

Attachment 'A'

**RESOLUTION 23-\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KEMAN CONCURRING WITH NORTH CENTRAL FIRE PROTECTION DISTRICT BOARD'S ORDINANCE NO. 2022-01 ADOPTING THE 2022 CALIFORNIA FIRE CODE AND CONCURRING WITH RESOLUTION NO. 22-13 FINDING THAT MODIFICATIONS OR CHANGES TO THE CALIFORNIA FIRE CODE ARE REASONABLY NECESSARY AS AMENDED**

WHEREAS, North Central Fire Protection District (the "District") provides the City of Kerman with fire protection and emergency fire suppression services; and

WHEREAS, pursuant to California Health and Safety Code Section 13869.7, District Resolution 22-13 has made express findings concerning the adoption of the updated California Fire Code and modifications thereto that are "reasonably necessary because of local climatic, geological, or topographical conditions"; and

WHEREAS, the District intends to adopt Ordinance No. 22-01, amending the California Fire Code with locally suitable modifications and amendments; and

WHEREAS, City staff has reviewed the District Resolution No. 22-13 and Ordinance No. 2022-01 attached as Exhibit 'A' and 'B', and determined to agree with the findings and modifications as presented by the District; and

WHEREAS, the City of Kerman is required to determine whether to ratify, modify, or deny District Ordinance No. 2022-01 and take related actions.

NOW, THEREFORE IT IS HEREBY FOUND, DETERMINED, RESOLVED, AND ORDERED as follows:

- Section 1. The Council hereby concurs with, and adopts as its own, the express findings of North Central Fire Protection District that modifications to the California Fire Code are reasonably necessary because of local climatic, geological, and topographical conditions, all as set forth in the District's Resolution No. 22-13, attached hereto as Exhibit 'A', and incorporated herein by this reference.
- Section 2. The Council hereby concurs with North Central Fire Protection District Ordinance No. 2022-01, attached hereto as Exhibit 'B', and incorporated herein by this reference. The District's adoption of Ordinance No. 2022-01 on or after January 26, 2023 and subsequent amendments to said Ordinance shall be effective within the City of Kerman from and after the adoption of this resolution.
- Section 3. Notwithstanding the ratification of the District's Ordinance No. 2022-01, nothing contained therein shall be construed to override any more stringent fire protection requirement imposed by the City of Kerman's resolution, ordinance or regulations,

including, but not limited to, the requirements for fire suppression sprinklers imposed by Section 15.04.075 of the Kerman Municipal Code.

Section 4. The Council hereby delegates the enforcement of the ordinance to the District's Fire Chief or his/her authorized representative.

Section 5. The City Clerk is directed to transmit a copy of this resolution to the District within 15 days of its adoption. The City Clerk is further directed to file a copy of the findings of the District, and any findings of the City, County, or City and County, together with the adopted ordinance with the Department of Housing and Community Development, Division of Codes and Standards, 9342 Tech Center Drive, Suite 500, Sacramento, CA 95826

The foregoing resolution was considered by the City Council of the City of Kerman at a regular meeting held on the 11<sup>th</sup> day of January 2023, and adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The foregoing resolution is hereby approved.

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Maria Pacheco  
Mayor

ATTEST:

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Marci Reyes  
City Clerk