

DATE: August 2, 2013

TO: Board of Building and Fire Code Appeals

FROM: Steve Briggs, Fire Marshal  
By Jorge L. Martinez, Deputy Fire Marshal

**SUBJECT: ADOPTING 2013 CALIFORNIA FIRE CODE AND AMENDING BURBANK MUNICIPAL CODE, TITLE 9 CHAPTER 2, AND RELATED SECTIONS**

### **PURPOSE**

The purpose of this report is for City Council to adopt the 2013 California Fire Code (CFC) and related codes as mandated by the State. Additionally revise Title 9 Chapter 2 of the Burbank Municipal Code (BMC) and related sections to reflect the changes in the State code.

### **BACKGROUND**

The Health and Safety Code of the State of California requires local jurisdictions to adopt building standards, rules and regulations adopted by the State of California Building Standards Commission. This year, the State Building Standards Commission has adopted the 2013 California Building Code and Fire Code. The New California Building Code and Fire Code will be published on July 1, 2013 and will become effective on January 1, 2014.

The Health and Safety Code also allows local jurisdictions to make modifications and additions to the State-adopted codes, provided such amendments are not less restrictive and are reasonably necessary because of climatic, geographical, or topographical conditions, or are administrative revisions to the State codes.

The adoption of the new California Fire Code requires revising Title 9 Chapter 2 of the BMC to reflect changes. Some sections have been deleted, and some sections have been revised.

### **ANALYSIS**

The following is a summary of the codes being proposed for adoption by January 1, 2014:

- California Fire Code 2013 (CFC) in its entirety, including appendices
- That the following sections of the 2013 CFC are hereby revised:  
Section 101.1. Insert: The City of Burbank Fire Department

Section 109.4. Insert: Misdemeanor, \$500.00, 180.

Section 111.4. Insert: \$100.00, \$500.00

- Revisions to the Burbank Municipal Code. Revisions to the BMC have been provided as an attachment explaining revisions

The provisions of this code augment enhance or expand the language in the CFC for those sections that is not explicit to the needs of the City within the CFC.

Section 903 Automatic Sprinkler Systems of the 2013 CFC is amended by Title 9 Chapter 2 of the BMC. The codes and standards referenced in Title 9 Chapter 2 of the BMC are considered part of the requirements of the CFC. Where in any specific case different sections of the CFC and Title 9 Chapter 2 of the BMC specify different materials, methods or construction, or other requirements, the most restrictive shall govern. All references to California amendments that appear in italics shall remain in effect for Section 903 of the 2013 CFC.

The adoption of the new codes is exempt from the California Environmental Quality Act under Section 15061(b) (3) as it does not have the possibility of causing any impacts to the environment.

### **FISCAL IMPACT**

Funds to support Burbank's enforcement efforts are derived from plan checking, permitting and inspection fees. Anticipated implementation costs for this ordinance are limited to training staff. Enforcement costs may rise slightly while professionals and builders familiarize themselves with the code revisions.

### **RECOMMENDATION**

Staff recommends the Board of Building and Fire Code Appeals approve a motion recommending the City Council approve the ordinance, as written, with authorization for the City Clerk to publish the ordinance adopting the 2013 editions of the California Fire Code; with amendments to Title 9 Chapter 2 of the Burbank Municipal Code.