

8/11/59 first reading

CITY OF SAN ANSELMO  
ORDINANCE NO. 458

AN ORDINANCE ADDING ARTICLE 8 TO TITLE 3 OF THE SAN ANSELMO MUNICIPAL CODE BY ADOPTING THE 1956 EDITION OF THE FIRE PREVENTION CODE PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION, AND ESTABLISHING A BUREAU OF FIRE PREVENTION AND PROVIDING OFFICERS THEREFOR AND DEFINING THEIR POWERS AND DUTIES.

Be it ordained by the City Council of the City of San Anselmo as follows:

Section 1. The San Anselmo Municipal Code is hereby amended by adding Article 8 to Title 3, consisting of the following sections:

3-3-801. Adoption of Fire Prevention Code.

There is hereby adopted by the City of San Anselmo for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code recommended by the National Board of Fire Underwriters being particularly the 1956 edition thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended (by section 3-3-806 of this ordinance), of which code not less than three (3) copies have been and now are filed in the office of the Clerk of the City of San Anselmo and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the City of San Anselmo.

3-3-802. Establishment and Duties of Bureau of Fire Prevention.

a. The Fire Prevention Code shall be enforced by the Bureau of Fire Prevention in the Fire Department of the City of San Anselmo which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.

b. The person in charge of the Bureau of Fire Prevention shall be appointed by the Fire Chief on the basis of his

qualifications. His appointment shall continue during good behavior and satisfactory service.

c. The Chief of the Fire Department may detail such members of the fire department as inspectors as shall from time to time be necessary. The Chief of the Fire Department shall recommend to the Chief Executive Officer the employment of technical inspectors, who, when such authorization is made, shall be selected through an examination to determine their fitness for the position. The examination shall be open to members and non-members of the fire department, and appointments made after examination shall be for an indefinite term with removal only for cause.

d. A report of the Bureau of Fire Prevention shall be made annually and transmitted to the chief executive officer of the municipality; it shall contain all proceedings under this code, with such statistics as the Chief of the Fire Department may wish to include therein; the Chief of the Fire Department shall also recommend any amendments to the code which, in his judgment, shall be desirable.

3-3-803. Definitions.

a. Wherever the word "Municipality" is used in the Fire Prevention Code, it shall be held to mean the City of San Anselmo.

b. Wherever the term "Corporation Counsel" is used in the Fire Prevention Code, it shall be held to mean the Attorney for the City of San Anselmo.

3-3-804. Establishment of Limits of Districts in which Storage of Flammable Liquids in Outside Above-ground Tanks is to be Prohibited.

a. The limits referred to in section 15.201 of the Fire Prevention Code in which storage of flammable liquids in outside aboveground tanks is prohibited, are hereby established as follows: The entire City of San Anselmo.

b. The limits referred to in Section 15.401 of the

Fire Prevention Code, in which new bulk plants for flammable liquids are prohibited, are hereby established as follows: The entire City of San Anselmo.

3-3-805. Establishment of Limits in which Bulk Storage of Liquefied Petroleum Gases is to be Restricted.

The limits referred to in section 19.06a of the Fire Prevention Code, in which bulk storage of liquefied petroleum gas is restricted, are hereby established as follows: The entire City of San Anselmo.

3-3-806. Modifications.

The Chief of the Bureau of Fire Prevention shall have power to modify any of the provisions of the Fire Prevention Code upon application in writing by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Chief of the Bureau of Fire Prevention thereon shall be entered upon the records of the department and a signed copy shall be furnished applicant.

3-3-807. Appeals.

Whenever the Chief of the Fire Department shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire Department to the City Council within 30 days from the date of the decision of the appeal.

3-3-808. New Materials, Processes or Occupancies which may Require Permits.

The Chief Executive Officer, the Chief of the Fire Department and the Chief of the Bureau of Fire Prevention shall act

as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those now enumerated in said code. The Chief of the Bureau of Fire Prevention shall post such list in a conspicuous place in his office, and distribute copies thereof to interested persons.

Section 2. Publication.

This ordinance shall be published once in full in the "Ross Valley Times" and/or "Pelican", a weekly newspaper of general circulation printed and published in the City of San Anselmo, which newspaper or newspapers is and are hereby designated for that purpose.

The above and foregoing Ordinance No. 458 was read and introduced at a regular meeting of the City Council of the City of San Anselmo, held on Tuesday, the 11th day of August, 1959, and was thereafter at an adjourned regular meeting of said City Council, held in the City of San Anselmo on the 8th day of September, 1959, duly passed and adopted by the following vote:

AYES: Booth, Little, Franchini, Smith  
NOES: none  
ABSENT: Martuselli

Signed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 1959.

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Mayor of the City of San Anselmo

ATTEST:

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