

**ORDINANCE NO. 14-06**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
MAYWOOD, CALIFORNIA, MAKING CERTAIN FINDINGS AND  
REPEALING THE CURRENT ARTICLE 1 (FIRE CODE) OF  
CHAPTER 2 (FIRE PREVENTION) OF TITLE 4 (PUBLIC  
SAFETY) AND AMENDING THE MAYWOOD MUNICIPAL  
CODE TO ADD A NEW ARTICLE 1 (FIRE CODE) TO CHAPTER  
2 (FIRE PREVENTION) OF TITLE 4 (PUBLIC SAFETY) TO  
ADOPT BY REFERENCE AND AMEND TITLE 32 (2014  
DISTRICT FIRE CODE) OF THE LOS ANGELES COUNTY CODE**

**WHEREAS**, the 2013 California Fire Code, has been published by the International Code Council (the "2012 International Fire Code"), and the California Building Standards Commission; and

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

**WHEREAS**, the District has responsibility for fire protection within said jurisdictional boundaries; and

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

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

**WHEREAS**, The City of Maywood is located in the County of Los Angeles, and is subject to long periods of dry, hot and windy climates, which increase the chance of a fire occurring and predispose the City to large destructive fires. These dry climatic conditions and winds contribute to the rapid spread of even small fires originating in moderate density housing or vegetation. These fires spread very quickly and create a need for increased levels for fire prevention and protection.

**WHEREAS**, Due to the City's close proximity to major fault lines, there is a significant possibility for multiple fires spreading out of control due to ruptured gas lines and multiple structural collapses. Because of the major earthquake hazard, and due to some older nonconforming buildings, it is necessary during the new construction or

building renovation to use the City ordinance to control and minimize conditions hazardous to life and property, which may result from fire, hazardous materials or an explosion.

**WHEREAS,** the County of Los Angeles has adopted by reference and amended by Ordinance Number , the 2013 Edition California Fire Code, portions of the 2013 Edition of the California Fire Code, the 2012 Edition of the International Fire Code with certain changes and amendments and which has been incorporated into the 2013 Edition of the California Fire Code; and

**WHEREAS,** the City of Maywood finds that the amendments to the California Fire Code, adopted by reference by the County of Los Angeles as the 2014 Fire Code ("Los Angeles County Fire Code") are necessary and appropriate for the City of Maywood because of local climatic, geologic and/or topographic conditions; and

**WHEREAS,** the City of Maywood finds that further amendments to the Los Angeles County Fire Code, are necessary to establish a penalty provision; and

**WHEREAS,** the City of Maywood believes that the findings made by the Los Angeles County Board of Supervisors are applicable to and consistent with the desire of the City of Maywood to protect the health, safety and welfare of the Maywood Community; and

**WHEREAS,** the Los Angeles County Fire Code is used throughout the County of Los Angeles and a large portion of the incorporated cities within the County of Los Angeles; and

**WHEREAS,** the Los Angeles County Fire Code is common, well known to contractors, engineers, and architects; and is readily available for purchase.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAYWOOD, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1.** The City Council hereby finds that the foregoing recitations herein and the findings supporting the amendments in the Los Angeles County Fire Code describe climatic, geological and topographical characteristics within Maywood which result in the need to modify the California Fire Code, and adopt by reference the Los Angeles Fire Code herein to protect the public health, safety and welfare of the Maywood community.

**SECTION 2.** The City Council hereby finds that the herein adoption of the Los Angeles County Fire Code, with amendments, is exempt from further environmental review under the provisions of the California Environmental Quality Act ("CEQA")

pursuant to State Guideline Section 15061(b)(3), which provides that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The City Council finds from the evidence presented that it can be seen with certainty that there is no possibility that the activity in question will have a significant effect on the environment.

**SECTION 3.** The City Council hereby repeals Article 1 (Fire Code) of Chapter 2 (Fire Prevention) of Title 4 (Public Safety) of the Code of Maywood, California in its entirety and hereby amends the Code of Maywood, California with the addition of the following Article 1 (Fire Code):

Article 1 – Fire Code

4-2.101 - Adoption of the Fire Prevention Code.

4-2.102 - City deemed included in unincorporated area of County.

4-2.103 - Violations: Penalties.

**4-2.101 - Adoption of the Fire Prevention Code.**

There is hereby adopted, by reference, as the Fire Code of the City, except as specified in this chapter, Ordinance No. of the County of Los Angeles, which amends the County Code, Title 32—Fire Code, to adopt by reference the 2013 Edition of the California Fire Code, a portion of the 2013 California Fire Code and 2012 Edition of the International Fire Code and make technical and editorial changes. Said Ordinance No., was adopted March 25, 2014 by the County Board of Supervisors, and shall be known as the Uniform Fire Code of the City and may be cited as such.

One copy of Title 32 (Fire Code) of the Los Angeles County Code has been filed in the office of the City Clerk and at all times shall be maintained in said office for the use and examination of the public.

**4-2.102 - City deemed included in unincorporated area of County.**

Whenever in the Uniform Fire Code, reference is made to the unincorporated area of the County of Los Angeles, such area shall be deemed to include in its true geographical location the area of the City.

**4-2.103 - Violations: Penalties.**

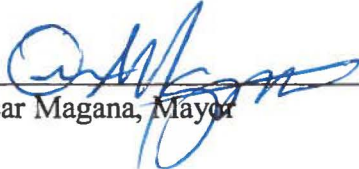
Any person violating any provision of this chapter or of said Fire Code shall be guilty of a misdemeanor. The conviction of any such offense shall be cause for the immediate suspension or revocation of any permit, license, or certificate of qualification or registration issued to the person so convicted.

**SECTION 4.** That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this ordinance. The City of Maywood hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrase be declared unconstitutional.

**SECTION 5.** That nothing in this ordinance or in the Fire Code hereby adopted shall be constructed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right remedy of any character be lost, impaired or affected by this ordinance.

**SECTION 6.** This Ordinance shall take effect thirty (30) days after its final passage and within (5) days after its passage, the City Clerk of the City of Maywood shall certify to the passage and adoption of this ordinance and to its approval by the Mayor and City Council and shall cause the same to be filed with the California Building Standards Commission. Within (15) days after its passage, the City Clerk of the City of Maywood shall certify to the passage and adoption of this ordinance and to its approval by the Mayor and City Council and shall cause the same to be published in a newspaper in the manner required by law

**PASSED, APPROVED AND ADOPTED ON** this 8th day of October 2014.

  
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Oscar Magana, Mayor

ATTEST:

APPROVED AS TO FORM:

  
\_\_\_\_\_  
for Sergio Calderon, City Clerk

  
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Richard L. Adams II, City Attorney

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