



**Contra
Costa
County**

To: Board of Supervisors
From: Jason Crapo, County Building Official
Date: December 6, 2016

Subject: RATIFY Moraga-Orinda Fire Protection District Ordinance No. 16-02, adopting the 2016 California Fire Code with amendments

RECOMMENDATION(S):

1. RATIFY Moraga-Orinda Fire Protection District Ordinance No. 16-02, with the modifications attached to this Board Order.
2. DIRECT the Clerk of the Board of Supervisors to provide a certified copy of this Board Order to the Moraga-Orinda Fire Protection District within 15 days of this ratification, pursuant to Health and Safety Code section 13869.7.

FISCAL IMPACT:

None.

BACKGROUND:

Whenever a fire protection district adopts an ordinance that establishes building standards relating to fire safety that may be more stringent than State Fire Marshal and State Building Standards Code requirements, the fire protection district's regulations are not effective within the jurisdictional boundaries of the unincorporated area of the County unless and until the Board of Supervisors ratifies the ordinance. (Health and Safety Code, § 13869.7.)

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **12/06/2016** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: December 6, 2016

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Jason Crapo,
925-674-7722

cc:

This Board Order ratifies the Moraga-Orinda Fire Protection District's adoption of the 2016 California Fire Code with the District's local amendments. This Board Order modifies the District's ordinance by providing for the retention

BACKGROUND: (CONT'D)

of Board of Supervisors' discretion for final County approval of entitlements, completion of development improvements, and issuance of County stop work orders within the unincorporated areas of the County that are within the Moraga-Orinda Fire Protection District. This Board Order also provides for the retention of the County's authority to regulate when State-adopted building standards codes and related codes are involved in order to achieve unincorporated area uniformity for matters such as park access, public road standards, and street names.

CONSEQUENCE OF NEGATIVE ACTION:

If the Moraga-Orinda Fire Protection District Ordinance No. 16-02 is not ratified, the ordinance would not be effective in the unincorporated area of the County within the District.

CHILDREN'S IMPACT STATEMENT:

None.

ATTACHMENTS

Moraga-Orinda Fire District Staff Report and Ordinance 16-02
County Modifications to MOFD Ordinance