

TOWN OF SAN ANSELMO

ORDINANCE NO. 971

AN ORDINANCE AMENDING TITLE 3 OF THE SAN ANSELMO MUNICIPAL CODE ADOPTING THE UNIFORM FIRE CODE AND THE UNIFORM FIRE CODE STANDARDS, 1994 EDITION.

THE TOWN COUNCIL OF THE TOWN OF SAN ANSELMO DOES ORDAIN AS FOLLOWS:

SECTION I:

Article 8 of Chapter 3 of Title 3 of the San Anselmo Municipal Code is amended as follows:

Article 8. UNIFORM FIRE CODE

SECTION 3-3.801. Adoption of the Uniform Fire Code

The Uniform Fire Code, 1994 Edition, including Appendix Divisions I, II, III, IV, V, and VI and the Uniform Fire Code Standards published by the Western Fire Chiefs Association and the International Conference of Building Officials, is hereby adopted by reference thereto, subject to the definitions, amendments, deletions and additions set forth in the article.

Section 3-3.802. Establishment and duties of the Bureau of Fire Prevention.

(a) The Uniform Fire Code shall be enforced by the Bureau of Fire Prevention of the Ross Valley Fire Authority which is hereby established and shall be operated under the supervision of the Chief of the fire Department.

Sections (b) and (c) to remain as written.

Section 303.803 Definitions

(a) "Jurisdiction" shall mean the town.

(b) "Corporation Counsel" shall mean the Town Attorney of the Town.

(c) "Chief of the Bureau of Fire Prevention" shall mean the Fire Marshal of the fire department having jurisdiction.

(d) "Fire Flow" shall mean the rate of flow needed for fire-fighting purposes to confine a major fire to a building as estimated in accordance with the current edition of the Uniform Fire Code, Appendix III-A.

**Section 3-3.804 Storage of flammable or combustible liquids in above ground tanks.**

The limits referred to in Section 7902.2 and 7904.2 of the Uniform Fire Code, in which the storage of flammable or combustible liquids is restricted are hereby established as follows: Town Limits.

**Section 3-3.805 Bulk storage of liquefied petroleum gases.**

The limits referred to in Article 82 of the Uniform Fire Code, in which the storage of liquefied petroleum gas is restricted, are hereby established as follows: Town Limits.

**Section 3-3.806 Storage of explosives and blasting agents.**

The limits referred to in Article 77 of the Uniform Fire Code, in which the storage of explosives and blasting agents is prohibited, are hereby established as follows: Town Limits.

**Section 3-3.807 Amendments.**

Amendments to the Uniform Fire Code, 1994 Edition.

Article 9 is added to read as follows:

Summary removal. The Chief or his authorized representative may summarily order the removal of any material including any vehicle, at the owner's expense, which is in violation of Article 9 (Fire Apparatus Access Roads and Access to Buildings), or when such material or vehicle is by the Chief or his authorized representative determined to be a potential hazard and/or is leaking fuel, butane, propane, or other flammable, explosive or toxic substances.

Section 1007 An approved manual automatic or manual and automatic fire alarm system shall be provided in accordance with 1007.2.

A standard automatic sprinkler system shall be installed throughout all new non-residential buildings of 5,000 or more square feet provided buildings of fewer than 5,000 square feet falling under the provisions of Chapter 9 of the Uniform Building Code may also be required to install such a system. All buildings which are added to, such that the increased total floor area is greater than 5,000 square feet, shall be provided with a sprinkler system as described above.

Section 1003. Installation, inspection and maintenance of automatic sprinkler systems shall meet the standards of the National Fire Protection Association Pamphlet No. 13, and the Uniform Building Code Standards 9-1 and 9-2.

No automatic sprinkler systems shall be installed without a permit. No occupancy of any building shall be approved until such system has been inspected and accepted as being in compliance with the standards set forth in the subsection.

Automatic sprinkler systems may be omitted, with the approval of the Chief as follows:

1. In buildings or areas of buildings that have occupancies with high values, non-combustible contents, or contents highly susceptible to water damage; or
2. When, in the opinion of the Chief, the contents or processes are of such a particular nature that the installation of a standard automatic sprinkler system would cause damage to those contents or processes.

Those buildings or parts of building for which the automatic sprinkler system requirement is excepted pursuant to this subsection shall be equipped with a fire detection system or an extinguishing system of a tested and approved design. Installations of these systems shall be in conformance with the standards of the National Fire Protection Associations, Pamphlets Nos. 11 and 11-A for Foam Extinguishing Systems, Nos. 12 and 12-A for Carbon Dioxide and Halogenated Extinguishing Systems, No 71 for Chemical Extinguishing Systems, and Nos, 71, 72-A, 72-B, 72-C and 72-D for Signaling Systems.

Section 1004. Amended to add the following:

Where the nature of the occupancy, type of construction, physical layout, or geographical conditions warrant, the Chief or his authorized representative may require the installation of standpipes in buildings, structures, or on land other than provided in Table No. 1004-A.

Section 1112. Amended by adding the following:

Roof Coverings.

Section 1112. All roof coverings shall be Class A rated assemblies as defined in the Uniform Building Code.

Section 1007.2. is amended by adding the following:

Every new building constructed or existing building remodeled for non-residential occupancies greater than 2,000 square feet in area shall have installed therein an approved fire detection (products of combustion) system in accordance with the standards established by the National Fire Protection Association. Such systems shall be connected to an approved supervised Underwriters Laboratories Inc. Listed central station. The type of system installed shall be determined by the Chief.

Section 1007.2 is amended by adding the following:

No single family dwelling or multiple family occupancy shall be sold and no structural repair or alteration requiring a permit by the Uniform Building Code of a value in excess of one-thousand and no/100ths (\$1,000.00) dollars shall be made thereto unless and until the structure has installed therein an approved products of combustion system which has been approved by the Fire Marshal of the State of California. The detectors that are sensitive to heat only shall not be

acceptable. Alarm signaling devices shall be clearly audible in all bedrooms when intervening doors are closed. For the purposes of installation and maintenance, the appliance sections of the National Fire Protection Association, Pamphlet No. 74, "Standard for the Installation, Maintenance, and Use of a Household Fire Warning System", shall be considered acceptable engineering practices.

Section 1007.2 is added as follows:

#### False Alarms

Section 1007.2 When a fire alarm or fire alarm system in any non-residential unit causes frequent false alarm responses, the Fire Chief may make a determination as to the cause of the false alarm. If it is determined that the system is malfunctioning, the alarm company producing the system shall be responsible. If it is determined the false alarms are due to negligence of the occupants or the owners, the owner or occupants shall be responsible. The Chief shall have the authority to impose the costs of responding to the false alarm on the responsible party.

#### Section 3-3.808 Appeals

Whenever the Chief disapproves an application or refuses 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 has been misconstrued or wrongly interpreted, the applicant may appeal the decision of the Chief to the Town Council within thirty (30) days from the date of the decision.

#### Section 3-3.809 New materials, processes, or occupancies which may require permits

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

#### Section 3-3810 Penalties

(a) Any person who shall violate any of the provisions of this Code or standards hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Town Council, or by a court of competent jurisdiction, within the time fixed herein, shall severally for such violation and noncompliance, respectively, be guilty of an infraction or misdemeanor.

The imposition of a penalty shall not excuse the violation or permit it to continue, and all such

persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten (10) days that prohibited conditions are maintained shall constitute a separate offense.

(b) The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

Section 3-3.811      Validity

The Town of San Anselmo hereby declares that should any section, paragraph, sentence or word of this article or of the Code or Standards hereby adopted be declared for any reason to be invalid, it is the intent of the Town of San Anselmo that it would have passed all other portions of this ordinance independent of the elimination here from any such portion as may be declared invalid.

SECTION II

The foregoing ordinance was introduced at a regular meeting of the San Anselmo Town Council held on November 14 1995, and was thereafter adopted at a regular meeting of the Town Council held on November 28, 1995, by the following vote:

Ayes: Breen, Chignell, Hodgens, Kroot, Yarish

Noes: (None)

Absent: (None)



\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Town Clerk