1		ORDINANCE NO.		
2	AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF			
3	RIVERSIDE, CALIFORNIA, AMENDING TITLE 16 OF THE RIVERSIDE MUNICIPAL CODE BY AMENDING CHAPTER 16.32 TO ADOPT BY REFERENCE THE CALIFORNIA FIRE CODE, 2019 EDITION, WITH AMENDMENTS THERETO.			
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5	The City Council of the City of Riverside does ordain as follows:			
6	Section 1: The Table of Contents for Chapter 16.32 of the Riverside Municipal Code			
7	entitled "Fire Prevention" is hereby amended to read as follows:			
8	"Chapter 32 – Fire Prevention			
9	Sections:			
10	16.32.010	Reference to Fire Code.		
	16.32.037	Section 104.1 added – General Authority.		
11		Section 104.1 added General Mathority.		
12	16.32065	Section 104.9 amended – Alternative Materials and Methods.		
13	16.32.125	Section 105.69 amended – Covered and Open Mall Buildings.		
14	16.32.130	Section 105.6.16 amended – Flammable and Combustible Liquids.		
1.5	16.32.135 16.32.137	Section 105.20 amended – Hazardous Materials. Section 105.6.22 added – High-piled Storage.		
15	16.32.137	Section 105.6.2 23 amended – Hot Work Operations.		
16	16.32.145	Section 105.6.32 amended – Open Burning.		
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17	16.32.155	Section 105.6.52 amended – Christmas Tree and Pumpkin Sales Lots.		
18	16.32.157	Section 105.7.9 added – Flammable and Combustible Liquids.		
	16.32.160	Section 106.1 amended – Fees.		
19	16.32.162	Section 106.2 amended - Schedule of permit fees.		
20	16.32.164	Section 106.2.1 amended - Afterhours Plan Review and Inspections.		
20	16.32.166	Section 106.3 amended – Work Commencing before Permit Issuance.		
21	16.32.168	Section 106.5 added – Refunds.		
	16.32.170 16.32.175	Section 109 amended – Board of Appeals. Section 110.3.4 amended - Unauthorized Tampering.		
22	16.32.175	Section 110.4 amended - Unauthorized Tampering. Section 110.4 amended - Violation Penalties.		
23	16.32.185	Section 110.4 amended - Violation Tenaties. Section 110.4.1 amended - Abatement of Violation.		
23	16.32.190	Section 112.4 amended - Failure to Comply.		
24	16.32.195	Section 113 amended - Authority to Disconnect Service Utilities.		
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25	16.32.227	Section 305.1 added – Clearance from Ignition Sources.		
26	16.32.228	Section 305.4 added – Deliberate or Negligent Burning.		
27	16.32.270	Section 307.5 amended – Attendance.		
	16.32.272	Section 308.1.4 added – Open-flame Cooking Devices.		
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1	16.32.277	Section 404.2.3 added - Lockdown Plans.		
2	16.32.290	Section 503.4.2 amended – Emergency Fire Lane.		
3	16.32.297	Section 503.7 added – Automatic Infrared Gate System.		
4	16.32.330	Section 510.1.1 amended – Emergency Responder Radio Coverage.		
5	16.32.331 16.32.332	Section 510.3 added – Permit required. Section 805 added – Upholstered Furniture and Mattresses in New and Existing		
6		Buildings.		
7	16.32.333 16.32.334	Section 806 added – Natural Decorative Vegetation in New and Existing Buildings. Section 807 added – Decorative Materials and Artificial Decorative Vegetation in New and Existing Buildings.		
8	16.32.377	Appendix B Table B105.2 amended – Required Fire Flow for Buildings Other		
9	10.32.377	Than One- and Two-Family Dwellings, Group R-3 and R-4 Buildings and		
10		Townhouses.		
11	16.32.390	Hazardous Materials Clean-up Cost Recovery."		
12	Section 2: Section 16.32.020 of the Riverside Municipal Code is hereby amended as			
13	follows:			
14	"Section 16.32.020 International Fire Code Adopted – Filed with Fire Marshall.			
15	The 2018 International Fire Code as amended by the California State Fire Marshal, also known as the			
16	2019 California Fire Code ("this Code"), including Appendices Chapter 4, B, C, E, F, G, I, M, and O			
17	which prescribes regulations consistent with nationally recognized good practice for the safeguarding,			
18	to a reasonable degree, of life and property from the hazards of fire and explosion arising from the			
19	storage, handling and use of hazardous substances, materials and devices and from conditions			
20	hazardous to life or property in the use or occupancy of buildings or premises, is adopted and by this			
21	reference is made a part of this Code with the force and effect as though set out herein in full, with			
22	the exception of the parts expressly excepted and deleted or as amended by this Chapter. One copy of			
23	this Code has been certified as a true copy, is on file and open to public inspection in the Office of the			
24	Fire Marshall."			
25	Section	on 3: Section 16.32.030 of the Riverside Municipal Code is hereby amended as		
26	follows:			

deleted and not adopted are:

One of the control of The chapters, sections, paragraphs, and parts of the California Fire Code which are excepted,

"Section 16.32.030 Sections deleted and not adopted.

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1. Part 2, Division II, Sections 105.6.1, 105.6.3, 105.6.5, 105.6.6, 105.6.7, 105.6.8, Table 105.6.8, 105.6.10, 105.6.11, 105.6.15, 105.6.16, 105.6.24, 105.6.25, 105.6.49."

Section 4: Section 16.32.037 of the Riverside Municipal Code is hereby added as follows:
 "Section 16.32.037
 Section 104.1 added – General Authority.

Section 104.1 is added in its entirety to read as follows:

The fire code official is hereby authorized to enforce the provisions of this code. The fire code official shall have the authority to render interpretations of this code and to adopt policies, procedures, rules and regulations in order to clarify the application of its provisions. Such interpretations, policies, procedures, rules and regulations shall be in compliance with the intent and purpose of this code. Such policies, procedures, rules and regulations shall not have the effect of waiving requirements specifically provided for in this code."

Section 5: Section 16.32.065 of the Riverside Municipal Code is hereby amended as follows:

"Section 16.32.065 Section 104.9 amended – Alternative Materials and Methods.

Section 104.9 is amended to read as follows:

The provisions of this code are not intended to prevent the installation of any material or to prohibit any design or method of construction not specifically prescribed by this code, provided that any such alternative has been approved. An alternative material, design or method of construction where the fire code official finds that the proposed design is satisfactory and complies with the intent of the provisions of this code, and that the material, method or work offered is, for the purpose intended, not less than the equivalent of that prescribed in this code in quality, strength, effectiveness, fire resistance, durability and safety. Where the alternative material, design or method of construction is not approved, the fire code official shall respond in writing, stating the reasons why the alternative was not approved."

Section 6: Section 16.32.125 of the Riverside Municipal Code is hereby amended as follows:

"Section 16.32.125 Section 105.6.9 amended – Covered and Open Mall Buildings.

Section 105.69 is amended to read as follows:

feet including aisles, of high-piled storage."

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combustible liquids.

To install, repair or modify a pipeline for the transportation of flammable or

- 2. To install, construct or alter tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used.
- 3. To install, alter, remove, abandon or otherwise dispose of a flammable or combustible liquid tank."
- <u>Section 14:</u> Section 16.32.160 of the Riverside Municipal Code is hereby deleted in its entirety and replaced with the following:

"Section 16.32.160 Section 106.1 amended - Fees.

Section 106.1 is amended in its entirety to read as follows:

A permit shall not be issued until the fees have been paid, nor shall an amendment to permit be released until the additional fee, if any, has been paid."

<u>Section 15:</u> Section 16.32.165 of the Riverside Municipal Code is hereby deleted in its entirety.

Section 16: Section 16.32.162 of the Riverside Municipal Code is hereby added as follows:

"Section 16.32.162 Section 106.2 amended – Schedule of permit fees.

Section 106.2 is amended in its entirety to read as follows:

A fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority."

Section 17: Section 16.32.164 of the Riverside Municipal Code is hereby added as follows:

"Section 16.32.164

Section 106.2.1 amended – Afterhours plan review and inspections.

Section 106.2.1 is amended in its entirety to read as follows:

At the discretion of the Fire Marshal, the Fire Prevention Division may make an emergency inspection, complete plan review, or perform inspection services during other than normal working hours upon the request of the applicant. The charge for afterhours plan review or inspection services shall be two and one-half times the hourly wage rate of the plan reviewer or inspector providing the service, or as otherwise set by resolution of the City Council. Such service for each hour or any portion thereof, shall be in addition to any other fees that may have been paid or are due. Afterhours plan review requests require a minimum one hour service charge, and inspection requests require a minimum two hour service charge."

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Section 16.32.166 of the Riverside Municipal Code is hereby added as follows: Section 18: "Section 16.32.166 Section 106.3 amended – Work Commencing before Permit Issuance.

Section 106.3 is added in its entirety to read as follows:

A person who commences any work, activity or operation regulated by this code before obtaining the necessary permits shall be subject to an additional fee established by the applicable governing authority, which shall be in addition to the required permit fees."

Section 16.32.168 of the Riverside Municipal Code is hereby added as follows: Section 19: "Section 16.32.168 Section 106.5 added – Refunds.

Section 106.5 is added in its entirety to read as follows:

The applicable governing authority is authorized to establish a refund policy."

Section 16.32.170 of the Riverside Municipal Code is hereby amended as Section 20: follows:

"Section 16.32.170 Section 109 amended – Board of Appeals.

Section 109 is amended to read as follows:

In order to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be the Public Safety Committee of the City of Riverside. The fire code official shall be an ex officio member of said board but shall have no vote on any matter before the board. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the fire code official.

An application for appeal shall be based on a claim that the intent of this code or the rules legally adopted hereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or an equivalent method of protection or safety is proposed. The board shall have no authority to waive requirements of this code."

Section 21: Section 16.32.175 of the Riverside Municipal Code is hereby amended as follows:

"Section 16.32.175 Section 110.3.4 amended – Unauthorized Tampering.

Section 110.3.4 is amended to read as follows:

Signs, tags or seals posted or affixed by the fire code official shall not be mutilated, destroyed or tampered with, or removed, without authorization from the fire code official."

Section 22: Section 16.32.180 of the Riverside Municipal Code is hereby amended as follows:

"Section 16.32.180 Section 110.4 amended – Violation Penalties.

Section 110 is amended by amending Section 110.4 in its entirety to ready as follows:

In addition to other enforcement provisions applicable to this Code, persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of an infraction or misdemeanor, punishable by a fine of not more than \$1,000.00 dollars or by imprisonment not exceeding 6 months in jail, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

Section 23: Section 16.32.185 of the Riverside Municipal Code is hereby amended as follows:

"Section 16.32.185 Section 110.4.1 amended - Abatement of Violation.

Section 110.4.1 is amended to read as follows:

In addition to the imposition of the penalties herein described, the fire code official is authorized to institute appropriate action to prevent unlawful construction or to restrain, correct or abate a violation; or to prevent illegal occupancy of a structure or premises; or to stop an illegal act, conduct of business or occupancy of a structure on or about any premises."

Section 24: Section 16.32.190 of the Riverside Municipal Code is hereby amended as follows:

"Section 16.32.190 Section 112.4 amended – Failure to Comply.

Section 112 is amended by amending Section 112.4 to read as follows:

Any person who shall continue any work after having been served with a stop work order,

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follows:

Section 29:

Section 16.32.270 of the Riverside Municipal Code is hereby amended as

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Section 503 is amended by amending Section 503.4 in its entirety to read as follows:

No person shall place, store or park any object, material or vehicle in any established exit way,

driveway, gateway, alleyway, designated fire lane or any access roadway required by Section of this Code, whether of public or private property, which could hamper the egress of building occupants from or the ingress of Fire Department emergency vehicles to any occupied structure. When any such obstructions are found that might, in the opinion of the fire code official, delay or impede the egress of occupants or the ingress of Fire Department emergency vehicles, such object, material or vehicle shall be immediately removed when so order by the fire code official. When such obstacle is a vehicle and signs are posted indicating a fire lane or prohibiting parking giving notice of removal and the Police Department telephone number, the vehicle shall be immediately removed by the owner or other responsible person in charge of the vehicle or the Police Department or Fire Department may cause its removal. The person causing the removal of such vehicle shall comply with the requirements of Section 22500.1 and 22514 of the California Vehicle Code. A notice to appear and or parking ticket may be issued for any vehicle, whether attended or unattended, stopped, parked or left standing contrary to the provisions of this subsection instead of or in addition to the removal of such vehicle."

Section 33: Section 16.32.290 of the Riverside Municipal Code is hereby amended as follows:

"Section 16.32.290 Section 503.4.2 amended – Emergency Fire Lane.

Section 503.4 is amended by amending Section 503.4.2 to read as follows:

Emergency fire lanes for temporary street closures shall have an unobstructed width of not less than 12 feet when approved by the fire code official."

Section 34: Section 16.32.297 of the Riverside Municipal Code is hereby added as follows:
 "Section 16.32.297
 Section 503.7 added – Automatic Infrared Gate System.

Section 503 is amended by adding Section 503.7 to read as follows:

All new electric emergency access gates shall have installed an automatic opening infrared gate system approved by the fire official."

Section 35: Section 16.32.305 of the Riverside Municipal Code is hereby deleted in its entirety.

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- B. All New Buildings. An automatic sprinkler system shall be installed and maintained in operable condition in all new buildings. All systems shall conform to the National Fire Protection Association Standards 13, 13D, and 13R and the Riverside Fire Department Standards and Policies.
- 1. NFPA 13D local water flow alarm shall be provided on a fire sprinkler system in homes. The water flow alarm shall be located on the exterior of the structure at an approved location by the fire department.
- 2. NFPA 13D fire sprinkler system shall have a lead free (2)- single check valves in line or one dual check valve on the riser.

EXCEPTIONS:

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3. Group S occupancies, less than 5,000 square feet in floor area, that are accessory to uses such as golf courses, tree nurseries, parks, farms, etc. Administrative and clerical office use area may not exceed 25 percent of the floor area of the major use. Additionally, the site must be zoned RE, RA-5 or RC.

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10. Aircraft hangars, pursuant to California Fire Code, Section 914.8

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Section 41: Section 16.32.377 of the Riverside Municipal Code is hereby added as follows:

"Section 16.32.377 Appendix B Table B105.2 amended – Required Fire Flow for Buildings

Other Than One- and Two-Family Dwellings, Group R-3 and R-4 Buildings and Townhouses.

Appendix B Table B105.2 is amended by amending Table B105.2 to read as follows: The minimum fire flow is to be 50% of the valve in Table B105.1(2)^a and Table B105.1(2)^b."

Section 42: The City hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060, subdivision (c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15061, subdivision (b)(3) (there is no possibility the activity in question may have a significant effect on the environment). In addition to the foregoing general exemptions, the City Council further finds that this ordinance is categorically exempt from review

1	under CEQA under the Class 8 Categorical Exemption (regulatory activity to assure the protection of				
2	the environment), CEQA Guidelines section 15308.				
3	ADOPTED by the City Council this day of, 2019.				
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6	Mayor of the City of Riverside				
7	Attest:				
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10	City Clerk of the City of Riverside				
11	I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the				
12	foregoing ordinance was duly and regularly introduced and adopted at a meeting of the City Council				
13	on the day of, 2019, by the following vote, to wit:				
14	Ayes:				
15	Noes:				
16	Absent:				
17	Abstain:				
18	IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the				
19	City of Riverside, California, this day of, 2019.				
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22	City Clerk of the City of Riverside				
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28	19-1108 KJS 10/24/19				