

**RESOLUTION NO. \_\_\_\_-2019**

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL  
ADOPTING LEGISLATIVE FINDINGS SUPPORTING AMENDMENTS AND  
CHANGES TO THE CALIFORNIA STATE BUILDING STANDARDS CODE AS  
CONTAINED IN CHAPTER 15.05 (THE CALIFORNIA FIRE CODE) OF THE  
FORT BRAGG MUNICIPAL CODE**

**WHEREAS**, the 2016 California Building Standards Code has been amended and adopted by the California Building Standards Commission; and

**WHEREAS**, the California Fire Code, which is Part 9 of the California Building Standards Code, is part of the triennial amendment and adoption by the California Building Standards Commission; and

**WHEREAS**, the City of Fort Bragg ("City") wishes to adopt fire code regulations in accordance with law and to use the most updated regulations for fire protection within the City; and

**WHEREAS**, Government Code § 50022.2 authorizes cities to enact ordinances adopting any code by reference; and

**WHEREAS**, the City adopted the California Fire Code, California Code of Regulations, Title 24, Part 9, 2016 Edition on September 25, 2017, as set forth in Chapter 15.05 of the Fort Bragg Municipal Code (California Fire Code); and

**WHEREAS**, because of the City's unique climatic, geologic, and topographic conditions, the City desires to make amendments and additions to the building and fire code regulations, as set forth in Ordinance 951-2019; and

**WHEREAS**, pursuant to California Health and Safety Code § 17958, the City Council of the City of Fort Bragg determined that a departure from the California Fire Code, Part 9 of the California Building Standards Code, 2016 Edition, is reasonably necessary because of local climatic, geologic and/or topographic conditions.

**WHEREAS**, based on all the evidence presented, the City Council finds as follows:

1. Modifications and changes to the California Fire Code, as set forth in Chapter 15.05 of the Fort Bragg Municipal Code, are required in order to provide specific and greater protections to the public health, safety and welfare than are afforded by the California Building Standards Code due to local climatic, geological, and topographical conditions. The legislative findings for such modifications and changes are made pursuant to California Health and Safety Code § 17958.7 as set forth in Exhibit A to this Resolution and by this reference incorporated herein.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of Fort Bragg does hereby resolve that this Resolution shall become effective on the same date as Ordinance No. 951-2019, which amends the California Fire Code, California Code of Regulations, Title 24,

Part 9, 2016 Edition, as adopted in Chapter 15.05 of the Fort Bragg Municipal Code (California Fire Code). The City Clerk is hereby authorized and directed to transmit a certified copy of this Resolution to the California Building Standards Commission of the State of California.

**The above and foregoing Resolution was introduced by Councilmember \_\_\_\_\_, seconded by Councilmember \_\_\_\_\_, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 9th day of September, 2019, by the following vote:**

**AYES:  
NOES:  
ABSENT:  
ABSTAIN:  
RECUSED:**

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**WILLIAM V. LEE  
Mayor**

**ATTEST:**

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**June Lemos, CMC  
City Clerk**