

## **Title 8**

### **HEALTH AND SAFETY**

#### **Chapters:**

- 8.08 Repealed by Ordinance**
- 8.10 Repealed by Ordinance**
- 8.12 Campgrounds and Tent Spaces**
- 8.16 Garbage Collection Regulations**
- 8.20 Repealed by Ordinance**
- 8.27 Medical Marijuana Cultivation**
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- 8.32 Temporary or Portable Restrooms**
- 8.36 Mining and Reclamation**
- 8.40 Hazardous Waste Management**
- 8.44 Controlled Debris Burning**
- 8.48 Fireworks Use and Restrictions**
- 8.50 Fire Safety Regulations (New)**

**Chapter 8.08**

**Repealed by Ordinance**

**Chapter 8.10**

**Repealed by Ordinance-**

## **Chapter 8.16**

### **GARBAGE COLLECTION REGULATIONS**

Sections:

- 8.16.010 Definitions.
- 8.16.020 Proper disposal of garbage and rubbish--Containers.
- 8.16.030 Responsibility to keep and empty garbage can.
- 8.16.040 Removal of own garbage--Removal permit.
- 8.16.050 Contract right of city.
- 8.16.060 Responsibilities of contractor--Insurance.
- 8.16.070 Bond of contractor.
- 8.16.080 Equipment, hours, rates.
- 8.16.100 Sanitation inspections--Compliance orders.
- 8.16.110 Interference with garbage collector.
- 8.16.120 Violation--Penalty.

**8.16.080 Equipment, hours, rates.**

The contract provided for in Section 8.16.050 shall also provide for the type of equipment to be used in the collection of the garbage, the hours for the collection thereof, and the rates to be charged therefor. The city council, by resolution adopted from time to time, may fix the type of equipment to be used by such garbage collector, hours during which garbage may be collected on Main Street in the city of Angels, and the amount of fees and charges which may be made in connection therewith. Such garbage collector shall not be entitled to increase the fees, charges or compensation expressly set forth in the contract, except with the approval and consent of the city council. Such or any contract or agreement entered into after the adoption of the ordinance codified in this chapter under and pursuant to the terms of this chapter may be revoked at any time by the city council for noncompliance with the terms of this chapter or of the contract. (Ord. 126 §9, 1946)

**8.16.100 Sanitation inspections--Compliance orders.**

A. The health officer or other duly authorized representative of the city of Angels may visit all premises within the corporate limits of the city from time to time and examine the sanitary condition of the premises to determine whether the provisions of this chapter are being complied with.

B. Upon notification by the health officer or other representative of the city, all persons, firms and corporations, including the contractor, shall comply with the provisions of this chapter or be guilty of a misdemeanor.

C. In all cases, all disputes or complaints arising from or concerning the place where receptacles for garbage or stacks or piles of rubbish shall be placed awaiting removal of the stacks or piles or the contents of the receptacles, the quantities to be removed, the number of times of removal, or the rates charged, the health officer or other duly authorized representative of the city shall designate the place, the estimated quantity, the time and manner of removal and the rates to be charged and made applicable thereto, which decision so made shall be final. (Ord. 126 §11, 1946)

**Chapter 8.20**

**Repealed by Ordinance**

## **Chapter 8.44**

### **CONTROLLED DEBRIS BURNING**

#### Sections:

- 8.44.010 Definitions.
- 8.44.020 Allowable burning within city limits.
- 8.44.030 Burning times and restrictions.
- 8.44.040 Burning requirements.
- 8.44.050 Obtaining a burning permit.
- 8.44.060 Escape control burns.
- 8.44.070 Violation of this chapter.
- 8.44.080 Appeals.
- 8.44.090 Hearing procedure.
- 8.44.100 Decision on appeal.

#### **8.44.010 Definitions.**

- A. "Fire chief" means the city fire chief or any authorized representative.
- B. "Fire marshal" means the city fire marshal or his assistant.
- C. "Burn hours" are the hours of the day that open burning is permitted, as determined by the state and the Air Quality Management District.
- D. "The state" for this chapter will mean the California Department of Forestry and Fire Protection (CAL FIRE).
- E. "Green waste" means any organic material such as grass, leaves, bushes, or trees. (Ord. 452 (part), 2012)

#### **8.44.020 Allowable burning within city limits.**

- A. Only vegetation grown upon the property where the permit is issued will be allowed to be burned.
- B. Burning trash, garbage and construction material is prohibited.
- C. The intent of this chapter is to allow property owner and/or permit holder to incinerate green waste on the property during times of permitted burning.
- D. The city encourages the use of controlled debris burning. Burning permits will not be unreasonably withheld from a resident. (Ord. 452 (part), 2012)

#### **8.44.030 Burning times and restrictions.**

- A. Unless otherwise determined, the city will follow the burning hours adopted by the state.
- B. During months not designated as "fire season," open burning will generally be allowed without time restrictions. During months designated as "fire season," open burning hours generally will be from seven p.m. to eight a.m. and may be modified due to local weather conditions either present or predicted.
- C. Open burning in general may be restricted or cancelled altogether by order of the fire chief in conjunction with the state due to weather or fire conditions either present or predicted.
- D. The burning season (months) will be set by the fire chief and the fire marshal in conjunction with the state. (Ord. 452 (part), 2012)

#### **8.44.040 Burning requirements.**

- A. The day must be an approved burn day according to both the state and AQMD (Air Quality Management District). This is determined by calling the phone numbers included on the burning permit.

B. The burn pile may not exceed four feet in diameter and four feet in height; it also must have a minimum of ten feet of bare mineral earth clearance around the pile from any combustible materials, including overhanging tree branches. Property owners and/or permit holders that have a parcel larger than five acres in size are also required to obtain a permit from Calaveras County air pollution control department. Property owners and/or permit holders with parcels of any size can submit a request for an increase in burn pile size. The request shall be investigated by the fire marshal to determine safety and need for additional pile size. The fire marshal's decision shall be posted on the burn permit either granting or denying the request and any special circumstances that may exist.

C. An adult must be present during burning and have immediately available a method for applying water and a shovel at all times that the pile is burning.

D. Burn piles must be extinguished if the fire department determines that smoke is a nuisance or health hazard for neighboring properties.

E. The use of burn barrels for the purpose of burning garbage, green waste debris, construction material, and any other form of household debris will not be permitted. (Ord. 452 (part), 2012)

**8.44.050 Obtaining a burning permit.**

A. During fire season, prior to any open burning, the applicant must obtain a city burning permit. Permit for burning is designed to and advises the permit holder of the rules, regulations, and dangers associated with burning and provides guidance on how to achieve a successful burn operation. Permits will be issued at no cost to property owners and/or permit holders in the city.

1. The permit may be issued by any member of the city staff authorized by the fire chief.

2. The hours of issuance will be Sunday through Monday from eight a.m. until five p.m. at and from nine a.m. until four p.m. on the weekends at Fire Station No. 1, located at 1404 Vallecito Road, Angels Camp, CA or available online.

4. Persons responsible for burn operations must have in their possession a valid burn permit.

5. The City Council shall establish a schedule of fees for the issuance and processing of burn permits and enforcement of this Chapter. This schedule may be reviewed, approved and modified by resolution of the City Council.

a. Fees shall be sufficient to cover the costs for issuance and processing of burn permits for review of applications, specifications, field inspections; and, for other services as may be necessary to ensure compliance with the provisions of this Chapter.

**8.44.070 Violation of this chapter.**

A. Any person or persons found to be in violation of any part of this chapter are guilty of an infraction and shall have their burning permit revoked and lose the privilege to burn debris. They may also be subject to a citation/fine issued by the city of Angels. These subsequent offenses may be considered a misdemeanor instead of an infraction, and submitted to the county district attorney for prosecution.

B. In addition to a citation/fine, persons in violation of this chapter may also be subject to civil suit for any debris burns that escape control and cause damage, injury, or loss of life.

C. Property owners and/or permit holders shall be held responsible for safe and effective debris burning, and shall hold harmless the city of Angels, its fire department, and its staff from any damages, injuries, or loss of life as a result of debris burning.

D. Persons in violation of debris burning offenses may not only be limited to this chapter. They may also be prosecuted for any violations of the state, county or federal law.

**8.44.080 Appeals.**

The property owner and/or permit holder may appeal the decision of the enforcement officer in accordance with the provisions set forth in Title 1, Chapter 1.19.

**Chapter 8.48**

**FIREWORKS USE AND RESTRICTIONS**

Sections:

- 8.48.010 Definitions.
- 8.48.020 Use of fireworks within the city limits.
- 8.04.025 Fireworks sales**
- 8.48.030 Fireworks restrictions.
- 8.48.040 Violation of this chapter.
- 8.48.050 Appeals.
- 8.48.060 Hearing procedures.
- 8.48.070 Decision on appeal.

**8.48.025 Fireworks sales**

Fireworks sales within the city limits require a business license and/or an administrative conditional use permit in accordance with AMC Section 17.06.070.

**8.48.050 Appeals.**

The property owner may appeal the decision of the enforcement officer in accordance with Title 1, Chapter 1.19 of the AMC.



## **Chapter 8.50**

### **FIRE SAFETY REGULATIONS (New)**

#### Sections:

#### **ARTICLE I GENERAL REQUIREMENTS**

- 8.50.010 Definitions
- 8.50.020 Fire Hydrants – General Requirements
- 8.50.030 Fire Hydrants – Water Main
- 8.50.040 Fire Hydrants – Residential Areas
- 8.50.050 Fire Hydrants – Commercial Areas
- 8.50.060 Fire Service Connection
- 8.50.070 Posting Addresses
- 8.50.080 Road and Driveway Standards

#### **ARTICLE II REQUIREMENTS FOR CONSTRUCTION WITHIN THE WUI AND VHFHSZ**

- 8.50.090 Fire Sprinklers
- 8.50.100 Buildings Destroyed by Fire
- 8.50.110 Owner to Remove Weeds and Maintain Defensible Space
- 8.50.120 Owner to Keep Premises Clean
- 8.50.130 Declaration of Public Nuisance
- 8.50.140 Enforcement

#### **ARTICLE III FIRE PREVENTION**

- 8.50.150 Adopted by Reference
- 8.50.160 Definitions

#### **ARTICLE I GENERAL REQUIREMENTS**

##### **8.50.010 Definitions**

- A. “Chief of Fire Prevention” means the fire marshal.
- B. “Cooperation Council” means the attorney for the city of Angles.
- C. “Defensible space” means the area within the perimeter of a parcel, development, neighborhood or community where basic wildland fire protection practices and measures are implemented, providing the key point of defense from an approaching wildfire or defense against encroaching wildfires or structure fires.
- D. “Driveway” A vehicular pathway that serves no more than four residential units and any number of non-commercial or non-industrial utility or miscellaneous group U buildings, as defined by the California Building Code, on each parcel. A driveway shall not serve commercial or industrial uses at any size or scale.
- E. "Enforcement officer" means the fire chief and shall include any official or officials in such department duly appointed by the fire chief or city council to administer the provisions of this chapter. For the purposes of the provisions of this chapter dealing with removal and destruction of weeds and waste, "enforcement officer" shall include any person who, pursuant to contract with the city, is authorized to abate nuisances.
- F. “Fire Apparatus” A vehicle designed to be used under emergency conditions to transport personnel and equipment or to support emergency response, including but not limited to the suppression of fires.
- G. “Fire Chief” means the city fire chief or any authorized representative.

H. "Fire Hazard" means any condition which increases or may cause an increase in the degree of danger from fire over that which is customarily recognized as normal by persons in the public service of preventing or extinguishing fire. It shall also mean any condition or any act which may obstruct, delay or hinder, or may become the cause of an obstruction, delay or hindrance to the prevention, suppression or extinguishment of fire.

I. "Fire Hazard Severity Zones" Fire Hazard Severity Zones (FHSZ) are designated areas that are assessed based on their susceptibility to wildfires and the potential severity of those fires. These zones are typically identified through risk assessment and mapping processes, taking into account factors such as topography, vegetation types, weather patterns, historical fire data, and infrastructure, and are categorized into three different levels: moderate, high, and very high. Within the City of Angels, vegetation management is undertaken in accordance with this code on all parcels in the City Limits regardless of designated FHSZ.

J. "Fire Hydrant" A valved connection on a water supply or storage system for the purpose of providing water for fire protection and suppression operations.

K. "Fuel Break" A strategically located area where the volume and arrangement of vegetation has been managed to limit fire intensity, fire severity, rate of spread, crown fire potential, and/or ember production.

L. "Fuel modification area" shall mean an area where the volume of flammable vegetation has been reduced, decreasing fire intensity and duration.

M. "Municipality" means the City of Angels, California. (Ord. 375 (part), 2000)

N. "Nuisance" means any condition which is or may become a potential health, safety or fire hazard. including, but not limited to: "Nuisance" means any condition or use of premises or of building exterior which is detrimental to the property of others or which poses an immediate or potential health, safety or fire hazard. This includes, but is not limited to, the keeping of, or depositing on, or the scattering over the premises of the following:

1. Weeds, grass, dead trees, lumber;
2. Rubbish, refuse, junk, trash, debris, garbage;
3. Flammable materials;
4. Abandoned, discarded or unused objects or equipment of any type, including, but not limited to, furniture, stoves, refrigerators, freezers, vehicles, cans, or containers:.
5. Obstructions to ingress or egress during emergencies;
6. Any condition as defined in Chapter 1.17.

O. "One-way Road" A Road that provides a minimum of one traffic lane width designed for traffic flow in one direction only.

P. "Owner" as shown on current tax roll, or legal representative parcel, tract, or piece of land.

Q. "Shoulder" A vehicular pathway adjacent to the traffic lane.

R. "Tax collector" shall mean the person collecting property taxes levied on real property for the city.

S. "Traffic Lane" The portion of a road or driveway that provides a single line of vehicle travel.

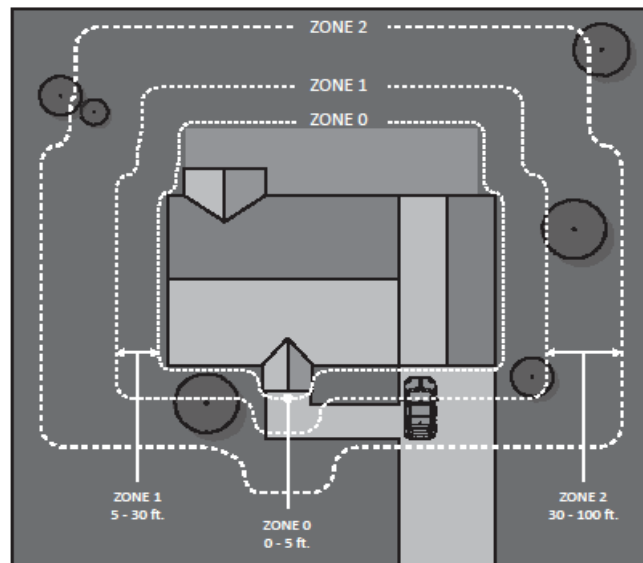
T. "Vertical Clearance" The minimum specified height of a bridge, overhead projection, or vegetation clearance above the road or driveway.

U. "Very High Fire Hazard Severity Zone (VHFHSZ)" An area designated as a very high fire hazard severity zone by the State Fire Marshal pursuant to Section 51178 that is not a state responsibility area.

V. "Weeds" as used in this chapter means any of the following:

1. Vegetation that is or may become a fire hazard as determined by the enforcement officer;

2. Accumulation of dry grass, stubble, brush, litter, garden refuse, cuttings, and other combustible trash which endangers the public safety by creating a fire hazard.
- W. “Wildfire” shall mean a fire burning on lands covered wholly or in part by timber, brush, grass, grain, or other flammable vegetation with such velocity or intensity that it could not be readily controlled with those ordinary tools available to private persons at the fire scene.
- X. “Wildland-Urban Interface (WUI)” refers to areas where human-made structures and development meet or intermingle with undeveloped wildland vegetation. These areas are particularly susceptible to wildfires because they combine the potential for wildland fire ignition and the presence of structures or communities. The WUI includes both the structures and the surrounding vegetation that can act as fuel for wildfires.
- Y. “Zone 0 – Ember resistant zone” shall mean the area within 0-5 feet around all structures and attached decks and requires the most stringent wildfire fuel reduction.
- Z. “Zone 1 – Fuel break zone” shall mean the area between 5 – 30 feet around all structures and attached decks or to the property line, whichever is closer, in which all flammable vegetation or other combustible growth must be removed. The creation of the fuel break shall not require removal of single specimens of trees or other vegetation that is well-pruned and maintained so as to effectively manage fuels and not form a means of rapidly transmitting fire from other nearby vegetation to any structure.
- AA. “Zone 2 – Reduced-fuel zone” shall mean an area between 30-100 feet of all structures and attached decks or to the property line, whichever is closer, in which all brush, flammable vegetation or combustible growth must be removed. The creation of the reduced-fuel zone shall not require removal of single specimens of trees or other vegetation that is well-pruned and maintained so as to effectively manage fuels and not form a means of rapidly transmitting fire from other nearby vegetation to any structure. Grass and other vegetation located more than 30 feet from the structure and less than 18 inches in height above ground may be maintained where necessary to stabilize the soil and prevent soil erosion, or to be maintained as grazing pasture at the discretion of the Fire Chief.



Zones 0, 1, and 2 as described above.

#### 8.50.020 Fire Hydrants – General Requirements

Where land is developed or improved, the land shall conform to the minimum standards set out in this chapter.

- A. Fire protection devices shall be provided as set forth and shall be approved by the city fire chief.

- B. Fire hydrants, distribution lines and appurtenances to provide adequate fire protection shall be furnished in place by the developer.
- C. Fire protection facilities shall be furnished in accordance with the standards of the city and as approved by the fire chief.
- D. Fire hydrants are provided for the sole purpose of extinguishing fires and are to be opened and used only by city or authorized personnel.
- E. A person authorized to open fire hydrants shall use an approved spanner wrench and shall replace the caps on the outlets when not in use.
- F. If temporary service is supplied through a fire hydrant, a permit for the temporary service shall be obtained from the commercial office. The permit shall be exhibited upon the work while water is taken. The city engineer shall approve the permit.
- G. Any person who desires the removal or change in location of a fire hydrant shall make a request in writing to the city. If the fire chief approves the proposed removal or relocation, the owner shall cause to be prepared plans to be approved by the city Engineer, with design and installation costs to be borne by the project proponent.
- F. Lots one acre or less in size for residential use and lots or parcels for commercial use, regardless of size, shall have fire protection water systems complying with the California Fire Code.

**8.50.030 Fire Hydrants – Water Mains**

- A. Water mains in residential areas shall not be less than six inches in diameter.
- B. Water mains in mercantile and manufacturing districts shall not be less than eight inches in diameter.
- C. No feeder line, or main, from the water source, or supply, in residential or commercial areas shall be less in diameter size than the main which it serves.
- D. Water main, in residential or commercial areas, shall be looped to avoid deadends, unless otherwise approved by the city Engineer.

**8.50.040 Fire Hydrants – Residential Areas**

- A. Shall comply with city standards.
- B. Lines connecting residential area hydrants to main water lines shall not be less than six inches in diameter, except as provided in this chapter.
- C. Hydrant spacing in residential areas shall comply with the California Fire Code.
- D. Gate valves not less than six inches in diameter shall be installed between every residential area fire hydrant and the main line. Where gate valves on main lines, will permit main-line or hydrant repairs without eliminating full water flow to more than one hydrant valve between the main line and hydrant will be required in accordance with city standards.
- E. Water source and/or storage, for residential fire protection, shall provide for an uninterrupted water flow, for a sustained period of at least two hours, of the minimum flow requirements as set forth in the California Fire Code.

**8.50.050 Fire Hydrants – Commercial Areas**

- A. Fire hydrants in mercantile and manufacturing districts shall have two two-and-one-half-inch fire hose thread male outlets, with caps and chains, and one four-and-one-half-inch steamer outlet, with cap and chains, and with a full four-and-one-half-inch valve opening, and shall be of dry-barrel, breakaway design.
- B. Lines connecting commercial-area fire hydrants to main water lines shall not be less than six inches in diameter.

- C. Hydrant spacing in commercial areas shall comply with the California Fire Code.
- D. Gate valves not less than six inches in diameter shall be installed between every commercial-area fire hydrant and the main line. Where gate valves on main lines will permit main-line or hydrant repair without eliminating full water flow to more than one hydrant, no valve between the hydrant and the main line will be required in accordance with city standards.
- E. Water source and/or storage for commercial areas shall provide for an uninterrupted water flow, and residual pressure of twenty pounds per square inch, as specified in the California Fire Code. At times of peak demand, residual pressure and minimum gallonage per minute shall be maintained over and above the normal consumptive use for a minimum duration of two hours.

**8.50.060 Fire Service Connection**

- A. Any sprinkler and fire service installation shall be per NFPA-13 and as approved by the fire chief.
- B. Each fire service shall have a detector check valve of a pattern and design approved by the city. A detector check valve is a spring-loaded or weight-loaded swing check valve equipped with a metered bypass.
- C. Water furnished through a fire service shall be used only for extinguishing fires or for authorized testing of the firefighting system. If a consumer wishes a test, he shall notify the Public Works Department at least two working days before making the test.

**8.50.070 Posting Addresses**

- A. Pursuant to California Residential Code, Title 24, Part 2.5, Chapter 3, Section R319.1 Address Identification: Buildings shall be provided with approved address identification. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall contrast with their background. Address numbers shall be Arabic numbers or alphabetic letters. Numbers shall not be spelled out. Each character shall be not less than 4 inches (102 mm) in height with a stroke width of not less than 0.5 inch (12.7 mm). Where required by the fire code official, address identification shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road and the building address cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure. Address identification shall be maintained.

**8.50.080 Road and Driveway Standards**

Road and driveway standards are found in AMC Sections 16.24.065 and 17.69.080.

**ARTICLE II REQUIREMENTS FOR NEW CONSTRUCTION WITHIN THE WUI AND VHFHSZ**

**8.50.090 Fire Sprinklers**

- A. An automatic sprinkler system shall be installed and maintained in all newly constructed buildings or structures not meeting the exceptions established by Section 701A.3 of Chapter 7A of the California Building Code.
- B. An automatic sprinkler system shall be installed in all buildings in excess of 3,000 sq. ft. which have ten per cent (10%) or more floor area added within any 36-month period.
- C. An automatic sprinkler system shall be installed in all buildings which have fifty percent (50%) or more floor area added, or any "substantial remodel" as defined in this code, within any 36-month period.
- D. An automatic sprinkler system installed in accordance with Section 903.3.1.3 shall be permitted in Group R-3 occupancies and shall be provided throughout all one- and two-family dwellings regardless of square footage in accordance with the California Residential Code. An automatic sprinkler system shall be installed in all mobile homes, manufactured homes and multi-family manufactured homes with two or more dwelling units in accordance with Title 25 of the California Code of Regulations.
- E. Change of Occupancy or Use. For any change of occupancy or use, when the proposed new occupancy classification is more hazardous based on a fire and life safety evaluation by the Fire Chief, including but not limited

to conversion of buildings to single family residences, accessory dwelling units, bed and breakfast, inns, lodging houses or congregate residences or other similar uses, an automatic sprinkler system shall be installed throughout.

#### **8.50.100 Buildings Destroyed by Fire**

Buildings all or partially destroyed by fire are subject to Angels Municipal Code Chapter 15.06.

#### **8.50.110 Owner to Remove Weeds and Maintain Defensible Space**

It shall be the duty of the owner of land, improved or unimproved, to immediately remove, upon notice by the enforcement officer, any nuisance from the sidewalk abutting or adjoining such parcel of land, including, but not limited to, all grass, weeds, dead trees, tin cans, rubbish, refuse, and waste material or other unsanitary or dangerous substances or objects.

All combustible weeds shall be removed from parcels less than one acre in size. Parcels larger than one acre shall be clear of all weeds within one hundred feet of any structure and thirty feet of any street, driveway and all property lines on improved property. Zones 0,1,2 shall apply to improved parcels.

Unimproved parcels larger than one acre shall be cleared of all combustible weeds within thirty feet of any public access point including, but not limited to, public streets, public roads, trails, parking lots, and sidewalks.

Unimproved parcels larger than one acre shall create a defensible space clear of all weeds a minimum of one hundred feet from any building or structure. Structures less than one hundred twenty square feet with no electricity or plumbing (i.e., do not require a building permit) are exempt. Owners of unimproved parcels larger than one acre may present, in writing, an individual vegetation management plan to the fire chief that creates defensible space to protect structures and buildings. Individual management plans will be reviewed and may be approved at the discretion of the fire chief.

The fire chief may exclude cultivated grasses and pastures where grazing or equivalent practices clearly demonstrate that vegetation is subject to ongoing best agricultural management practices and removal is unnecessary to protect adjacent improved property or ingress/egress routes from fire exposure. If active grazing land must be removed to provide defensible space, compensation will be made to landowners. Compensation shall be based on the square footage of clearance required for defensible space. Per-acre compensation shall be established by the total production value, in dollars, of "cattle and calves" produced for the year divided by the total acres of "rangeland" in production for the year (generally holds steady at one hundred ninety-eight thousand(±) acres) as reported in the Calaveras County annual crop report for the most recent year available. Total compensation to property owners citywide shall not exceed two thousand dollars annually unless otherwise authorized by the city council. "Active grazing land" for the purpose of this section means land where the primary use is or has been livestock grazing for commercial purposes within the preceding three-year period. The landowner would remain responsible for costs associated with providing the necessary defensible space.

Abatement may be accomplished in any manner that reduces weeds as defined in Section 8.10.010, to less than four inches above the soil line and is not in violation of any environmental rules, regulations or statutes applicable within the city.

1. Fire Hazard Reduction Requirements within the City Limits Property shall be maintained in accordance with the defensible space requirements contained in Government Code section 51182 (unless exempted by Government Code section 51183 or 51184) and Public Resources Code section 4291, as applicable and City of Angels Municipal code 8.50.110, whichever is more restrictive
2. The existence of any of the following conditions is prohibited:
  - a. Tree branches within 10 feet of a chimney outlet or stovepipe outlet;
  - b. Dead or dying tree branches adjacent to or overhanging a building;
  - c. Leaves, needles, or other dead vegetative growth on the roof of any structure;
  - d. Brush or other flammable material within 10 feet of a propane tank.

3. Clearance and Treatment. Fire apparatus access roads shall have a minimum width of 24 feet unobstructed horizontal clearance and 15 feet unobstructed vertical clearance. The fuel modification area is required from the point at which the access intersects the road to the structure.
4. Vegetation Management Plans required for new development.

Vegetation Management Plans shall be required for any new subdivision or commercial development within the WUI or VHFHSZ. The plans shall be submitted to the Planning Department and Fire Department concurrently with any plans, or documents required as part of the entitlement application, and shall be consistent with the requirements of Section 4906 of the California Fire Code, Title 24, Part 9.

This chapter shall not be construed to hold the city or any officer, employee, or agent thereof responsible for any damage to persons or property by reason of any inspection authorized herein or for any action or omission in connection with the application or enforcement of this chapter. By adopting the provisions of this chapter, the city does not intend to impose on itself, its employees or agents any mandatory duties of care toward persons and property within its jurisdiction so as to provide a basis of civil liability for damages. (Ord. 512 §2, 2021; Ord. 447 (part), 2010)

#### **8.50.120 Owner to Keep Premises Clean**

It shall be the duty of the owner of any parcel of land, improved or unimproved, to keep such parcel of land free from all public nuisances as defined in Angels Municipal Code Chapter 1.17,

#### **8.50.130 Declaration of Public Nuisance**

A. Whenever any condition exists upon the streets, sidewalks, parkways, or private property within the city which is defined as a public nuisance pursuant to Chapter 1.17, the enforcement officer may declare the same to be a public nuisance.

#### **8.50.140 Enforcement**

Enforcement of this Chapter shall be in accordance with Angels Municipal Code Chapters 1.16, 1.17, 1.18 and 1.19.

### **ARTICLE III: FIRE PREVENTION**

#### **8.50.150 Adopted by reference.**

That edition of the Uniform Fire Code, sponsored by the International Conference of Building Officials and Western Fire Chief's Association, and adopted by the State Fire Marshal, will also be adopted by the city on January 1st following the date adopted by the state. Copies will be on file in the office of the city clerk and fire chief. The city council may amend such code by resolution. Such adoption refers to all regulations and requirements contained therein including the issuance of permits and collection of fees. (Ord. 375 (part), 2000)

#### **8.50.160 Authorization to designate very high fire hazard severity zone.**

A. The fire chief is authorized to designate very high fire hazard severity zones within one hundred twenty days of receiving recommendations from the California Department of Forestry and Fire Protection.

B. The fire chief may designate areas not identified by the California Department of Forestry and Fire Protection following a finding supported by substantial evidence in the record that the requirements for very high fire hazard severity zones are necessary for effective fire protection within the area.

C. The fire chief may decline to designate areas identified by the California Department of Forestry and Fire Protection as very high hazard severity zones following a finding supported by substantial evidence in the record that the requirements for very high hazard severity zones are not necessary for effective fire protection within the area.

D. The building official shall enforce the provisions of Section 3203, Title 24 California Code of Regulations, in all very high hazard severity zones designated by the fire chief. (Ord. 342 §§1--4, 1995).

#### **8.50.170 Appeals.**

Whenever the chief disapproves an application or refuses to grant a permit applied for, or when it is claimed that provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the chief to the city council within thirty days from the date of the decision appealed. Such appeal shall be in writing and explain in what particulars the appellant alleges such portions of the code do not apply, and in which respect such portions of the code have been misconstrued or wrongly interpreted. Such written appeal shall be filed with the city clerk. The review of the appeal shall include findings of fact, any potential setting of precedence, and any legal or liability issues. (Ord. 392 (part), 2002; Ord. 388, 2002; Ord. 375 (part), 2000)

#### **8.50.180 New materials, processes or occupancies which may require permits.**

The city council may, as the need arises, select 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 of the bureau of fire prevention shall post such list in a conspicuous place in his office and distribute copies thereof to interested persons. (Ord. 306 §9, 1990)

#### **8.50.190 Violation—Penalties.**

A. Any person who violates any of the provisions of the code or standards adopted by the ordinance codified in this chapter, or who fails to comply therewith, or who violates or fails to comply with any order made thereunder, or who builds 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 fails to comply with such an order as affirmed or modified by the city or by a court of competent jurisdiction, within the time fixed by the code and standards adopted by the ordinance codified in this chapter, shall severally for each and every such violation and noncompliance, respectively, be guilty of a misdemeanor.

B. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue, and all such persons are required to correct or remedy such violations or defects within a reasonable time, and when not otherwise specified, each ten days that prohibited conditions are maintained constitute a separate offense.

C. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions. (Ord. 514 §3 (Att. G), 2021; Ord. 306 §10, 1990)