW		
TYPE OF REVIEW		**FEE[a]**
1	Dwelling, one- and two-family	$565.00
2	Multifamily residence	$776.00
3	Photovoltaic residential	$776.00
4	Photovoltaic commercial	$776.00
5	Commercial (B, F, S, M)	$776.00
6	Assembly occupancy	$706.00
7	Educational/institutional occupancy	$1,059.00
8	Hazardous occupancy	$918.00
9	High-rise buildings over 75 feet in height	$1,694.00

BUILDING PLAN REVIEW		
TYPE OF REVIEW		FEE[a]
10	Smoke-control rational analysis	$1,412.00
11	High-piled combustible storage	$565.00
12	Site plan review — water and access	$565.00
13	Hazardous materials review (1–50 chemicals)	$776.00
14	Hazardous materials review (> 50 chemicals)	$1,271.00

a. Per plan review.

TABLE QQ104.3(2)

FIRE SPRINKLER PLAN REVIEW			
TYPE OF REVIEW			FEE[a]
1	NFPA 13D fire sprinkler system[b]: one- or two-family dwelling		$565.00
2	NFPA 13R fire sprinkler system[b]: multifamily dwellings		$706.00
3	NFPA 13 fire sprinkler system[b]:		
	a.	≤ 100 heads per system	$565.00
	b.	> 100 heads per system	$847.00
4	Tenant Improvements to NFPA 13 fire sprinkler system[b]:		
	a.	≤ 20 heads with/without calculation	$282.00
	b.	> 20 heads and ≤ 100 heads with/without calculation	$424.00
	c.	>100 heads with/without calculation	$706.00
5	Underground fire protection system[b]:		
	a.	Single hydrant or single riser connection	$353.00
	b.	≥ 2 connections for hydrants and/or risers	$565.00
6	Standpipe system[b] (Class I, II, & III)		$565.00
7	Water storage tank		$565.00
8	Special hazard fire extinguishing foam water spray nozzle system[b]		$565.00
9	Fire pump		$706.00

a. Per plan review.

FIRE SPRINKLER PLAN REVIEW	
TYPE OF REVIEW	FEE[a]

b. See NFPA 13 (2022 edition), **A.3.3.216 Sprinkler System**, for explanation of separate systems.

TABLE QQ104.3(3)

FIRE ALARM PLAN REVIEW			
TYPE OF REVIEW			FEE[a]
1	Emergency responder communication coverage (ERCC)		$1,129.00
2	Two-way communication system		$565.00
3	Fire alarm system:		
	a.	≤ 10 devices and/or fire sprinkler monitoring system	$282.00
	b.	11–50 devices	$494.00
	c.	51–90 devices	$706.00
	d.	91–130 devices	$847.00
	e.	> 130 devices	$1,366.00
4	Special extinguishing systems: CO_2, foam, clean agent		$424.00
5	Gas detection system		$424.00

a. Per plan review.

TABLE QQ104.3(4)

MISCELLANEOUS PLAN REVIEW		
TYPE OF REVIEW		FEE[a]
1	Alternative materials, design and methods of construction and equipment	$553.00
2	Additional plan review after initial review and one resubmittal (per hour)	$141.00
3	Expedited review (each two hours + initial fee)	$282.00
4	Pre-submittal meeting (initial two-hours)	$282.00

MISCELLANEOUS PLAN REVIEW		
TYPE OF REVIEW		FEE[a]
5	Plan review time (per hour) for modifications, re-stamp (minimum 1-hour)	$141.00
6	Petroleum / Chemical Unit plan review	$390.00
7	Aboveground propane/butane tank installation (125–499 gallons)	$565.00
8	Tank installation or removal	$390.00
9	Commercial kitchen hood systems (UL-300)	$293.00
10	Paint spray booth	$293.00
11	Medical gas storage system	$390.00
12	Energy storage system	$565.00
13	Energy storage system, Group R-3 and R-4	$195.00
14	Fuel cell power system	$424.00

a. Per plan review.

QQ104.4 Field inspection fees.

TABLE QQ104.4(1)

NEW CONSTRUCTION FIELD INSPECTION		
TYPE OF INSPECTION		FEE[a]
1	Dwelling, one- and two-family	$390.00
2	Multifamily residence	$390.00
3	Photovoltaic residential	$293.00
4	Photovoltaic commercial	$780.00
5	Commercial (B, F, S, M)	$585.00
6	Assembly occupancy	$585.00
7	Educational/institutional occupancy	$390.00
8	Hazardous occupancy	$488.00
9	High-rise buildings over 75 feet in height	$780.00
10	Smoke-control acceptance test	$1,951.00
11	High-piled combustible storage	$1,171.00

NEW CONSTRUCTION FIELD INSPECTION		
TYPE OF INSPECTION		FEE[a]
12	Petroleum / Chemical Unit inspection	$390.00
13	Aboveground propane/butane tank installation (125–499 gallons)	$195.00
14	Tank installation or removal	$488.00
15	Tenant improvements projects not otherwise identified	$390.00

a. Per inspection.

TABLE QQ104.4(2)

FIRE SPRINKLER FIELD INSPECTION			
TYPE OF INSPECTION			FEE[a]
1	NFPA 13D fire sprinkler system[b]:		
	a.	One- or two-family dwelling	$390.00
	b.	Tract model one- or two-family dwelling	$390.00
	c.	Tract non-model one- or two-family dwelling	$390.00
2	NFPA 13R fire sprinkler system[b]: multifamily dwellings		$780.00
3	NFPA 13 fire sprinkler system[b]:		
	a.	≤ 100 heads per system	$780.00
	b.	> 100 heads per system	$976.00
4	Tenant Improvements to NFPA 13 fire sprinkler system[b]:		
	a.	≤ 20 heads	$390.00
	b.	> 20 heads and ≤ 100 heads	$585.00
	c.	> 100 heads	$683.00
5	5-year sprinkler recertification		$390.00
6	Underground fire protection system[b]:		
	a.	1–4 connections for hydrants and/or risers	$390.00
	b.	≥ 5 connections for hydrants and/or risers	$780.00
7	Fire-flow test witness/perform		$282.00
8	Water storage tank		$195.00
9	Fire pump acceptance test		$673.00

a. Per inspection.

b. See NFPA 13 (2022 edition), **A.3.3.216 Sprinkler System**, for explanation of separate systems.

TABLE QQ104.4(3)

FIRE ALARM FIELD INSPECTION			
TYPE OF INSPECTION			FEE[a]
1	Fire alarm system:		
	a.	≤ 10 devices and/or fire sprinkler monitoring system	$390.00
	b.	11–50 devices	$585.00
	c.	51–90 devices	$683.00
	d.	91–130 devices	$780.00
	e.	> 130 devices	$988.00

a. Per inspection.

TABLE QQ104.4(4)

SPECIAL SYSTEMS FIELD INSPECTION		
TYPE OF INSPECTION		FEE[a]
1	Emergency responder communication coverage (ERCC)	$1,561.00
2	Two-way communication system	$195.00
3	Commercial kitchen hood systems	$390.00
4	Special extinguishing systems: CO_2, foam, clean agent	$390.00
5	Gas detection system	$390.00
6	Medical gas storage system	$195.00
7	Energy storage system	$390.00

a. Per inspection.

TABLE QQ104.4(5)

FIRE SAFETY FIELD INSPECTION	
TYPE OF INSPECTION	FEE[a]

FIRE SAFETY FIELD INSPECTION		
TYPE OF INSPECTION		FEE[a]
1	State of California Form 850 - Fire Safety Inspection Request	$390.00

a. Per inspection.

TABLE QQ104.4(6)

MISCELLANEOUS FIELD INSPECTION		
TYPE OF INSPECTION		FEE
1	Statement-of-intended-use review and inspection (Form 30)	$195.00
2	Additional inspections after initial inspection and one reinspection	$98.00
3	Special / priority inspection (including after-hour, additional technical assistance, and others deemed necessary by the fire code official) — charged per hour	Current hourly fire safety officer (FSO) rate

QQ104.5 Annual inspection fees.

TABLE QQ104.5

ANNUAL FIRE PREVENTION INSPECTION			
TYPE OF INSPECTION			FEE[a]
A.)	**Manufacturing**		
	1	25,000 – 50,000 Square Feet	$488.00
	2	50,001 – 100,000 Square Feet	$585.00
	3	100,001 – 250,000 Square Feet	$780.00
	4	>250,000 Square Feet	$1,171.00
B.)	**Warehousing**		
	1	60,001 – 100,000 Square Feet	$585.00
	2	100,001 – 150,000 Square Feet	$780.00
	3	150,001 – 200,000 Square Feet	$976.00
	4	200,001 – 250,000 Square Feet	$1,171.00
	5	250,001 – 500,000 Square Feet	$1,366.00
	6	>500,000 Square Feet	$1,561.00
C.)	**Assembly**		
	1	< 12,500 Square Feet	$390.00
	2	12,501 – 25,000 Square Feet	$488.00
	3	25,001 – 50,000 Square Feet	$585.00

ANNUAL FIRE PREVENTION INSPECTION			
	TYPE OF INSPECTION		FEE[a]
	4	50,001 – 75,000 Square Feet	$683.00
	5	>75,000 Square Feet	$780.00
D.)	**High Rise**		
	1	7-10 Stories in Height	$780.00
	2	11-15 Stories in Height	$976.00
	3	16- 20 Stories in Height	$1,171.00
	4	>20 Stories in Height	$1,366.00
E.)	**Petroleum / Chemical Unit Occupancies**		
	1	≤ 25,000 Square Feet	$390.00
	2	25,001 – 50,000 Square Feet	$585.00
	3	50,001 – 75,000 Square Feet	$780.00
	4	75,001 – 100,000 Square Feet	$976.00
	5	>100,000 Square Feet	$1,171.00
F.)	**Elementary / Middle / High Schools**		
	1	< 200 Students	$390.00
	2	201 – 400 Students	$585.00
	3	401 – 700 Students	$780.00
	4	701 – 1,000 Students	$976.00
	5	1,001 – 1,500 Students	$1,171.00
	6	1,501 – 2,500 Students	$1,366.00
	7	>2,500 Students	$1,561.00
G.)	**Private Colleges**		
	1	< 500 Students	$780.00
	2	501 – 1,000 Students	$1,171.00
	3	1,001 – 1,500 Students	$1,561.00
	4	1,501 – 2,000 Students	$1,951.00
	5	2,001 – 3,000 Students	$2,341.00
	6	>3,000 Students	$3,122.00
H.)	**Jails**		
	1	< 2,500 Square Feet	$390.00
	2	2,501 – 5,000 Square Feet	$585.00
	3	5,001 – 10,000 Square Feet	$780.00
	4	10,001 – 50,000 Square Feet	$1,171.00
	5	>50,000 Square Feet	$1,561.00
I.)	**Hospitals, 24-hour clinics, in-patient care and transitional care facilities**		
	1	< 5,000 Square Feet	$585.00
	2	5,001 – 10,000 Square Feet	$780.00

ANNUAL FIRE PREVENTION INSPECTION		
TYPE OF INSPECTION		FEE[a]
3	10,001 – 20,000 Square Feet	$976.00
4	20,001 – 50,000 Square Feet	$1,171.00
5	50,001 – 100,000 Square Feet	$1,561.00
6	>100,000 Square Feet	$2,341.00
7	R-3 Large Family Day Care	$390.00

a. Per inspection.

SECTION 444. Appendix RR is hereby added to read as follows:

APPENDIX RR RIFLE RANGE

RR101 GENERAL

RR101.1 Scope.

Rifle ranges shall comply with the basic fire- and life-safety requirements in this appendix.

RR101.2 Permits.

A permit from the fire code official is required to establish, maintain, or operate a rifle range. Applications for permits shall be referred to the chief law enforcement officer for approval. Permits shall be required as set forth in Sections 105.5 and 105.6.

RR102 DEFINITIONS

RIFLE RANGE. Any indoor or outdoor firing, shooting, or target range established, maintained, or operated for the discharge of a rifle, pistol, revolver, shotgun, or firearm.

RR103 RANGE OFFICER

RR103.1 Supervision.

Rifle ranges shall not be operated or maintained without the supervision of a qualified range officer.

RR103.2 Qualifications.

To qualify as a range officer, individuals shall demonstrate to the fire code official and chief law enforcement officer their knowledge of firearms and ammunition, including the general rules of safety and the provisions of this code relative thereto. Individuals shall possess a valid certificate stating he or she is a qualified range officer.

RR104 AMMUNITION

RR104.1 Inspection and disposal.

Ammunition shall be inspected and approved by the range officer before permission to fire or discharge the same is granted. Ammunition that will not fire or discharge or which is otherwise defective shall be surrendered to the range officer for safe disposal.

RR105 FIRE APPLIANCES

RR105.1 Portable fire appliances.

Rifle ranges shall be equipped with portable fire appliances and other equipment required by the fire code official. Additional fire-prevention measures required by the fire code official shall be provided.

RR106 VEGETATION

RR106.1 Removal.

Rifle ranges, including striking grounds, shall be completely clear of vegetation within a safe distance from the firing line.

RR107 SIGNAGE

RR107.1 Warnings.

Rifle ranges which are not fenced shall be posted with approved warning posters or signs to notify and protect the public from danger.

SECTION 445. FINDINGS IN SUPPORT OF ADOPTION OF MORE RESTRICTIVE BUILDING STANDARDS.

The provisions of this ordinance contain various changes, modifications, and additions to the 2022 California Fire Code. Some of those changes are administrative in nature in that they do not constitute changes or modifications to requirements contained in the building standards adopted by the State Fire Marshal and published in the California Building Standards Code. Pursuant to Health and Safety Code Sections 17958.5, 17958.7, and 18941.5, the Board of Supervisors hereby expressly finds and determines that all of the changes and modifications to requirements contained in the building standards published in the California Building Standards Code, contained in this ordinance, which are not administrative in nature, are reasonably necessary because of local climatic, geological, or topographical conditions in the County of Los Angeles and in the Consolidated Fire Protection District of Los Angeles County ("District"). This expressed finding is supported and based upon the following more specific determinations:

CLIMATIC – The County of Los Angeles/District is located in an area subject to climatic conditions with long periods of low humidity and hot weather, combined with unpredictable seasonal high winds (Santa Ana wind conditions), resulting in increased exposure to fire risk. This combination of events creates an environment that is conducive to rapidly spreading fires. Control of such fires requires rapid response.

With the time that is required to deal with potential obstacles from the wind, such as fallen trees, street lights, and utility poles, in addition to the time required to climb 75 feet vertically up flights of stairs, the ability to respond rapidly is negatively impacted. Additionally, there is a significant increase in the amount of wind at 60 feet above the ground. Use of aerial-type firefighting apparatus above this height would place rescue personnel at increased risk of injury. High winds will also cause burning embers to become airborne resulting in the rapid spread of a fire to nearby structures. Immediate containment of a fire is the only method by which it can be controlled during high wind conditions. In high fire severity zones, a unique combination of low humidity, strong winds, and dry vegetation exists.

GEOLOGICAL – The County of Los Angeles/District is located in the middle of the seismically active area identified as Seismic Zone 4. The viability of the public water system would be questionable at best after a major seismic event. Tall buildings would become vulnerable to uncontrolled fires due to a lack of available water and an inability to pump sufficient quantities of any available water to floors above the 55-foot level. A severe seismic event has the potential to negatively impact any rescue or fire suppression activities because it is likely to create significant physical obstacles and logistical challenges. With the probability of strong aftershocks, there exists a need to provide increased protection for anyone on upper floors.

Geological conditions created by the numerous faults will result in increased fire danger to structures, delayed Fire Department response, and unique rescue challenges. Seismic events of sufficient magnitude will cause substantial damage to structures. These damages are likely to be accompanied by a substantial number of fires that may

exceed the Fire Department suppression capabilities. Accordingly, built-in fire suppression systems provide the only adequate measure to mitigate the potential hazards from and damage caused by such fires.

The County of Los Angeles/District is subject to occasional severe rainstorms. The impacts from these rainstorms are exacerbated if hillside areas have been burned by wildland fires because significant mud and debris flows can occur. Mud and debris flows can impair Fire Department access or delay response times if access roads are obstructed by mud or debris.

TOPOGRAPHICAL – The topographical conditions of the County of Los Angeles/District includes many mountains, hills, and canyons which tend to accelerate the periodic high-velocity winds by means of a Venturi effect. These canyon winds and the significant growth of vegetation of a combustible nature increase the fire danger. Additionally, long periods of dry, hot weather, combined with unpredictable seasonal winds (Santa Ana wind conditions) result in increased exposure to fire risk. The hillside areas have access roads that are narrow, steep, and contain many sharp curves, all of which makes timely response by large fire apparatus difficult.

The specific sections of this code that constitute more restrictive building standards are identified in the table set forth below. The more restrictive building standards contained in this code and identified in the table below shall be applicable only in those cities served by the District which have ratified the aforesaid sections in accordance with California Health and Safety Code Section 13869.

Section	Local Condition	Explanation and Findings
304.1.2 – Vegetation.	Climatic and Topographical	Local amendment requiring brush clearance to maintain defensible space for fire operations that

Section	Local Condition	Explanation and Findings
		is necessary due to the unique climate and topography of the County/District to reduce risk of fire and to minimize the spreading of fire to structures.
314.4 – Vehicles.	Climatic, Geological, and Topographical	Local amendment providing the fuel-amount equivalencies for indoor display of vehicles using alternative fuels and other newer technologies. Necessary due to the increased risks of fire, earthquake movement and damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
316.6.1 – Structures.	Climatic, Geological, and Topographical	Imposes additional requirements for the grounding of construction under high-voltage transmission lines to protect property, the public, and fire fighters responding to emergencies. Necessary due to the unique climate and topography of the County/District to reduce risk of fire, to reduce the possibility of fires being causes by downed high-voltage transmission lines, to minimize the spreading of fires that may begin under transmission lines, and to protect fire fighters responding to emergencies under transmission lines. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
321 – Artificial Combustible Vegetation.	Administrative	Deletion in order to clarify that neither the State nor the District adopts this section or the sections of Chapter 8 that are referenced by it.
322.3 – Fire safety plan.	Administrative.	Declaratory of existing law for clarification to the code user.
322.4.1 – Limited indoor storage in containers.	Climatic, Geological, and Topographical	Local amendment providing the ability for the fire code official to consider other factors affecting the safety of the placement containers used for the collection of damaged and used lithium-based batteries. These batteries have been identified as a known source of fires, especially when damaged or aged. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the

Section	Local Condition	Explanation and Findings
		County/District. These factors also complicate response times, water needs and availability, and access.
326.7 – Fire protection facilities required.	Climatic, Geological, and Topographical	Local amendment to require fire safety measures including but not limited to water supply, firebreaks, posting of fire watchers, access roads, restriction of activities during high fire hazard and other conditions to maintain reasonable fire safety. Necessary due to the unique climate and topography of the County/District to reduce risk of fire, to reduce the possibility of wildland fires spreading to structures, and to minimize impacts of fire. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
326.12.2 – Chimneys.	Climatic and Topographical	Local amendment to reduce the threat of fires by requiring spark arrestors on chimneys that is necessary due to the unique climate and topography of the County/District to reduce risk of fire and to minimize impacts of fire. Such spark arrestors reduce the likelihood of embers exiting a chimney and igniting a fire. These spark arrestors are required by the SFM in both CCR Title 19 and the Building Code.
326.14 – Roadway clearance.	Climatic and Topographical	Local amendment requiring clearance of roadways to provide adequate access for firefighting apparatus, to create defensible space for fire operations, and to reduce the possibility of wildland fires spreading to structures. Necessary due to the unique climate and topography of the County/District.
401.10 – Fire watch procedures, 401.10.1, 401.10.2, 401.10.3, 401.10.4, 401.10.5, 401.10.6.	Climatic, Geological, and Topographical	Provides for consistency in the minimum requirements of a fire watch program. Necessary to ensure adequate response times and actions due to the unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.

Section	Local Condition	Explanation and Findings
503.1.1 – Buildings and facilities.	Climatic, Geological, and Topographical	Provides for clarification regarding the determination of the fire code official for certain special circumstances. Necessary to ensure adequate response times and actions due to the unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
503.1.2 – Additional access.	Climatic, Geological, and Topographical	Provides for additional access requirements necessary because of terrain, climate, or other factors that limit access. Necessary to ensure adequate response times due to the unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
503.2.1 – Dimensions, 503.2.1.1, 503.2.1.2, 503.2.1.2.1, 503.2.1.2.2, 503.2.1.2.2.1, 503.2.1.2.2.2	Climatic, Geological, and Topographical	Requires unobstructed clearance to sky on fire apparatus access roads with exception for protected tree species. Necessary to prevent obstruction of access roads by tree limbs or other obstructions and thus allow for quick response times to fires and other emergencies. Necessary to ensure adequate response times due to the unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Requires sufficient fire apparatus access road widths and the location of said roads in respect to buildings. Necessary because risk of fire and collapse is increased due to the prevalence of earthquakes in the County/District.
503.2.4 – Turning radius, 503.2.5 – Dead-ends, 503.2.7 – Grade.	Climatic, Geological, and Topographical	Provides for more stringent width, turning radius, and grade specifications for access roads to ensure access for fire apparatus. Necessary due to unique climatic and topographical conditions that increase the risk of fires. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.

Section	Local Condition	Explanation and Findings
503.4 – Obstruction of fire apparatus access roads.	Climatic, Geological, and Topographical	Adds speed bumps and speed humps to list of prohibited obstructions to fire apparatus access roads. Speed bumps and speed humps reduce response times to fires and other emergencies because fire apparatus have to slow down to pass over them or drive around them. Necessary to ensure adequate response times due to the unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
503.4.1 – Traffic-calming devices.	Climatic, Geological, and Topographical	Requires fire code official approval to install traffic calming devices such as speed bumps and speed humps. Such devices can reduce response times to fires and other emergencies. Necessary to ensure adequate response times due to the unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. This section is necessary because the risk of fire is increased due to the prevalence of earthquakes in the County/District.
503.6 – Gates.	Climatic, Geological, and Topographical	Requires gates placed across fire apparatus access roads meet parameters to ensure emergency access widths and operability. Necessary due to the increased risks of fire, earthquake damage, and electrical power interruption that are consequences of the unique climatic, topographical, and geological conditions of the County/District.
503.7 – Fire apparatus access roads in recreational vehicle, mobilehome, manufactured housing, sales lots, and storage lots.	Climatic, Geological, and Topographical	Requires fire apparatus access roads in recreational vehicle, mobilehome, manufactured housing, sales lots, and storage lots. Necessary to ensure adequate water supply and access to such locations due to the unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because the risk of fire is increased due to the prevalence of earthquakes in the County/District.
503.8– Fire apparatus access roads in mobilehome parks and	Climatic, Geological, and Topographical	Requires additional fire apparatus access roads in mobilehome parks and special occupancy parks. Necessary to ensure adequate water supply and access to such locations due to the unique climatic and topographical conditions that

Section	Local Condition	Explanation and Findings
special occupancy parks.		increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
504.5 – Rooftop barriers and parapets.	Climatic, Geological, and Topographical	Provides for emergency access to and egress from the roof in the event of fire or other emergency. Necessary because of increased danger of fire in the County/District due to unique climatic, geological, and topographical conditions.
506.1 – Where required.	Climatic, Geological, and Topographical	Local amendment providing for access to structures or areas where immediate access is necessary for life-saving or fire-fighting purposes. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
507.2.2 – Water tanks.	Climatic, Geological, and Topographical	Requires installation and maintenance standards for water tanks providing water for fire protection. Extends certain requirements to associated support structures and piping. Necessary due to the increased risks of fire and exposure that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These unique conditions also increase emergency response times, thereby increasing the time during which these water tank systems must remain in functional order.
507.5.10 – Draft system identification sign.	Climatic, Geological, and Topographical	Provides posting of sign to notify Fire Department of draft hydrants, including those for swimming pools and spas in fire hazard severity zone. Necessary because of unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
509.1.1 – Utility and hazardous equipment identification, 509.2 –	Climatic, Geological, and Topographical	Provides for identification and access to the disconnection means that are required for hazardous equipment and/or energy sources serving structures, as necessary for the protection of life and for fire-fighting purposes. Necessary due to the increased risks of fire,

Section	Local Condition	Explanation and Findings
Equipment and disconnection-means access, 509.3		earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
510.1 – Emergency responder communicatio n coverage (ERCC) in new buildings.	Administrative	Clarifies how the fire code official will make the determination that is required of them by the State code.
510.4.1, 510.4.1.1, 510.4.1.2, 510.4.2, 510.4.2.3, 510.5, 510.5.1, 510.5.4, 510.6, 510.6.2 – Emergency responder communicatio n coverage.	Climatic, Geological, and Topographical	When the circumstances of a structure necessitate emergency responder communication coverage systems, this amendment specifies "critical areas" of the building, referred to in the State code, at which it is critical that emergency personnel have radio coverage. This list of areas is built upon the list of areas that are required to be served when a wired system is installed in lieu of an emergency responder radio coverage system. Systems are required to be provided with standby power for a duration of time. Amendment also clarifies required design standards otherwise left up to determination by the fire code official. Necessary due to the increased risks of fire, earthquake movement and damage, and electrical power interruption that are consequences of the unique climatic, topographical, and geological conditions of the County/District. Further necessary due to the artificial topographical physical features of a structure or area that limit and/or interfere with emergency radio communications for first responders.
603.4 – Working space and clearances.	Climatic, Geological, and Topographical	Provides for maintenance of the working clearances that are required to be maintained about electrical equipment such as electrical panels and other equipment specified by the Electrical Code. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the

Section	Local Condition	Explanation and Findings
		County/District. These factors also complicate response times, water needs and availability, and access.
603.4.1 – Electrical signage and labeling.	Climatic, Geological, and Topographical	Provides clarification of the interpretation of this section, and reference to the related section of code. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
604.4 – Emergency signs.	Climatic, Geological, and Topographical	Provides guidance with local criteria that the fire code official will use in making the determination required of them by this section. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
901.6 – Inspection, testing, and maintenance.	Climatic, Geological, and Topographical	Prohibits obstruction or impairment of fire protection and life safety system equipment, including initiating devices, alarm notification appliances, and annunciators. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
901.6.4 – Aboveground controls and valves for water-based fire protection systems.	Climatic, Geological, and Topographical	Introductory section to Sections 901.6.4.1 through 901.6.4.4. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
901.6.4.1 – Signage.	Climatic, Geological, and Topographical	Provides signage requirements for water-control valves to facilitate fire-fighter identification and use of said valves in an emergency. Necessary

Section	Local Condition	Explanation and Findings
		because of unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
901.6.4.2 – Locks.	Climatic, Geological, and Topographical	Provides for the security, and accessibility to proper authorities, of water-based fire protection systems. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
901.6.4.3 – Painting identification.	Climatic, Geological, and Topographical	Provides for the identification and maintenance of water-based fire protection systems. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
901.6.4.4 – Clear space.	Climatic, Geological, and Topographical	Provides clearance requirements for water-control valves to facilitate fire-fighter identification and use of said valves in an emergency. Necessary because of unique climatic and topographical conditions that increase the risk of fires in fire hazard severity zones. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
903.2.8 – Group R.	Climatic, Geological, and Topographical	Requires that fire sprinklers be installed in mobilehomes and manufactured homes located outside of mobilehome parks. Necessary due to the increased risks of fire and exposure that are consequences of the unique climatic, topographical, and geological conditions of the County/District.
903.2.11.7 – Occupancies in fire hazard severity zones and within the San Gabriel	Climatic, Geological, and Topographical	Provides an additional level of protection to occupancies in case of a fire by requiring installation of automatic fire sprinklers. Necessary because of unique climatic and topographical conditions that increase the risk of catastrophic fires in fire hazard severity zones

Section	Local Condition	Explanation and Findings
Southface Area or Malibu–Santa Monica Mountains Area.		and due to the topography that reduces response times to fires. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
903.4.2, 903.4.2.1 – Remote annunciator.	Climatic, Geological, and Topographical	Provides for fire-fighter access to the alarm system information/status where necessary due to otherwise being inaccessible or inapparent. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
904.1.1 – Certification of service personnel for fire-extinguishing equipment	Administrative.	Clarification to the code user that neither the Consolidated Fire Protection District of Los Angeles County, nor the State of California adopt this section.
904.3.5 – Monitoring.	Climatic, Geological, and Topographical	Requires monitoring of all automatic fire-extinguishing systems when a sprinkler monitoring system is otherwise required. Necessary due to the increased risks of fire and exposure that are consequences of the unique climatic, topographical, and geological conditions of the County/District.
905.2.1 – Class I standpipes.	Climatic	Construction and installation requirements for Class I standpipes to ensure adequate fire protection systems and water supply due to fires in the hot and windy climate of the County/District.
905.4 – Location of Class I standpipe hose connections, 905.4.3.	Climatic	Installation/Regulation of Fire Protection System to ensure proper location of hose connection to control fires in the hot and windy climate of the County/District.

Section	Local Condition	Explanation and Findings
905.5.3 – Class II system 1½-inch hose.	Climatic	Installation and regulation of interior wet standpipes to ensure adequate fire protection system due to fires in the hot and windy climate of the County/District.
905.9 – Riser shutoff valve supervision and drain.	Climatic	Additional requirements to fire protection system for testing, maintenance, and operation. Necessary because of increased danger of fire in the County/District due to hot and windy conditions.
905.13 – Standpipe diameter.	Climatic	Size requirements for Class III standpipes to ensure adequate fire protection system. Necessary because of increased danger of fire in the County/District due to hot and windy conditions.
910.2 – Where required.	Climatic and geological	Requires smoke and heat removal for buildings. Necessary to increase ability of fire fighters to respond to, and fight, fires in buildings. Necessary because of increased danger of fire in the County/District due to hot and windy conditions and the prevalence of earthquakes in the County/District.
910.2.3 – Group S-2.	Climatic, Geological, and Topographical	Requires smoke and heat removal for basement-level parking garages. Necessary to increase ability of fire fighters to respond to fires in parking garages. Necessary due to the increased risks of fire and earthquake damage that are consequences of the unique climatic, topographical, and geological conditions of the County/District. Further necessary due to the artificial topographical physical features of a structure or area that limit and/or interfere with the ability of emergency responders to protect life, property, and the environment.

Section	Local Condition	Explanation and Findings
910.3 – Smoke and heat vent design and installation. 910.3.2, 910.3.4, 910.3.4.1, 910.3.4.2, 910.3.4.2.1, 910.3.4.2.2, 910.3.4.3 910.3.5.	Climatic, Geological, and Topographical	Requirements for smoke and heat vents in buildings. Necessary due to the increased risks of fire and earthquake damage that are consequences of the unique climatic, topographical, and geological conditions of the County/District. Further necessary due to the artificial topographical physical features of a structure or area that limit and/or interfere with the ability of emergency responders to protect life, property, and the environment.
910.4.3, 910.4.4 – Mechanical smoke removal systems.	Geological	Requirements for smoke and heat vents and mechanical smoke removal systems in buildings. Necessary because of increased danger of fire in the County/District due to seismic concerns with potential water supply issues.
912.2 – Location.	Geological and Topographical	Requires that more than one fire department connection may be required. Necessary due to natural and artificial local topography, and the effects of seismic activity that could limit and/or interfere with the ability of emergency responders to access certain locations.
912.2.1 – Visible location.	Climatic, Topographical, Geological	Requires fire department connections to be located within 150 feet of a public fire hydrant and at a safe distance from the building. Necessary because of increased danger of fire in the County/District due to hot and windy conditions. Further necessary because the risk of fire is increased due to the prevalence of earthquakes in the County/District.
912.7 – Inspection, testing and maintenance.	Climatic, Geological, and Topographical	Clarifies where provisions for signage, painting, hose threads, physical protection, and clear space, for fire department connections, shall apply. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
912.8 – Identification	Climatic, Topographical	Requires red paint on fire department connections subject to rust or corrosion to identify

Section	Local Condition	Explanation and Findings
— paint color.		them to fire fighters and protect from the elements. Necessary because of increased danger of fire in the County/District due to hot and windy conditions.
912.9 – Breakable caps or plugs.	Climatic, Topographical	Requires breakable caps or plugs for fire hose couplings to protect them from the elements and to ensure easy access to the fire department connection during fires. Necessary because of increased danger of fire in the County/District due to hot and windy conditions.
914.9.1 – Spray booths.	Climatic	Requires spray booths to have automatic fire sprinkler system protection under specified conditions. Necessary because of increased danger of fire in the County/District due to hot and windy conditions. Further necessary because the risk of fire is increased due to the prevalence of earthquakes in the County/District.
1032.4 – Exit signs, 1032.4.1, 1032.4.2, 1032.4.3	Climatic, Geological, and Topographical	Requirements for minimum exit signage maintenance, including a bringing-to-one-location of existing CA requirements scattered about the code and/or providing reference thereto. Addresses warnings against elevator use in an emergency, and stairway access. Necessary to ensure proper notice and evacuation in case of fire or other emergency. Necessary because of increased danger of fire in the County/District due to hot and windy conditions. Further necessary because risk of fire and need for evacuation is increased due to the prevalence of earthquakes in the County/District.
1103.11 – Fire department access.	Climatic, Geological, and Topographical	Clarifies where provisions for fire department access apply, including reference to a related section of the code. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1203.2.3 – Emergency responder communicatio n coverage	Climatic, Geological, and Topographical	Maintains current level of safety by maintaining current standby-power capacity duration for emergency responder communication coverage systems. Necessary due to the increased risks of fire, earthquake damage, and unpredictable

Section	Local Condition	Explanation and Findings
systems.		power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1203.2.5 – Exhaust ventilation.	Climatic, Geological, and Topographical	Maintains current level of safety by maintaining current standby-power capacity duration for electrical energy storage system mechanical exhaust ventilation systems. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1203.2.7 – Gas detection systems.	Climatic, Geological, and Topographical	Corrects reference number for section addressing exhaust ventilation for electrical energy storage systems. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1204.4 – Grounding.	Climatic, Geological, and Topographical	Clarifies when grounding will be required of portable generators. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1205.2 – Access and pathway.	Climatic, Geological, and Topographical	Clarifies that exceptions to access and pathway requirements may not negate the ability of occupants to reliably identify escape and rescue pathways and avoid electrified components therein. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and

Section	Local Condition	Explanation and Findings
		availability, and access.
1205.4 – Buildings with rapid shutdown.	Climatic, Geological, and Topographical	Provides reference to the related section of code. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1205.5.1 – Vegetation control.	Climatic, Geological, and Topographical	Clarifies where this maintenance provision applies. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1206.10 – Manual shutoff.	Climatic, Geological, and Topographical	Provides reference to the related section of code, and harmonizes this section thereto. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1207.1.2 – Permits, 1207.1.3, 1207.1.4, 1207.1.4.1, 1207.1.4.2, 1207.1.5, 1207.1.7.	Climatic, Geological, and Topographical	Require approved permitting for electrical energy storage systems (ESS), including criteria/clarification regarding hazard mitigation analysis and special approvals beyond what the code allows by default. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1207.3.4, 1207.3.4.1, 1207.3.5	Climatic, Geological, and Topographical	Specifies design and installation requirements for electrical energy storage systems (ESS). Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also

Section	Local Condition	Explanation and Findings
		complicate response times, water needs and availability, and access.
1207.4 – General installation requirements, 1207.4.1, 1207.4.2, 1207.4.7, 1207.4.8 – Signage.	Climatic, Geological, and Topographical	Specifies/clarifies location, separation, and signage requirements for electrical energy storage systems (ESS). Provides clarification and reference to other code requirements already applicable to these installations. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, responding resources, water needs and availability, and access.
1207.5.2, 1207.5.8, Table 1207.7, 1207.7.1, 1207.7.2, 1207.7.3, 1207.7.4, 1207.8.3, 1207.8.4.	Climatic, Geological, and Topographical	Specifies/clarifies location and separation requirements for electrical energy storage systems (ESS). Maintains preexisting safety levels. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1207.4.13, 1207.5.4 – Fire detection, 1207.6.1.1, 1207.6.1.2, 1207.6.1.2.1, 1206.1.2.2, 1207.6.1.2.3 1207.6.1.2.4.	Climatic, Geological, and Topographical	Specifies requirements for fire-extinguishing systems, ventilation, standby power, gas detection, explosion control, and the ability to release energy, for electrical energy storage systems (ESS). Includes references to the code sections regarding fire department connections and hydrants. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
Table 1207.6, 1207.6.1.1– 1207.6.1.2.4.	Climatic, Geological, and Topographical	Specifies design and installation requirements for various battery technologies used in electrical energy storage systems (ESS). Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic,

Section	Local Condition	Explanation and Findings
		topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1207.6.3 – Explosion control.	Administrative	Corrects typo to reference therein to a section within Chapter 1, which was reorganized in 2021/2022.
1207.4.6 – Combustible storage, 1207.5.7 – Vegetation.	Climatic, Geological, and Topographical	Clarifies that combustible storage within ESS cabinets and enclosures is not allowed, and that vegetation maintenance (operational) requirements for electrical energy storage systems (ESS) apply to both new and existing installations. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1207.9.4, 1207.9.5.	Climatic, Geological, and Topographical	Addresses special installations of battery energy storage systems (ESS), including those on rooftops and in parking garages. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
Table 1207.10, 1207.10.6, 1207.10.7.2, 1207.10.7.3, 1207.10.7.6.	Climatic, Geological, and Topographical	Addresses mobile versions of electrical energy storage system (ESS) installations. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
1207.11, 1207.11.1, 1207.11.2.1, 1207.11.3, 1207.11.3.1,	Climatic, Geological, and Topographical	Addresses installations of battery energy storage systems in Group R-3 and R-4 occupancies. Maintains and clarifies standing requirements in the jurisdiction in order to maintain minimum levels of safety regarding explosion, fire, and

Section	Local Condition	Explanation and Findings
1207.11.4, 1207.11.5.1, 1207.11.6, 1207.11.7, 1207.11.7.1, Figure 1207.11.7.1, 1207.11.7.2, 1207.11.7.3, 1207.11.7.4, 1207.11.7.4.1, 1207.11.7.4.2, 1207.11.8.		toxic gas hazards, both for the property in question and that of neighboring properties. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, responding resources, water needs and availability, and access.
2007.9 – Emergency Helicopter Landing Facility (EHLF), 2007.9.1.	Climatic and Topographical	Provides for public safety by an evacuation/landing area on high-rise buildings and the maintenance thereof. Necessary due to large number of high-rise buildings in the County/District and difficulty in evacuating high-rise buildings, and getting resources thereto, in case of fire or other emergency.
2007.10 – Ground-based helicopter facilities, 2007.10.1 – Surface.	Climatic, Geological, and Topographical	Provides design standards for helistops and heliports, primarily for establishment in fire hazard severity zones, to enable helicopters and associated water tenders and support equipment to safely operate to conduct operations to combat fires and render other services in those areas. Necessary because of increased danger of fire in the County/District due to hot and windy conditions and topography that hinders the ability for fire apparatus to gain access to remote portions of the County/District. Further necessary due to the increased risks of earthquake damage that complicate response times, water needs and availability, and access.

Section	Local Condition	Explanation and Findings
2007.10.2 – Hydrant.	Climatic; Topographical	Requires a hydrant next to helistops and heliports, especially in fire hazard severity zones, to enable helicopters to fill their tanks to facilitate water drops on wildland fires in those areas, and for response to aviation accidents. Necessary because of increased danger of fire in the County/District due to hot and windy conditions and topography that hinders the ability for fire apparatus to gain access to remote portions of the County/District.
2007.10.3 – Access.	Climatic; Topographical	Adopts requirements for fire apparatus access to helistops and heliports, especially in fire hazard severity zones, to enable support equipment and apparatus associated with helicopter operations to combat fires and render other services in those areas. Necessary because of increased danger of fire in the County/District due to hot and windy conditions and topography that hinders the ability for fire apparatus to gain access to remote portions of the County/District.
2007.11 – Maintenance, 2007.11.1 – Fire Department permit required.	Climatic, Geological, and Topographical	Requires maintenance of the safe and necessary functionality of a new or existing helicopter facility intended to some extent for emergency Fire Department use. Where such functionality or availability is impaired, a permit and/or notification is required. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for fire apparatus to gain access to portions of the County/District, including for patient care.
2203.3 – Dust-collection systems.	Climatic, Geological, and Topographical	Clarifies applicability of this provision, corrects reference error by the State, and maintains the required interlock provision. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
2203.4.2 – Static electricity.	Climatic, Geological, and Topographical	Maintains the requirement for permanent grounding or bonding in accordance with approved standards. Necessary due to the

Section	Local Condition	Explanation and Findings
		increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
2404.4 – Fire protection.	Climatic	Provides for spray booths to be equipped with automatic fire sprinklers. Necessary because of increased danger of fire in the County/District due to hot and windy conditions.
2504.6, 2507.2 –FRUIT AND CROP RIPENING	Climatic and Geological	Provides requirements for fruit and crop ripening operations to prevent ignition of ethylene gas and reduce risk of fire and explosion. Necessary because of increased danger of fire in the County/District due to hot and windy conditions and to reduce risk of fires and explosion from earthquakes.
3104.5 – Helicopter landing facilities.	Climatic, Geological, and Topographical	Provides notice within the section concerning tents and temporary membrane structures that consideration must be given to nearby helicopter landing facilities so as not to interfere with their safe and necessary functionality. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for ground-based fire apparatus to gain access to portions of the County/District, including for patient care.
3107.15.2.1 – Quantity limit.	Climatic, Geological, and Topographical	Harmonizes the code by providing reference to the related section of the code. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for ground-based fire apparatus to gain access to portions of the County/District, including for patient care.
3107.18 – Combustible vegetation.	Climatic and Topographic	Increased clearance requirements for combustible vegetation near tents and membrane structures. Necessary to increase fire and life safety around such structures and to create defensible space. Necessary because of fire risk due to climate and unique topography of the County/District.

Section	Local Condition	Explanation and Findings
TABLE 3206.2	Climatic and Geological	Removes an exception for smoke and heat removal in high-piled combustible storage. Necessary because of unique climatic conditions that increase the risk of fires. Further necessary because risk of fire is increased due to the prevalence of earthquakes in the County/District.
3305.5.2.1 – Duties.	Climatic, Geological, and Topographical	Harmonizes this new provision to the other longstanding requirements for fire watch within the code. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for ground-based fire apparatus to gain access to portions of the County/District, including for patient care.
3505.9 – Flashback prevention.	Geological	Requires protective devices to be installed on fuel gas and oxygen lines to increase safety and reduce risk of explosion and fire. Necessary because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.
4801.3 – DEFINITIONS.	Climatic, Geological, and Topographical	Clarifies the interpretation of the code for the code user. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for ground-based fire apparatus to gain access to portions of the County/District, including for patient care.
4902.1 – General.	Climatic, Geological, and Topographical	Provides definitions by which to clarify the interpretation of the code for the code user. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for ground-based fire apparatus to gain access to portions of the County/District, including for patient care.
4906.2 – Application.	Climatic, Geological, and Topographical	Serves to clarify the interpretation of the code for the code user. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for ground-based fire apparatus to gain access to portions of the County/District, including for

Section	Local Condition	Explanation and Findings
		patient care.
4906.3 – Landscape Plans, 4906.3.1 – Contents.	Climatic, Geological, and Topographical	Original content is being moved to become subsections of 4906.3, and these sections are being utilized to explain the administrative procedures for fuel modification plans in fire hazard severity zones within the jurisdiction. Necessary because of increased danger of fire in the County/District due to hot and windy conditions; and both topography and seismic geological activity that hinders the ability for ground-based fire apparatus to gain access to portions of the County/District, including for patient care.
4906.3.2 – Penalties, 4906.3.3 – Appeals, 4906.3.4 Fuel modification plan review fee schedule.	Administrative	Provide administrative procedures regarding the fuel modification plan process.
4906.3.5, 4906.3.5.1, 4906.4, 4906.4.1, 4906.4.2, 4906.4.2.1.	Administrative	Renumbering of code sections for harmonization with longstanding local provisions within which these processes (newly described by new State language) have and will continue to take place.
4907.3 – Requirements.	Administrative	Provides reference to other applicable codes; declaratory of existing law.
4907.3 – Requirements.	Climatic and Topographical	Local amendment providing notice of preexisting requirement that defensible space shall also comply with vegetation clearance requirements elsewhere in the Fire Code (e.g., for LPG tanks, PV, and ESS), as well as specifically within Chapter 3 of this code. Necessary due to the unique climate and topography of the County/District to reduce risk of fire and to minimize impacts of fire in Fire Hazard Severity Zone.
5003.11.3.8 – Floors.	Climatic and Geological	Creates requirements for floors in buildings where hazardous materials are used or stored. Necessary to increase fire and life safety and to minimize fire danger from hazardous materials. Necessary because risk of fire and spillage of hazardous materials is increased due to the

Section	Local Condition	Explanation and Findings
		prevalence of earthquakes in the County/District.
5704.2.8.3 – Secondary containment.	Geological	Requires secondary containment of flammable and combustible liquids that are necessary to increase fire and life safety and to prevent fires involving flammable and combustible liquids from spreading. Necessary because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.
5704.2.8.16.1 – System requirements.	Climatic and Geological	Requires foam deluge system. Necessary because of increased danger of fire in the County/District due to climatic conditions and because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.
5704.2.9.1.1 – Required foam fire protection systems.	Geological and Climatic	Requires all existing aboveground tanks exceeding 1,500 square feet of liquid surface area used for the storage of Class I or Class II flammable liquids to be provided with foam fire protection. Necessary because of increased danger of fire in the County/District due to climatic conditions and because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.
5704.2.9.6.1.3 – Location of tanks for boilover liquids.	Geological and Climatic	Provides for additional spacing between tanks to reduce fire danger and help prevent fire from spreading to adjacent tanks. Necessary because of increased danger of fire in the County/District due to climatic conditions and because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.
5704.3.7.6 – Construction.	Geological and Climatic	Construction and fire access requirements for liquid storage rooms. Necessary because of increased danger of fire in the County/District due to climatic conditions and because risk of explosion or container failure is increased due to the prevalence of earthquakes in the County/District.
5706.5.1.1 – Location.	Geological and Climatic	Provides increased distances for bulk transfer and process transfer operations so that they are farther away from the public and other buildings. Necessary because of increased danger of fire in the County/District due to climatic conditions and because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.

Section	Local Condition	Explanation and Findings
5706.5.1.19 – Liquid transfer.	Geological and Climatic	Class I, II, or III liquids shall be transferred from a tank vehicle or tank car only into an approved atmospheric tank or approved portable tank. Necessary because of increased danger of fire in the County/District due to climatic conditions and because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.
6104.4 – Multiple LP-gas container installations.	Geological and Climatic	Requirements for LP-gas storage tank distances. Necessary because of increased danger of fire in the County/District due to climatic conditions and because risk of leaks or tank failure is increased due to the prevalence of earthquakes in the County/District.
CHAPTER 81 – AUTOMOBILE WRECKING YARDS 8104 – Fire apparatus access roads. 8106 – Housekeeping. 8108 – Tires. 8110.4 – Batteries.	Climatic, Geological, and Topographical	Creates requirements for fire access roads and storage requirements for tire storage in automobile wrecking yards to enable fire apparatus and fire fighters to gain access to fight fires and respond to emergencies. Necessary due to the increased risks of fire, earthquake damage, and unpredictable power fluctuations that are consequences of the unique climatic, topographical, and geological conditions of the County/District. These factors also complicate response times, water needs and availability, and access.
CHAPTER 82 – INFRACTIONS.	Administrative	Lists the violations deemed to be infractions rather than the standard misdemeanor required by the provisions of Chapter 1.
CHAPTER 83 – CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY FIRE CODE	Administrative	Declaration of this code as the Fire Code for the Consolidated Fire Protection District of Los Angeles County ("District").
APPENDIX B, Section B105.1 – One- and two-family	Topographical and Climatic	Provides for increased minimum fire-flow in fire hazard severity zones to allow for more water to be available to fight fires. Necessary because of increased danger of fire in the County/District due

Section	Local Condition	Explanation and Findings
dwellings, Group R-3 and R-4 buildings and townhouses.		to climatic and topographical conditions.
APPENDIX B, Section B105.5 – Land subdivision projects.	Topographical and Climatic	Provides for increased fire-flow for subdivisions of certain undeveloped land due to the undetermined building size and type of construction to allow for sufficient water to be available to fight fires. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions.
APPENDIX C, Section C102.2 – Location on street.	Topographical and Climatic	Provides for hydrant spacing on streets to ensure hydrants are accessible to fire fighters. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions.
APPENDIX C, Section C105.2 – One- and two-family dwellings, and Group R-3 buildings.	Topographical and Climatic	Provides for hydrant spacing to ensure that water is available to fight fires. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions.
APPENDIX C, Section C105.3 - Buildings other than one- and two-family dwellings, and Group R-3 buildings.	Topographical and Climatic	Provides for hydrant spacing for buildings other than one- and two-family dwellings, and Group R-3 buildings to ensure that there is adequate water supply available to fight fires. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions.
APPENDIX C, Section C105.4 – Cul-de-sac hydrant location.	Topographical and Climatic	Provides for hydrant spacing for cul-de-sacs to ensure that there is adequate water supply available to fight fires. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions.
APPENDIX C, Section C106 - On-site hydrants.	Topographical and Climatic	Provides requirements for on-site hydrants to ensure that there is adequate water supply available to fight fires. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions.
APPENDIX O,	Topographical,	Provides various design and location

Section	Local Condition	Explanation and Findings
Section O103 – General requirements.	Geographic, and Climatic	requirements for temporary haunted houses, ghost walks, and similar amusement uses where the means of egress are not apparent due to decorative materials, confusing sounds, and/or visual effects. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions and the prevalence of earthquakes in the County/District.
APPENDIX PP – LOCAL AGENCY VERY HIGH FIRE HAZARD SEVERITY ZONES	Administrative	Portion of ordinance serving to fulfill the Statutory requirements of the County/District per California Government Code Sections 51175 through 51189. Recognizes the authorities of the State to impose Fire Hazard Severity Zone designations and of individual cities to expand upon them within the parameters defined by State statute. Also serves to define the "Malibu–Santa Monica Mountains Area" and the "San Gabriel Mountains Southface Area" for the sprinkler provisions therein, as described in Chapter 9.
APPENDIX QQ – LOS ANGELES COUNTY FIRE-CODE FEE SCHEDULE	Administrative	Provides the code user with the Fire Department fee schedule, specifically for the services provided by the Fire Department in accordance with the Fire Code.
APPENDIX RR – RIFLE RANGE	Topographical and Climatic	Provides the basic fire- and life-safety requirements for the operation of rifle ranges. Necessary because of increased danger of fire in the County/District due to climatic and topographical conditions.

SECTION 446. This ordinance shall become effective 30 days after it is adopted.

[TITLE32FIRECODE2022AVCC]

SECTION 447. This ordinance shall be published in The Daily Commerce a newspaper printed and published in the County of Los Angeles.

Janice Hahn
Chair

ATTEST:

Celia Zavala
Executive Officer -
Clerk of the Board of Supervisors
County of Los Angeles

I hereby certify that at its meeting of January 31, 2023 the foregoing ordinance was adopted by the Board of Supervisors of said County of Los Angeles by the following vote, to wit:

	Ayes		Noes
Supervisors	Hilda L. Solis	Supervisors	None
	Holly J. Mitchell		
	Lindsey P. Horvath		
	Janice Hahn		
	Kathryn Barger		

Effective Date: March 2, 2023

~~Operative Date:~~

Celia Zavala
Executive Officer -
Clerk of the Board of Supervisors
County of Los Angeles

I hereby certify pursuant to Section 25103 of the Government Code, delivery of this document has been made

CELIA ZAVALA
Executive Officer
Clerk of the Board of Supervisors

By _____
Deputy

APPROVED AS TO FORM:
DAWYN R. HARRISON
Interim County Counsel

By _____
Nicole Davis Tinkham
Chief Deputy County Counsel

S:\Ordinances\County Counsel\2023\2023-0008

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Hrant Manuelian, Director of Finance/City Treasurer

SUBJECT: American Rescue Plan Act Funds Use Update

BACKGROUND

The City of Lawndale was allocated a total of $7,748,138 from the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) program, a part of the American Rescue Plan Act (ARPA) to support the City's response to and recovery from the COVID-19 public health emergency.

The purpose of these funds is to provide state, local, and tribal governments with resources needed to respond to the pandemic and its economic effects and to build a stronger, more equitable economy during the recovery.

The Final Rule offers a standard allowance for revenue loss of up to $10 million, not to exceed a recipients SLERF award amount, allowing recipients to select between a standard amount of revenue loss or complete a full revenue loss calculation. Recipients that select the standard allowance may use that amount for government services. The City of Lawndale elected to take the standard allowance for the entire $7,748,138 that was allocated the City. Taking the standard allowance reduced the time and energy needed to calculate the actual revenue loss and also broadened what the City can spend the funds on. As such the City is allowed to spend the entire amount allocated, $7,748,138 on government services.

ARPA costs must be obligated/appropriated by December 31, 2024, and must be liquidated/spent by December 31, 2026.

STAFF REVIEW

This report is being prepared to provide an update of the expenditures made to date from the ARPA funds. To date the following actual expenditures have been made.

33,736.71	Vehicle for City General
120,299.63	Vehicles for Municipal Services
172,911.66	Vehicles for Public Works
276,462.88	PW/City Hall Roof Repair
1,495.00	LASD Facility Improvements
11,575.00	Community Center Deep Cleaning
24,112.49	Community Center Auto Doors
33,456.00	HVAC Repairs Community Center
674,049.37	

The following are items that have been budgeted for using ARPA funds:

125,000.00	Upgrade Council Chamber
7,000.00	Replace Camera and High Capacity Video Storage Drives
775,400.00	City Hall Roof Repair
250,000.00	Public Works Security Improvement
250,000.00	LASD Facility Improvement
1,407,400.00	

This brings the total expended and appropriated to $2,081,449.37 leaving a remaining balance in the ARPA fund of $5,666,688.63, which needs to be fully obligated/appropriated by December 31, 2024 and expended by December 31, 2026.

LEGAL REVIEW

Not applicable.

FISCAL IMPACT

Not applicable.

RECOMMENDATION

Staff recommends that the City Council receive and file the American Rescue Plan Act Funds Use Update.

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200, FAX (310) 644-4556
www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Hrant Manuelian, Director of Finance/City Treasurer

SUBJECT: Annual Investment Policy- Resolution CC-2307-028

BACKGROUND

Government Code (GC) Section 53607 allows the legislative body to delegate authority to invest or reinvest funds of the City to the City Treasurer for a one-year period subject to annual renewal. GC Section 53646 states that the City Treasurer may render a statement of investment policy to be considered at a public meeting.

STAFF REVIEW

The attached Resolution CC-2307-028, *A Resolution of the City Council of the City of Lawndale, California, Reaffirming Council Policy Number 80-04 Pertaining to the City's Investment Policy*, is presented for the City Council's review and consideration. The City Council Policy has been reviewed and no changes are recommended by staff.

The Policy establishes investment authority jointly with the City Treasurer and the City Manager. It limits purchases to a five-year maturity, unless advance approval is obtained from City Council. The objective of investment decisions is to provide the highest yield possible, while safeguarding City cash assets and providing liquidity for operational needs. The Policy is conservative and follows guidelines set in the Government Code for allowable safe investment practices.

LEGAL REVIEW

The Resolution and Policy have been reviewed and approved as to form by the City Attorney.

FISCAL IMPACT

None.

RECOMMENDATION

Staff recommends the City Council adopt Resolution CC-2307-028, reaffirming City Council Policy Number 80-04 pertaining to the City's Investment Policy, without revisions, changes, or edits.

ATTACHMENTS: Resolution No. CC-2307-028
Council Policy No. 80-04, Investment Policy, including Exhibits "A" and "B"

RESOLUTION NO. CC-2307-028

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA REAFFIRMING COUNCIL POLICY NO. 80-04 PERTAINING TO THE CITY'S INVESTMENT POLICY

WHEREAS, the City Council of the City of Lawndale ("City") has established a Council Policy Manual to set forth and identify policies of the City Council which may not otherwise be established in ordinances of the City, or which are restated to further amplify existing City policy; and

WHEREAS, all policies included in the Council Policy Manual are adopted by resolution; and

WHEREAS, the City Council wishes to annually reconsider its Investment Policy; and

WHEREAS, such policy will provide for the safety of City investments, and secondarily ensure liquidity and yield; and

WHEREAS, such policy will enforce strict investment guidelines with regards to investments, external portfolio managers and capital wherewithal of brokering firms; and

WHEREAS, after reviewing the existing policy, staff recommends that the City Council confirm that no changes are needed to the Investment Policy.

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

SECTION 1. That the City Council approves the updated version of Policy No. 80-04, entitled " Investment Policy", as attached hereto as Exhibit "A", and incorporated herein by this reference, as if fully set forth and directs City staff to maintain said policy in the Council Policy Manual.

SECTION 2. This resolution shall take effect as of the date of its passage and adoption.

PASSED, APPROVED AND ADOPTED this 17th day of July, 2023.

_____

Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council of the City of Lawndale duly approved and adopted the foregoing Resolution No. CC-2307-028 at a regular meeting of said Council held on the 17th day of July, 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Pat Kearney					
Rhonda H. Gorman					
Bernadette Suarez					

_____
Erica Harbison, City Clerk

APPROVED AS TO FORM:

_____
Gregory M. Murphy, City Attorney

COUNCIL POLICY

SUBJECT:	POLICY NO.: 80-04	DATE ADOPTED:
Investment Policy	AUTHORITY: a) Resolution No. CC-0406-055… b) Resolution No. CC-1308-036 c) Resolution No. CC-1407-030 d) Minute Action e) Resolution No. CC-1708-037 f) Resolution No CC-1907-035 g) Resolution No CC-2006-036 h) Resolution No CC-2106-027 i) Resolution No. CC-2206-027 j) Resolution No. CC-2307-028	a) 6/21/04 b) 8/19/13 c) 7/7/14 d) 7/18/16 e) 8/7/17 f) 7/15/19 g)6/15/20 h)6/28/21 i)6/6/22 j)7/17/23

PURPOSE:

The purpose of this statement is to comply with California Government Code (GC) Sections 16481.2, 53600, et seq., including 53646 and to provide clear guidelines for the prudent investment of the City of Lawndale's ("City") pooled cash assets.

OBJECTIVE:

The City's cash management system is designed to accurately monitor and forecast expenditures and revenues, which enables the City to invest its funds to the fullest extent possible. The City attempts to receive the highest yield obtainable with investments which meet the criteria established for safety and liquidity.

POLICY:

In compliance with GC Section 53600.3, the City manages its pooled cash assets under the Prudent Person Rule (Probate Code Section 16040, et seq., as defined on Exhibit "A".) This allows the City a number of investment options as long as the investment is deemed prudent, does not exceed five years to maturity (unless previously approved in advance of the investment by the City Council by resolution), and is allowable under current legislation (GC Section 53600, et seq.).

Criteria for selecting investments and the order of priority are:

I. **Safety**. Safety of principal is the foremost objective of the City. Each investment transaction shall seek to ensure that capital losses are avoided, whether from institution default, broker-dealer default or erosion of market value. The City shall seek to preserve principal by mitigating the two types of risk - credit risk and market risk.

   A. Credit Risk: Credit risk, defined as the risk of loss due to failure of an issuer of a security, shall be mitigated by investing only in very safe institutions and by

diversifying the funds so that the failure of any one issuer would not unduly harm the City's cash position. Investments must be limited to securities backed by the full faith and credit of: (1) the federal government, (2) other governmental agencies, or (3) agencies and institutions with collateral, including assets and insurance, assuring similar risk.

B. Market Risk: The risk of market value fluctuations due to overall changes in the general level of interest rates shall be mitigated by limiting the weighted average maturity of the City's funds to no more than three years.

2. **Liquidity**. Liquidity is the second most important objective of the City. This refers to the ability to "cash in" at any moment in time with a minimal chance of losing some portion of principal or accrued interest. Liquidity is an important quality especially when the need for unexpected funds occurs.

3. **Yield**. The current rate of return on an investment generally expressed as a percentage of the securities current price. The City desires to obtain the highest possible rate of return consistent with the foremost objectives of safety and liquidity.

This policy will enhance the economic status of the City by (a) safeguarding the pooled cash assets of the City and (b) ensuring that the City receives the highest possible rate of return on its money commensurate with the priority of safety. The basic premise underlying the City's investment philosophy is to ensure City cash assets are always safe and available when needed.

INVESTMENT AUTHORITY

The city treasurer and the city manager, acting jointly, are authorized to make investments on behalf of the City. Such investments shall be limited to the following instruments authorized under GC Sections 53601, 53635, 53684 and 16429.1 and further described in Exhibit "B":

1. Local Agency Investment Fund (LAIF) (state pool) demand deposits.

2. Certificates of deposit (or time deposits) placed with commercial banks and/or savings and loan companies and/or savings banks that are members of the Federal Depository Insurance Corporation (FDIC), not to exceed two hundred fifty thousand dollars ($250,000) in any single account with the same institution to ensure security.

3. Passbook savings account demand deposits, not to exceed two hundred fifty thousand dollars ($250,000) in any single account with the same institution.

4. Bonds, notes or other evidence of indebtedness of any local agency within the state or a department, board, agency or authority of the local agency.

5. Securities of the United States government or its agencies for which the full faith and credit of the United States is pledged for payment of principal and interest.

The following investments may only be made with the prior approval of the City Council by resolution, which approval must be renewed each year at the time of filing the annual Statement of Investment Policy:

1. Los Angeles County Treasurer's Municipal Investment Pool not to exceed 5% of the total county pool.

2. Money market mutual funds. Fund must receive the highest ranking by not less than two nationally recognized rating agencies or retain an investment advisor registered with the Securities Exchange Commission (or exempt from registration), have assets in excess of $500,000,000, and at least five years' experience investing in instruments authorized by GC Sections 53601 and 53635.

3. Bankers' acceptances.

4. Small Business Administration loans.

5. Negotiable certificates of deposit.

6. Mortgage backed securities (GNMA, FHLMC, etc.).

7. Any investment of funds which, when aggregated with all other investments, will cause the investment in securities with a maturity greater than two years to exceed thirty percent (30%) of the total pooled City funds.

The city treasurer and the city manager shall purchase investment securities directly from the issuer or in accordance with GC Section 53601.5.

INVESTMENT OF DEBT PROCEEDS, LEASES, REVENUE BONDS OR SIMILAR TRANSACTIONS

Proceeds of indebtedness, certificates of participation, revenue bonds, leases, or similar transactions held by a third party trustee pursuant to an agreement with the trustee shall be invested as described in the applicable authorizing document.

INELIGIBLE INVESTMENTS

Investments not described herein, including, but not limited to, common stocks, commercial paper, repurchase agreements, reverse repurchase agreements, futures, options and derivatives are prohibited from use as City investment vehicles. The City also shall not make leveraged investments, investments made on margin or any other investment made possible through the use of funds borrowed exclusively for the purpose of financing investments.

SAFEKEEPING OF INVESTMENT SECURITIES

To protect against potential losses caused by the collapse of individual securities broker/dealers all securities owned by the City shall be held in third party safekeeping by the trust department of

the City's bank or other designated third party trust, in the City's name and control, under the terms of a custody agreement executed by the trust institution and the City. All securities will be received and delivered using standard delivery vs. payment (DVP) procedures to ensure the transfer of securities only happens after payment has been made.

TRANSFER OF INVESTMENT FUNDS

The transferring of investment funds will be carried out by use of telephone or electronic wire transfers. Each entity with which the City does business shall receive, in writing from the city treasurer, a listing which limits transfers of funds to pre-authorized bank accounts only. The listing will also contain the names of the City staff authorized to request such transfers and will be updated, in writing, for all changes of authorized staff and bank accounts as necessary.

INSTITUTIONAL CRITERIA

The City shall transact business only with banks, savings and loans, direct issuers and registered investment securities dealers.

The purchase by the City of any investment, other than those purchased directly from the issuer, shall be purchased directly from an institution licensed by the state as a broker/dealer, as defined in Section 25004 of the Corporations Code, who is a member of the National Association of Securities Dealers, or a member of a federally regulated securities exchange, a national or state chartered bank, a federal or savings association (as defined by Section 5102 of the Financial Code), or a brokerage firm designated as a primary government dealer or regional brokerage dealer by the Federal Reserve Bank.

Savings and loan and banking institutions with which the City shall deposit or invest its funds shall be financially responsible and meet, at a minimum, the following criteria:

1. The institution shall have been in business at least five (5) years.

2. Assets shall be greater than fifty million dollars ($50,000,000).

3. Net worth to asset ratio shall be 3.5 to 1 or greater.

4. Subordinated debt shall not be considered part of net worth.

5. Deposits in certificates of deposit cannot exceed thirty percent (30%) of total portfolio.

6. Interest may be paid monthly, quarterly, semi-annually or annually and at maturity.

7. The institution shall submit audited financial statements.

REPORTING

In accordance with GC Section 53646(b), the city treasurer shall render, at least quarterly, reports to the city manager and City Council showing: (a) type of investment, (b) institution, (c) date of maturity, (d) amount of deposit, (e) current market value, (f) rate of interest on each security, and (g) such other data as the City Council may, from time to time, specify.

POLICY REVIEW

In accordance with GC Section 53646(a)(2), the city treasurer may annually render to the city manager and City Council a Statement of Investment Policy, which Council shall consider and adopt by resolution at a public meeting.

To ensure consistency with any new relevant legislation and financial trends, the city treasurer shall periodically report to the city manager and City Council proposed changes in the law and amendments to this policy for review and approval.

EXHIBIT "A"

PRUDENT PERSON RULE
(California Probate Code)

DIVISION 9, PART 4, CHAPTER 1, ARTICLE 2. TRUSTEE'S STANDARD OF CARE

16040. Trustee's standard of care in administering trust.

(a) The trustee shall administer the trust with reasonable care, skill, and caution under the circumstances then prevailing that a prudent person acting in a like capacity would use in the conduct of an enterprise of like character and with like aims to accomplish the purposes of the trust as determined from the trust instrument.

(b) The settlor may expand or restrict the standard provided in subdivision (a) by express provisions in the trust instrument. A trustee is not liable to a beneficiary for the trustee's good faith reliance on these express provisions.

(c) This section does not apply to investment and management functions governed by the Uniform Prudent Investor Act, Article 2.5 (commencing with Section 16045).

16041. Standard of care not affected by compensation.

A trustee's standard of care and performance in administering the trust is not affected by whether or not the trustee receives any compensation.

16042. Public guardian's deposit or investment of trust property.

(a) Notwithstanding the requirements of this article, Article 2.5 (commencing with Section 16045), and the terms of the trust, all trust funds that come within the custody of the public guardian who is appointed as trustee of the trust pursuant to Section 15660.5 may be deposited or invested in the same manner, and would be subject to the same terms and conditions, as a deposit or investment by the public administrator of funds in the estate of a decedent pursuant to Article 3 (commencing with Section 7640) of Chapter 4 of Part 1 of Division 7.

(b) Upon the deposit or investment of trust property pursuant to subdivision (a), the public guardian shall be deemed to have met the standard of care specified in this article and Article 2.5 (commencing with Section 16045) with respect to this trust property.

EXHIBIT "B"

DESCRIPTION OF INVESTMENTS

Surplus funds of local agencies may only be invested in certain eligible securities. The City invests only in those allowable securities under GC Sections 53601, 53635, 53684 and 16429.1.

LOCAL AGENCY-INVESTMENT FUND

LAIF investments are highly liquid with deposits being wired to the City within twenty-four hours and interest compounded daily.

LAIF is a special fund in the state treasury which local agencies may use to deposit funds for investment. There is no minimum investment period and the minimum transaction is $5,000, in multiples of $1,000 above that, with a maximum of $65,000,000 for any agency. All interest is distributed to those agencies participating on a proportionate share determined by the amounts deposited and the length of time of the deposit. Interest is paid quarterly and deposited directly into the account on the 15th day of the month following the close of the quarter. The State keeps an amount for the reasonable costs of administration, not to exceed five percent of the quarterly earnings of the fund.

Interest rates are fairly high because of the pooling of the State surplus cash with the surplus cash deposited by local governments. This creates a multibillion-dollar money pool and allows diversified investments. In a high interest rate market, the City may produce higher yields than LAIF can, but in times of low interest rates, LAIF yields are generally higher.

CERTIFICATES OF DEPOSIT

Certificates of deposit (CDs) are saving certificates with a fixed maturity date and specified interest rate that are generally issued by commercial banks in any denomination aside from minimum investment requirements. A CD restricts access to funds until the maturity date of the investment. If the money is withdrawn before the maturity date, there is a penalty for early withdrawal. Certificates of deposit typically range from three months to five years.

Certificates of deposit are insured for up to $250,000 when made with members of the Federal Deposit Insurance Corporation (FDIC). CDs made above this amount with any one institution should be collateralized at 110% by the institution with government securities or 150% with mortgage-backed securities. The City will not purchase CDs in an amount exceeding $250,000 at any given institution.

PASSBOOK SAVINGS ACCOUNTS

Passbook savings accounts are demand deposits in major deposit and lending institutions that allow the investor to transfer money from checking to savings and earn short-term interest on odd amounts of money which are not available for longer investment.

Passbook savings accounts are open-ended (i.e., they have no fixed term) and funds may be withdrawn at any time with no penalties. They are also insured up to $250,000 when made with members of the FDIC. They are among the safest investments and earn very low rates of interest. Generally, because of the high degree of flexibility and the low yield, these investments are made with convenience as the objective rather than yield and are usually for small amounts.

NOTES, BONDS AND LOANS OF LOCAL AGENCIES WITHIN THE STATE INCLUDING BOARDS AND AGENCIES OF A LOCAL AGENCY

These investments are loans directly to the City's successor to the Lawndale Redevelopment Agency and allow for a secure guaranteed rate of return that will be repaid from the Successor Agency to the Lawndale Redevelopment Agency's tax increments (property taxes). The Agency's Board (City Council) and City Council control the terms of any such loan arrangement.

U. S. TREASURY SECURITIES

U.S. Treasury securities are considered the safest of all investments and are also highly liquid.

U.S. TREASURY BILLS are direct short-term debt obligations of the United States government. They have maturity dates of one year or less and are sold in denominations of $1,000. They are issued and traded on a discount basis and the interest is computed on a 360-day basis. They are highly liquid investment with low market risk.

U.S. TREASURY NOTES are medium-term debt obligations of the United States government with fixed interest rates paid semiannually until maturity. Notes mature between one and 10 years (typical maturities are 2, 3, 5, 7 and 10 years). They are sold in multiples of $100 with the minimum price of $100. Although Treasury notes have low credit risk, they are affected by interest-rate and inflation risk which makes them volatile in a changing interest rate environment.

U.S. TREASURY BONDS are marketable, fixed-interest United States government debt security with a maturity of more than 10 years (typical maturities are 15, 20 or 30 years) and interest paid semiannually. These long-term bonds are highly volatile in a changing interest rate environment and are not considered low market risk investments.

FEDERAL AGENCY SECURITIES

Federal agency securities are highly liquid and considered credit risk free. They are guaranteed directly or indirectly by the United States government. All agency obligations qualify as legal investments and are acceptable as security for public deposits. They usually provide higher yields than regular treasury issues with all of the same advantages. Examples are:

FNMA's (Federal National Mortgage Association) are used to assist the home mortgage market by purchasing mortgages insured by the Federal Housing Administration and the Farmers Home Administration, as well as those guaranteed by the Veterans Administration.

FHLB's (Federal Home Loan Bank) notes and bonds are issued by the Federal Home Loan Bank System to help finance the housing industry. The notes and bonds provide liquidity and home mortgage credit to savings and loan associations, mutual savings banks, cooperative banks, insurance companies and mortgage lending institutions.

Other federal agency issues include Federal Intermediate Credit Bank Debentures (FICB), Federal Farm Credit Bank (FFCB), Federal Land Bank Bonds (FLB), Small Business Administration notes (SBA's), Government National Mortgage Association notes (GNMA's), Tennessee Valley Authority notes (TVA's), and Student Loan Association notes (SALLIE MAE's).

While these investments are virtually credit risk free, they must be held to maturity to receive the guaranteed principal and interest. They are subject to the same market risks as similar non-government securities and not ordinarily invested in by the City.

LOS ANGELES COUNTY POOLED SURPLUS INVESTMENTS

The Los Angeles County Pooled Surplus Investments is similar to the California LAIF. The county fund provides protection, liquidity and higher than market rates for short-term securities.

Los Angeles County manages a multi-billion dollar portfolio serving local agencies, including school districts, community college districts, special districts and cities. This pooled fund is managed by the County Treasurer and interest is competitive to money market rates. There are no restrictions to the number of transactions or dollar amount of deposits. The funds deposited by a local agency in the county pooled fund cannot be impounded or seized by any county official or agency while the funds are so deposited.

All interest, less costs to administer the fund, is distributed to those agencies participating on a proportionate share determined by the amounts deposited and the length of time of deposit. Interest is posted quarterly to the pool.

MUTUAL FUNDS

Money market mutual funds are another authorized investment allowing the City to maintain liquidity, receive competitive money market rates and remain diversified in pooled investments.

Mutual funds are referred to in GC Section 53601.6 as "shares of beneficial interests issued by diversified management companies registered under the Investment Company Act of 1940". The mutual fund must be restricted by its by-laws to the same investments allowed to the local agency. These investments are treasury issues, agency issues, banker's acceptances, commercial paper, certificates of deposit and negotiable certificates of deposit. The quality rating and percentage restrictions in each investment category applicable to the local agency also applies to the mutual fund.

The purchase price of shares of the mutual fund shall not include any sales commission. Investments in mutual funds and money market mutual funds cannot exceed twenty percent of the City's surplus money.

BANKERS' ACCEPTANCES

Banker's acceptances are frequently the highest in yield among short-term investments, are relatively safe and are highly liquid.

Bankers' acceptances are short-term credit arrangements that facilitates international trade transactions between two parties when they do not have an established credit relationship. It is a time draft drawn on a bank by an importer to finance purchases. By its acceptance, the bank becomes primarily liable for the payment of the draft at its maturity. Acceptances are purchased in various denominations ranging from 30 to 180 days. The interest is calculated on a 360-day discount basis similar to treasury bills. The City may invest up to forty percent of surplus money in bankers' acceptances with up to thirty percent invested in any one commercial bank (GC Section 53601(g)).

NEGOTIABLE CERTIFICATES OF DEPOSIT

Negotiable certificates of deposit (NCDs) are high-grade negotiable instruments, paying a higher interest rate than regular certificates of deposit. They are liquid because they can be traded in the secondary market. However, they cannot be cashed in before maturity.

Negotiable certificates of deposit are unsecured obligations of the financial institution, bank or savings and loan, generally bought at par value with a promise to pay face value plus accrued interest at maturity or the instrument is purchased at a discount to its face value. Minimum face value is $100,000 with maturities ranging from two weeks to one year. The City does not usually invest in NCDs.

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Hrant Manuelian, Director of Finance/City Treasurer

SUBJECT: Quarterly Investment Report for the Quarter Ended June 30, 2023

BACKGROUND

The attached Quarterly Investment Report for the quarter ended June 30, 2023, is provided to City Council per the City of Lawndale's Investment Policy and State of California's Government Code Section 53646.

STAFF REVIEW

As of June 30, 2023, the City had total cash and investments (cost basis) of $52,384,628 plus $2,327,624 cash with fiscal agent held in a trust for the Lawndale Redevelopment Agency's Tax Allocation Bond 2009 issue, $1,150 in petty cash and, as of May 2023, $696,359 maintained in two retirement enhancement plans.

Interest rates have continued to rise through Q2 2023. The State Local Agency Investment Fund (LAIF) had an interest rate of 0.99% on June 30, 2022, and has gone up to 3.26% as of June 30, 2023. Rates in general have been increasing as the Federal Funds rate has also continued to increase. We continue to maintain a majority of cash in LAIF and the City's checking account. For the quarter ending June 30, 2023 the City has remained liquid with 88% of our portfolio in on-demand accounts. The remainder of the portfolio includes 2.80% short-term (maturing in less than one year), 7.57% mid-term (one to three years maturity), and 1.41% long-term (maturing from three to five years) investments.

As interest rates continue to rise, we look for opportunities to maximize returns on City funds. As the market continues to change we will keep a close watch and take advantage of any upcoming investments. Cash in bank will be monitored and is expected that more will be used to purchase either bonds or CD's to take advantage of interest to the extent possible. The goal is to maintain a healthy balance of cash while maximizing returns.

The investment program provides sufficient liquidity to meet six months of estimated expenditures. All investments are in compliance with California state code 503600 and the City of Lawndale Investment policy.

CITY OF LAWNDALE
INVESTMENT REPORT
Summary of Investments
For Quarter Ended June 30, 2023

	Adjusted Cost Basis	Category Total	Percent of Portfolio
On Call Deposits			
Checking Accounts	22,305,912		
LAIF State Pool	23,904,716	46,210,628	88.21%
Short-Term Investments (1 Year or Less)			
Time Deposits FDIC Insured	1,465,000	1,465,000	2.80%
Medium-Term Investments (1 to 3 Years)			
Time Deposits FDIC Insured	2,968,000		
US Government Agency Securities	1,000,000	3,968,000	7.57%
Long-Term Investments (3 to 5 Years)			
Time Deposits FDIC Insured	741,000		
US Government Agency Securities	-	741,000	1.41%
Total Cash and Investments		**52,384,628**	**100.00%**

LEGAL REVIEW

Not applicable.

FISCAL IMPACT

Not applicable.

RECOMMENDATION

Staff recommends that the City Council receive and file the Quarterly Investment Report for the quarter ended June 30, 2023.

Attachments: Quarterly Investment Report for the quarter ended June 30, 2023.

CITY OF LAWNDALE
TREASURY REPORT
For Quarter Ended June 30, 2023

Cash		22,305,912
Investments		30,078,716
Petty Cash		1,150
Public Agency Retirement Services (PARS)- Retirement Enhancement Plan	689,349	
PARS/ City of Lawndale Excess Benefit Trust - US Bank	7,010	696,359
Total Cash and Investments		**53,082,137**

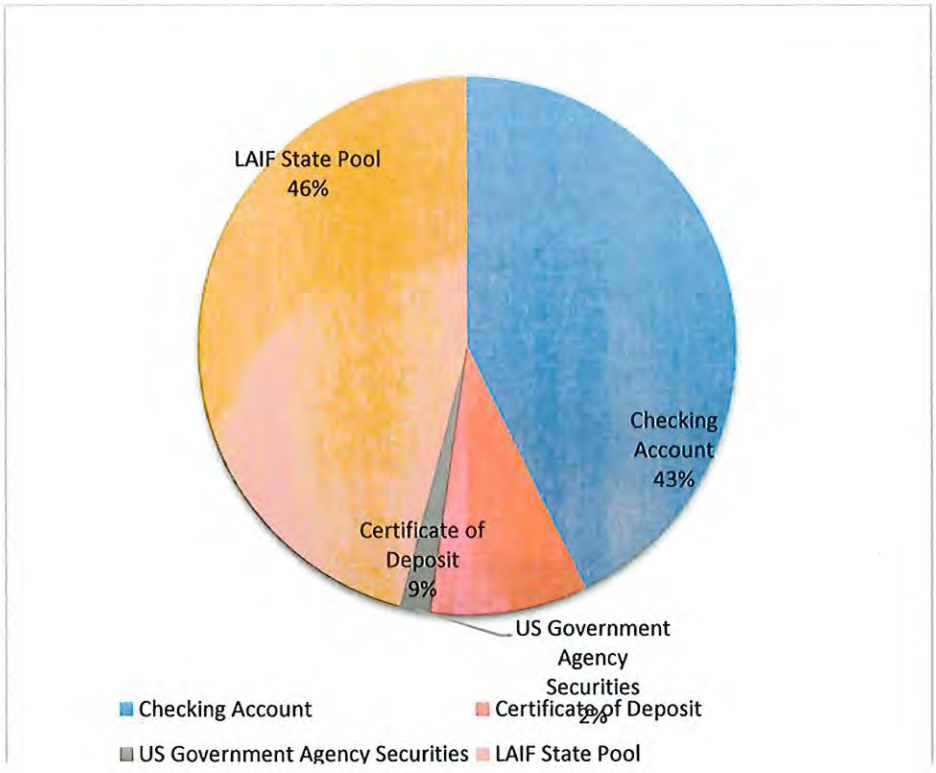
CITY OF LAWNDALE
INVESTMENT REPORT

Portfolio Statistics

For Quarter Ended June 30, 2023

Portfolio Composition

Investment Type	Market Value
Checking Account	22,305,912
Certificate of Deposit	4,969,309
US Government Agency Securities	995,261
LAIF State Pool	23,904,716
TOTAL	**52,175,198**



CITY OF LAWNDALE
DETAIL OF INVESTMENTS
For Quarter Ended June 30, 2023

	Par Value	Coupon Rate	Moody's/ S&P Rating	Purchase Date	Maturity/ Called Date	Days to Maturity	Yield to Maturity	Cost Basis	Category total	(memo only) Market Value
On Call Deposits										
Checking Account- Wells Fargo	21,855,877	N/A	N/A		Demand	1	None	21,855,877		21,855,877
Municipal Investment Account - US Bank	450,034	N/A	N/A		Demand	1	None	450,034		450,034
Local Agency Investment Fund- City of Lawndale	23,903,237	N/A	N/A		Demand	1	0.20%	23,903,237		23,903,237
Local Agency Investment Fund- Lawndale Housing Authority	1,480	N/A	N/A		Demand	1	0.20%	1,480		1,480
On Call Deposits	**46,210,628**								**46,210,628**	**46,210,628**
Short-Term Investments (1 Year or Less)										
Time Deposits:										
Morgan Stanley Bank NA	247,000	2.20%	FDIC	7/19/2019	7/11/2023	11	2.20%	247,000		246,747
Century Next Bank	249,000	2.00%	FDIC	7/19/2019	7/17/2023	17	2.00%	249,000		248,600
Farmers Insurance Group Fed	249,000	5.00%	FDIC	1/23/2023	1/18/2024	202	5.00%	249,000		248,571
Goldman Sachs Bank USA	246,000	3.00%	FDIC	7/22/2022	3/13/2024	257	3.00%	246,000		242,033
Ally Bank	237,000	5.25%	FDIC	6/23/2023	6/14/2024	350	5.25%	237,000		236,516
Eaglemark Savings Bank	237,000	5.25%	FDIC	6/23/2023	6/20/2024	356	5.26%	237,000		236,505
Short-Term Investments (1 Year or Less)	**1,465,000**								**1,465,000**	**1,458,972**
Medium-Term Investments (1 to 3 Years)										
Time Deposits:										
Beal Bank USA	246,000	3.05%	FDIC	7/22/2022	7/10/2024	376	3.05%	246,000		240,072
Morgan Stanley Private Bank	247,000	2.30%	FDIC	7/19/2019	7/11/2024	377	2.30%	247,000		239,228
Merrick Bank	249,000	2.10%	FDIC	7/19/2019	7/12/2024	378	2.10%	249,000		240,560
Commercial Bank Harrogate Tenn	249,000	2.00%	FDIC	7/19/2019	7/15/2024	381	2.00%	249,000		240,244
Washington Federal	249,000	1.95%	FDIC	8/19/2019	8/28/2024	425	1.95%	249,000		239,158
First Bank Puerto Rico	249,000	1.90%	FDIC	9/19/2019	9/6/2024	434	1.90%	249,000		238,839
Capital One NA	245,000	3.45%	FDIC	9/22/2022	9/16/2024	444	3.45%	245,000		239,254
First Financial Bank USA	249,000	3.00%	FDIC	7/22/2022	1/10/2025	560	3.00%	249,000		240,099
Baxter Credit Union	249,000	4.80%	FDIC	1/23/2023	1/24/2025	574	4.80%	249,000		246,637
Keybank NA OH	243,000	5.00%	FDIC	3/23/2023	3/17/2025	626	5.00%	243,000		241,317
Discover Bank	246,000	3.25%	FDIC	7/22/2022	7/14/2025	745	3.25%	246,000		235,901
Toyota Financial Savings CD	247,000	0.70%	FDIC	8/21/2021	8/26/2025	788	0.70%	247,000		223,614
	2,968,000									2,864,922
US Government Agency Securities:										
Federal Home Loan Banks	500,000	5.375%	Aaa/AA+	3/23/2023	6/27/2024	363	5.375%	500,000		498,665
Federal Home Ln Mtg Corp	500,000	5.750%	Aaa/AA+	3/23/2023	3/20/2025	629	5.750%	500,000		496,596
	1,000,000									995,261
Medium-Term Investments (1 - 3 Years)	**3,968,000**								**3,968,000**	**3,860,183**
Long-Term Investments (3 to 5 Years)										
Time Deposits:										
Synchrony Bank Draper UT CD	247,000	0.90%	FDIC	8/21/2021	8/27/2026	1,154	0.90%	247,000		216,022
Medallion Bank UT CD	247,000	0.85%	FDIC	8/21/2021	8/31/2026	1,158	0.85%	247,000		214,444
UBS Bank USA CD	247,000	0.95%	FDIC	9/21/2021	9/9/2026	1,167	0.95%	247,000		214,949
Long-Term Investments (3 to 5 Years)	**741,000**								**741,000**	**645,415**
Total Cash and Investments	**52,384,628**								**52,384,628**	**52,175,198**

Back to Agenda

CITY OF LAWNDALE

14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Robert Pullen-Miles, Mayor

PREPARED BY Sean M. Moore, City Manager
Yvette Hall, Assistant City Clerk

SUBJECT: Consider Modifying City Council Advisory Committee - Business Revitalization Standing Committee

BACKGROUND

The City Council currently has six (6) ad hoc subcommittees and four (4) standing committees. These advisory committees serve a variety of purposes and can be of limited term or exist for a longer term. An ad hoc subcommittee is composed of City Councilmembers who sit on the committee to focus on a limited-term single purpose; as such, they are not required to be subject to the Brown Act and their meetings must stay within the very focused single purpose. Standing committees, on the other hand, are subject to the Brown Act and composed of less than a quorum of City Councilmembers who meet regularly to provide routine and regular recommendations on a broader scope of work fixed by a formal action. As an example, the City/School Districts Standing Committee deals with a wide range of issues while the City/School District Park Maintenance and Joint Use Ad Hoc Subcommittee is focused on the negotiation of new contracts for the parks on school grounds.

The Business Revitalization Standing Committee is comprised of members Mayor Robert Pullen-Miles and City Councilmember Bernadette Suarez, who were both appointed on January 17, 2023, by the City Council.

STAFF REVIEW

Mayor Pullen-Miles has requested that the City Council consider modifying the Business Revitalization Standing Committee from a standing committee to an ad hoc subcommittee. This change would allow the ad hoc subcommittee to freely brainstorm on ideas, or dig deeper into an issue, in a more informal setting that would not be subject to the Brown Act. The topics that are typically discussed in a committee of this type could range from the attraction of new businesses, business strategies and improving the economic climate of the city. The City Council is asked to modify the standing committee and to give direction as to the term that the ad hoc subcommittee should exist and the scope of its discussions.

LEGAL REVIEW

The City Attorney has reviewed and approved this staff report.

FISCAL IMPACT

None.

RECOMMENDATION

Staff recommends that the City Council:

a) Consider the request from Mayor Pullen-Miles; and

b) Modify the Business Revitalization Standing Committee from a standing committee to an ad hoc subcommittee; and

c) Rename the Business Revitalization Standing Committee to Business Revitalization Ad Hoc Subcommittee; or

d) Provide further direction to staff.

ATTACHMENT

a) 2023 List of City Council Subcommittees

Attachment A

List of City Council Subcommittees
2023

Ad Hoc Subcommittees	Standing Committees
City/School District Park Maintenance and Joint Use Ad Hoc Subcommittee Appointed January 17, 2023 Mayor Pro Tem Sirley Cuevas Councilmember Bernadette Suarez	Business Revitalization Standing Committee Appointed January 17, 2023 Mayor Robert Pullen-Miles Councilmember Bernadette Suarez
Fiscal Year 2023-24 Budget Ad Hoc Subcommittee Appointed January 17, 2023 Mayor Pro Tem Sirley Cuevas Councilmember Pat Kearney	City/School Districts Standing Committee Appointed January 17, 2023 Councilmember Rhonda Hofmann Gorman Councilmember Pat Kearney
Billboard Ad Hoc Subcommittee Appointed January 17, 2023 Councilmember Rhonda Hofmann Gorman Councilmember Pat Kearney	Caltrans Maintenance Standing Committee Appointed January 17, 2023 Mayor Robert Pullen-Miles Councilmember Rhonda Hofmann Gorman
Metro C Line (Green) Extension Ad Hoc Subcommittee Appointed January 17, 2023 Mayor Robert Pullen-Miles Councilmember Rhonda Hofmann Gorman	Homeless Solutions Standing Committee Appointed January 17, 2023 Mayor Pro Tem Sirley Cuevas Councilmember Bernadette Suarez
Teen Center Ad Hoc Subcommittee Appointed January 17, 2023 Mayor Robert Pullen-Miles Councilmember Bernadette Suarez	
Parking and Traffic Solutions Ad Hoc Subcommittee Appointed January 30, 2023 (at a Special Meeting) Councilmember Rhonda Hofmann Gorman Councilmember Pat Kearney	

Updated January 31, 2023

Back to Agenda

CITY OF LAWNDALE
14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Yvette Hall, Assistant City Clerk

SUBJECT: Mayor/Councilmember Report of Attendance at Meetings and/or Events

No supporting documentation was forwarded to the City Clerk Department for this item.

Back to Agenda

CITY OF LAWNDALE
14717 BURIN AVENUE, LAWNDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: July 17, 2023

TO: Honorable Mayor and City Council

FROM: Yvette Hall, Assistant City Clerk

SUBJECT: The City Council will conduct a closed session, pursuant to Government Code section 54957.6, with the City Manager, the City Attorney, and the City's negotiators, regarding labor negotiations with Local 1895, Council 36, American Federation of State, County and Municipal Employees, AFL-CIO, representing the City's mid-management and classified employees.

No public documents were forwarded to the City Clerk Department for this item.