**RESOLUTION NO.**\_\_\_\_ 1 2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF 3 **RIALTO, CALIFORNIA, TO COMPLY WITH THE STATE OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 17958,** 4 17958.5 AND 17598.7, RELATING TO THE ADOPTION OF THE 5 2019 EDITION OF THE CALIFORNIA FIRE CODE. 6 WHEREAS, Health and Safety Code Section 17958 and Government Code Section 50022 7 empower the city to adopt by reference the California Fire Code, and other regulations adopted 8 pursuant to Health and Safety Code Section 17922; and 9 WHEREAS, Health and Safety Code Section 17958.5 authorizes the city to make 10 11 modifications to the requirements contained in the California Building Standards Code, including 12 the California Fire Code, and the other regulations adopted pursuant to Health and Safety Code 13 Section 17922 on the basis of local climatic, geological, or topographical conditions; and 14 WHEREAS, the City Council needs to amend provisions of the 2019 Edition of the 15 16 California Fire Code pursuant to Section 17958.7; and 17 WHEREAS, Health and Safety Code Section 17958.7 requires that before making any 18 modifications or changes pursuant to Section 17958.5, the governing body of a city or county shall 19 make an expressed finding of local necessity that such modifications or changes are needed; and 20 WHEREAS, the City Council is informed and finds that such climatic, geological and 21 22 topographical conditions include, but are not limited to, the following conditions: 23 24 25 26 I. Climate 27 28 A. Weather:

The weather patterns within Rialto are a factor making the amendments reasonably necessary. Frequent periods of drought and low humidity add to the fire danger and are conducive to fire spread.

# B. High Temperature, Low Humidity and Winds:

During the summer months the dry winds and existing vegetation mix to create a hazardous fuel condition, which has resulted in large loss vegetation and structure fires. Summer temperatures can exceed 100 degrees during the months of June, July, August and September. The area of Rialto is subject to an extremely strong wind condition, commonly referred to as the "Santa Ana" winds. These winds can reach and many times exceed 90 miles per hour. Extensive damage often occurs during such winds including downed trees, power lines, utility poles, and utility service lines. These adverse conditions cause:

1. Fires

### 2. Impairment of emergency apparatus access

3. Delays in response times of emergency apparatus

4. The depletion of apparatus readily available for suppression activities

## C. Limited Water Supply:

Because of weather patterns, the City of Rialto receives relatively small amounts of precipitation and experiences very low humidity. Due to storage capacities and consumption, and a limited amount of rainfall, future water allocation is threatened. While sound management of the water resources is possible, demands and possible critical depletions on an already stressed water supply are possible. This condition can contribute to fire spread.

Specific amendments to the California Fire Code, contained in Ordinance 1 No.\_\_\_\_\_ pursuant to this express finding of local necessity are made to Sections; 2 3 202; 304.1.1; 304.1.2; 304.4.; 304.4.1; 304.5.1; 304.5.2; 304.6.1; 304.6.2; 304.7.1; 4 307.2.1; 312; 503.4; 505.1; 507.5.1; 509.3; 903.1.2; 903.2; 903.2.1.1; 903.2.1.3; 5 903.2.1.4; 903.2.3; 903.2.4; 903.2.7; 903.2.8; 903.2.8.1; 905.4; 4902.1; Appendix 6 B105.2; Appendix D107.1 7 8 9 II. Topographical 10 A. Location on Alluvial Plain 11 The City of Rialto is situated on an alluvial plain, which during seasons of heavy 12 rains, such as a 100-year storm, provides the potential for heavy flooding. This 13 14 additional adverse condition can also contribute to the city's inability to respond to 15 emergency situations requiring responding fire suppression personnel. 16 B. Topographical Obstructions 17 Within the City of Rialto, development has occurred and continues to occur, which 18 has resulted in the contribution to severe traffic congestion during the area's peak 19 20 traffic hours. This development is a combination of residential, commercial and 21 industrial structures. This resulting congestion contributes to the probability of 22 delays in responding emergency personnel and apparatus to fires and other life 23 threatening situations. Also, within the area of the City of Rialto there are two 24 Interstate freeways, the I-10 and the I-210, which divides the City into three parts 25 26 (North, Central and South), and three (3) railroads, the former Pacific Electric (East 27 and West), the Metrolink (East and West) and the Union Pacific (East and West). 28

Such topographical obstructions are likely in an emergency situation to create congestion resulting in delays of responding emergency personnel.

Specific amendments to the California Fire Code, contained in Ordinance No.\_\_\_\_\_ pursuant to this express finding of local necessity are made to Sections: 503.2.1; 503.2.3; 503.2.7; 503.4; 507.5.1; 6104.3; Appendix D102.1.1; Appendix D103.1; Appendix D105.4; Appendix D107.1

# III. Geological

### Seismic Hazards:

Within the City of Rialto there is one (1) earthquake fault, the "San Jacinto", and adjacent to the City of Rialto there are four (4) additional faults, the San Andres, Cucamonga, Chino Central Avenue and San Jose faults. In the event of a severe earthquake, these faults present the potential for a catastrophic damage throughout the City, including extensive damage to buildings, fire, damage to major infrastructure including water and sewer distribution lines, roadways, bridges and railroad right-of ways, and other impairments to the movement of emergency apparatus and personnel.

Specific amendments to the California Fire Code, contained in Ordinance No.\_\_\_\_\_ pursuant to this express finding of local necessity are made to Sections:

1	503.2.3; 6104.3; Appendix D102.1.1; Appendix D103.1; Appendix D105.4;
2	Appendix D107.1
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5	NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO DOES
6	HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:   Section 1: The City of Rialto establishes the modifications to the 2019 Edition of the
7 8	California Fire Code, as outlined in Ordinance No and No because of local climatic,
9	geographical and topographical conditions as described in the recitals to this resolution.
10	Section 2: The amendments are necessary to protect life, property and to deal with high
11	fire hazards, limited water supplies, built in fire protection, such as fire sprinkler systems and the
12	storage, handling and use of flammable and combustible liquids and hazardous materials.
13 14	Section 3: A copy of this Resolution and Amendments shall be forwarded to the California
15	Building Standards Commission.
16	Section 4: A copy of the Resolution shall be incorporated and filed.
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18	WHEREFORE, this Resolution is passed, approved and adopted this day of
19	, 2020.
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	DEBORAH ROBERTSON, Mayor
22	ATTEST:
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24	BARBARA McGEE, City Clerk
25	APPROVED AS TO FORM:
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27	
28	, City Attorney
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1	STATE OF CALIFORNIA)COUNTY OF SAN BERNARDINO) ss
2	CITY OF RIALTO )
3	
4	I, Barbara McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing
5	Resolution No was duly passed and adopted at a regular meeting of the City Council of the
6	City of Rialto held on the day of, 2020.
7	Upon motion of Council Member, seconded by Council Member
8	, the foregoing Resolution No was duly passed and adopted.
9	Vote on the motion:
10	AYES:
11	NOES:
12	ABSENT:
13	IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of
14	Rialto this day of, 2020.
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20	BARBARA MCGEE, CITY CLERK
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