



TOWN OF PARADISE

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Management Staff:

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Dwight L. Moore, Town Attorney
Joanna Gutierrez, Town Clerk
Lauren Gill, Assistant Town Manager
Craig Baker, Community Development Director
Dennis Schmidt, Public Works Director/Town Engineer
Chris Jensen, Acting Fire Chief
Chris Buzzard, Police Chief
Gina Will, Finance Director

Town Council:

Scott Lotter, Mayor
Joe DiDuca, Vice Mayor
Steve Woody Culleton, Council Member
Frankie Rutledge, Council Member
Alan White, Council Member

TOWN COUNCIL AMENDED AGENDA

SPECIAL MEETING – 6:00 p.m. – November 22, 2010

Members of the public may address the Town Council concerning any agenda item that has been described in the notice for the Special Meeting before or during consideration of that item. If you wish to address the Town Council, it is requested that you complete a "Request to Address Council" card and give it to the Town Clerk prior to the beginning of the Council Meeting.

1. OPENING

- a. Call to Order
- b. Pledge of Allegiance to the Flag of the United States of America
- c. Roll Call

2. COUNCIL CONSIDERATION

2a. Discuss an ordinance proposed to adopt the mandated 2010 California Building Standards Code (CBSC) Title 24, Parts 1-6 and 8-12; more specifically described as follows:

2010 California Building Code;
2010 California Residential Code;
2010 California Electrical Code;
2010 California Mechanical Code;
2010 California Plumbing Code;

2010 California Fire Code;
2010 California Administrative Code;
2010 California Energy Code;
2010 California Historical Building Code;
2010 California Existing Building Code;
2010 California Green Building Standards Code;
2010 California Referenced Standards Code;

and, including proposed local amendments to the CBSC that are justified by findings of fact relating to local climatic, geologic, or topographical conditions; and consider:

(1) Waiving the reading of entire Ordinance No. ____, and approve reading by title only;

(2) Introducing Ordinance No. ____, An Ordinance of the Town of Paradise Repealing the Paradise Municipal Code Chapter 8.50 and Chapters 15.01, 15.02, 15.03, 15.04, 15.05, 15.06; 15.12, 15.14, 15.16, 15.26 and Adopting New Chapters 15.01, 15.02, 15.03, 15.04, 15.05, 15.06, 15.07, 15.08, 15.09, 15.10, 15.11, 15.12 and 15.13 and Making Findings of Facts Relating to Local Climatic, Geologic, and Topographic Conditions, All Relating to the Adoption of the California Building Standards Code;

(3) Directing the Town Attorney to prepare an ordinance summary to be published at least five days prior to the adoption of the proposed ordinance; and,

(4) Scheduling the second reading and adoption of Ordinance No. ____ on the December 14, 2010 Regular Council Meeting agenda. **(ROLL CALL VOTE)**

4. ADJOURNMENT

STATE OF CALIFORNIA)
COUNTY OF BUTTE)

SS.

I declare under penalty of perjury that I am employed by the Town of Paradise in the Town Clerk's Department and that I posted this Agenda on the bulletin Board both inside and outside of Town Hall on the following date:

TOWN/ASSISTANT TOWN CLERK SIGNATURE

**TOWN OF PARADISE
COUNCIL AGENDA SUMMARY
DATE: November 22, 2010**

ORIGINATED BY: Christopher P. Jensen, Fire Chief **AGENDA ITEM No. 2a**

REVIEWED BY: Dwight L. Moore, Town Attorney, *DLM*
Assist. Manager and Development Services Management Team *yx*
Charles L. Rough, Jr., Town Manager *CLR*

Legal Review	XX	Yes	No	N/A
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SUBJECT: 2010 California Building Code Standards Title 24, Part 1-6 and 8-12 with Town of Paradise Amendments.

RECOMMENDATION:

1. Staff recommends that the Town Council adopt the 2010 California Building Standards Code and the attached Ordinance – which includes Findings of Fact and repeals Paradise Municipal Code Section 8.50 and Sections 15.06, 15.12, 15.14, 15.16, 15.26 in their entirety and creates a new Chapter 15.01-13 which incorporates the Town of Paradise Amendments – and offer the Ordinance for first reading by Title only.

ALTERNATIVE:

1. Decline to adopt the 2010 California Building Standards Code and the attached Ordinance. This will result in the Paradise Municipal Code becoming inconsistent with the State Health and Safety Code Section 17922, which mandates enforcement of the most recent version of the California Building Standards Code by local jurisdictions, and it subjects the Town to adverse action by the State.

BACKGROUND:

The California Building Standards Code (CBSC) is amended by the State every three years with the goal of increased public safety in the built environment. Experience has demonstrated that when the latest building codes are adopted, and properly enforced, losses from catastrophic fire or other natural disasters are dramatically reduced. This increased margin of safety is reflected in local insurance rates by the Insurance Service Organization (ISO), which gives enhanced ratings to jurisdictions that adopt the most up-to-date construction codes, among other criteria.

Enforcement of the CBSC by local jurisdictions is mandated by the California Health and Safety Code. This year, the California Building Standards Commission adopted the 2009 International Building Code; the 2009 International Residential Code; the 2010 California Green Building Code; the 2009 Uniform Plumbing Code; the 2009 Uniform Mechanical Code; the 2009 International Fire Code; and the 2008 National Electrical Code. Together, these codes constitute the 2010 CBSC.

The changes in this three-year cycle are particularly significant, since this is the first code cycle in which the State has incorporated the International Residential Code and the California Green Building Code as part of the CBSC. Incorporation of these new codes, among other things, will result in a requirement for fire sprinklers in all new single-family homes (State adopted requirement) and in addition green-building requirements. The specific impacts that these state-mandated codes may have on building/development will be discussed in more detail during the presentation to the Council.

Because local climatic, geologic, and topographic factors can vary greatly and do directly affect building safety, local amendments to the California Building Standards Code are permitted in accordance with Health and Safety Code Sections 13869.7 and 18941.5 (b), when justified by findings of fact based upon local climatic, geologic, or topographical conditions. The Town may not be less restrictive than the State adopted standards but may be more restrictive in the scope of their findings.

In this code cycle staff reviewed the existing amendments in conjunction with the new codes and has made amendments that are consistent with the findings presented in the Ordinance. Of significance, the Town staff has removed the requirements for automatic fire sprinklers in commercial and industrial buildings over 5,000 square feet. The code in previous years has only related fire protection mainly to the size of the building without or limited consideration to its character and use. In the 2010 codes this has become much more a priority and is now considering these factors in fire protection on size (typically 12,000 square feet) and its use and character, mainly for large assembly occupancies, hazardous occupancies, and furniture stores of any size. Based upon these changes and considerations of the codes renewed proactive approach to fire protection staff felt that this new code approach was consistent with balancing both commercial development and public safety needs within the Town of Paradise.

It is staffs intent to provide training in coordination with other governmental entities within the region and the North Valley Contractors Association as we begin to learn more about all of the new codes and standards. Staff is well

aware of the need for the training which includes our Town staff.

Lastly, staff is concerned about the impact the new codes will have on our current processes and systems, as well as overall development in our community during this recession. A great example of this is the increased review and approval from our engineering and building departments relating to the California Green Building Code that is currently not represented in our fee schedule. This will also allow us an opportunity to review and improve our systems, operations and processes with improved customer service as the goal.

FINANCIAL IMPACT:

Implementation of the 2010 California Building Standards Code will have fiscal impacts to the building industry statewide, as well as locally. The extent of these impacts and whether these impacts will ultimately prove positive or negative from a community's standpoint cannot be accurately judged at this time. There is no General Fund impact with the adoption of the Ordinance amendments; however, indirect impacts will include the costs of training and enforcement of the new State codes and related versions with staff.

Town of Paradise

Ordinance No. 2010-_____

AN ORDINANCE OF THE TOWN OF PARADISE REPEALING PARADISE MUNICIPAL CODE CHAPTER 8.50 (Fire Code) and CHAPTERS 15.01, 15.02, 15.03, 15.04, 15.05, 15.06, 15.12, 15.14, 15.16, and 15.26 AND ADOPTING NEW CHAPTERS 15.01, 15.02, 15.03, 15.04, 15.05, 15.06, 15.07, 15.08, 15.09, 15.10, 15.11, 15.12 AND 15.13 AND MAKING FINDINGS OF FACTS RELATING TO LOCAL CLIMATIC, GEOLOGICAL, AND TOPOGRAPHIC CONDITIONS, ALL RELATING TO THE ADOPTION OF THE CALIFORNIA BUILDING STANDARDS CODE

WHEREAS, the Town Council of the Town of Paradise hereby finds that the public health, safety and welfare will be best protected and served by the adoption of the 2010 California Building Standards Code as established and maintained by the State Building Standards Commission with certain amendments; and

WHEREAS, THE Town of Paradise finds that its jurisdiction has certain climatic, topographic and geologic considerations, as set forth and incorporated herein, that can have a deleterious effect on emergency services such as fire protection and emergency medical services and on structures and buildings ; and

WHEREAS, Section 17958 of the Health and Safety Code mandates that the Town of Paradise adopt ordinances and regulations imposing the same requirements as are contained in the regulations adopted by the State pursuant to the Health and Safety Code Section 17922; and

WHEREAS, Section 17958.5 of the Health and Safety Code authorizes the Town of Paradise to make changes or modifications to such regulations as are reasonably necessary because of climatic, topographic and climatic conditions; and

WHEREAS, Section 18938 et. seq. of the California Health and Safety Code specifies that the California Building Standards Code applies to all occupancies throughout the State; and

1 **WHEREAS**, The Town of Paradise has filed the amendments, additions, or
2 deletions expressly marked and identified as to the applicable findings with the
3 California Building Standards Commission at 2525 Natomas Park Drive, Sacramento,
4 Suite 130, Sacramento, California 95833.

5 **NOW, THEREFORE**, The Town Council of the Town of Paradise does ordain as
6 follows:

7 **SECTION 1.** Chapter 8.50 and Chapters 15.01, 15.02, 15.03, 15.04, 15.05, 15.06,
8 15.12, 15.14, 15.16, and 15.26 of the Paradise Municipal Code are repealed.

9
10 **SECTION 2.** Chapters 15.01, 15.02, 15.03, 15.04, 15.05, 15.06, 15.07, 15.08, 15.09,
11 15.10, 15.11 and 15.12 are hereby added to the Paradise Municipal Code to read as
12 follows:

13
14 **CHAPTER 15.01 FACTS AND FINDINGS**

15 A. **Changes or Modifications.** Pursuant to Section 17958.5, 17958.7 and 18941.5
16 of the State of California Health and Safety Code, the Town of Paradise adopts and
17 amends the 2010 California Building Standards Code (Title 24, Part 2)based on the
18 2009 International Building Code (ICC); the 2010 California Residential Code (Title
19 24, Part 2.5)based on the 2009 International Residential Code (ICC); the 2010
20 California Electrical Code (Title 24, Part 3)based on the 2005 National Electrical
21 Code (NFPA); the 2010 California Mechanical Code (Title 24, Part 4) based on the
22 2009 Uniform Mechanical Code (IAPMO); the 2010 California Plumbing Code (Title 24,
23 Part 5) based on the 2009 Uniform Plumbing Code (IAPMO); the 2010 California Fire
24 Code (Title 24, Part 9) based on the 2009 International Fire Code (IFC); the 2010
25 California Administrative Code (Title 24, Part 1); the 2010 California Energy Code
26 (Title 24, Part 6); the 2010 California Historical Building Code (Title 24, Part
27 8); the 2010 California Existing Building Code (Chapter 10; Title 24, Part 10); the
28

2010 California Green Building Standards Code (Cal Green, Title 24, Part 11) and the 2010 California Referenced Standards Code (Title 24, Part 12).

NOTE: The State of California officially adopted the 2010 California Administrative, Building, Residential, Electrical, Mechanical, Plumbing, Energy, Historical, Fire, Existing Building, Green Building Standards, and Referenced Standards Codes in July of this year, and they become mandatory at the local level effective January 1, 2011.

B. **Findings:** Pursuant to Sections 17958.5, 17958.7 and 18941.5 of the State of California Health and Safety Code, the Town of Paradise has determined and finds the attached amendments, additions and/or modifications are needed and are reasonably necessary because of local climatic, geologic and topographical conditions.

C. **Local Conditions:** Local conditions have an adverse effect on the potential for life and property loss, making necessary changes and modifications to the 2010 California Building Standards Code in order to establish and maintain an environment which will provide the community a desirable level of protection.

1. Climatic Conditions:

1A. On average the Town of Paradise has an annual rainfall of fifty-two to fifty-four inches of rain. However, in the summer months there is little, if any measurable precipitation. Winter months can be characterized by heavy rains and periodic heavy snow falls with accumulations above the 1800 foot level. During the year the temperatures range from the mid 20's to low 100's degrees in the summer months with light to gusty westerly winds. These drying winds mixed with the

density of vegetation, which is dominant throughout the Town, creates a hazardous fuel condition that can have severe consequences.

2. Geographical and Topographical Conditions:

2A. The Town of Paradise is located within Butte County in Northern California. It is approximately 100 miles north of Sacramento and within 15 miles east from the urban community of Chico. The Town of Paradise population is approximately 26,000+ and is the second largest community in Butte County. The Town encompasses 18.6 square miles and was incorporated in 1979. Prior to incorporation the Town was a County mountain community with older construction of light commercial and industrial with a predominant residential character.

2B. The Town of Paradise is located one thousand four hundred (1,400) to two thousand two hundred feet (2,200) above sea level and is bordered by rugged canyons, creating somewhat of a triangular shaped area in which the Town is situated.

2C. This environment has natural vegetative growth that is dense, both in the canyon areas and throughout the Town, which presents a challenge and difficulty in fighting and controlling the spread of wildfires. The Town of Paradise has been identified as a very high fire hazard severity zone pursuant to Government Code Section 51178.5 and 51179 which is based upon the climatic, topographic and geologic conditions combined with the dense vegetation throughout the Town.

2D. The topography of the Town presents problems in delivery of emergency services, including fire protection. Hilly terrain with narrow, winding roads with little circulation, limited escape routes, and limited ingress and egress to access the Town prevents rapid access and orderly evacuations. There are many miles of both public streets and private roads many of which were built years ago and many of the private roads are substandard in design and access capability due to topography.

2E. Combined with these features all weather surfaces based upon the soil and topographic conditions may not be able to support the imposed loads of fire apparatus and reduced accessibility to emergency response personnel. These conditions increase the likelihood of difficulty with approach angles, steep slopes and grades and the ability for emergency response personnel to be effective.

D. **Conclusion:** Local climatic, geologic, and topographic conditions impact the built environment and necessitate amendments to the California Building Standards Code. Therefore, it is found to be reasonably necessary that the State Building Standards Codes be changed or modified to mitigate the effects of the above conditions. Furthermore, California Health and Safety Code Section 17958.7 requires that the modifications or change be expressly marked and identified as to each finding to which it refers. Therefore, the Town of Paradise finds that exhibit "A" attached hereto provides the code sections that have been modified pursuant to the ordinance that are building standards as defined in the Health and Safety Code Section 18909 and the associated referenced conditions or modifications are due to local climatic, geologic and topographical considerations.

Chapter 15.02

2010 California Building Code (Title 24, Part 2) Based upon the International Building Code (ICC)

Sections:

15.02.010 Adoption

15.02.020 Chapter 1, Division II, Section 101.4 Referenced Codes, Amended

15.02.030 Chapter 1, Division II, Section 101.4.1, Gas, Amended

15.02.040 Chapter 1, Division II, Section 101.4.2, Mechanical, Amended

15.02.050 Chapter 1, Division II, Section 101.4.3, Plumbing, Amended

1 15.02.060 Chapter 1, Division II, Section 101.4.5, Fire Prevention, Amended
2 15.02.070 Chapter 1, Division II, Section 103, Dept. of Building & Safety,
3 Deleted
4 15.02.080 Chapter 1, Division II, Section 105.2 Work Exempt from Permits, Add
5 15.02.090 Chapter 1, Division II, Section 105.3.2 Time Limitation of Application,
6 Amended
7 15.02.100 Chapter 1, Division II, Section 105.5 Expiration, Amended
8 15.02.110 Chapter 1, Division II, Section 105.8, Transferability, Added
9 15.02.120 Chapter 1, Division II, Section 107.5 Retention of Construction
10 Documents, Amended
11 15.02.130 Chapter 1, Division II, Section 107.6 Expiration of Plan Review, Added
12 15.02.140 Chapter 1, Division II, Section 109.2 Schedule of Permit Fees, Amended
13 15.02.150 Chapter 1, Division II, Section 109.4 Work Commencing Before Permit
14 Issuance, Amended
15 15.02.160 Chapter 1, Division II, Section 109.6 Refunds, Amended
16 15.02.170 Chapter 1, Division II, Section 110.3.9.1 Special Inspectors, Added
17 15.02.180 Chapter 1, Division II, Section 110.4 Inspection Agencies, Amended
18 15.02.190 Chapter 1, Division II, Section 111.1 Use and Occupancy, Amended
19 15.02.200 Chapter 1, Division II, Section 112.3 Authority to Disconnect Service
20 Utilities, Amended
21 15.02.210 Chapter 1, Division II, Section 114.4 Violation Penalties, Amended
22 15.02.220 Chapter 2, Section 202, Definitions, Added
23 15.02.230 Chapter 15, Section 1505.1.3 Roof Coverings, Amended
24 15.02.240 Chapter 16, Section 1603.1.3 Roof Snow Loads, Amended
25 15.02.250 Appendix "J", Section J102, Definitions, Added
26 15.02.260 Appendix "J", Section J105, Inspections, Added
27 Section 15.02.010 Adoption
28

1 The 2010 California Building Standards Code, Part 2, Volumes 1 and 2,
2 including Appendix "B", "F", "G", "H", "I", "J", known as the California Building
3 Code, as published and adopted by the California Building Standards Commission,
4 including the Town's amendments set forth in this Chapter, is hereby adopted by
5 reference and incorporated herein.

6 **Section 15.02.020 Chapter 1, Division II, Section 101.4, Referenced Codes, Amended**
7 **as follows:**

8 The other codes listed in Sections 101.4.1 through 101.4.5 and referenced elsewhere
9 in this code shall be considered part of the requirements of this code to the
10 prescribed extent of each such reference unless otherwise amended herein.

11 **Section 15.02.030 Chapter 1, Division II, Section 101.4.1, Gas Amended as follows:**

12 The provisions of the California Plumbing Code shall apply to the installation of
13 gas piping from the point of delivery, gas appliances and related accessories as
14 covered in this code. These requirements apply to gas piping systems extending
15 from the point of delivery to the inlet connections of appliances and the
16 installation and operation of residential and commercial gas appliances and related
17 accessories.

18 **Section 15.02.040 Chapter 1, Division II, Section 101.4.2, Mechanical Amended as**
19 **follows:**

20 The provisions of the California Mechanical Code shall apply to the installation,
21 alterations, repairs and replacement of mechanical systems, including equipment,
22 appliances, fixtures, fittings and/or appurtenances, including ventilation,
23 heating, cooling, air-conditioning and refrigeration systems, incinerators and
24 other energy-related systems.

25 **Section 15.02.050 Chapter 1, Division II, Section 101.4.3, Plumbing Amended as**
26 **follows:**

27 The provisions of the California Plumbing Code shall apply to the installation,
28 alteration, repair and replacement of plumbing systems, including equipment,

1 appliances, fixtures, medical gas systems, fittings and appurtenances and, where
2 connected to a water or sewage system.

3 **Section 15.02.060 Chapter 1, Division II, Section 101.4.5, Fire Prevention Amended**
4 **as follows:**

5 The provisions of the California Fire Code shall apply to matters affecting or
6 relating to structures, processes and premises from the hazard of fire and
7 explosion arising from the storage, handling and use of structures, materials and
8 devices; from conditions hazardous to life, property and or public welfare in the
9 occupancy of structures or premises; and from the construction, extension, repair,
10 alteration or removal of fire suppression and alarm systems or fire hazards in the
11 structure or on the premises from occupancy or operation.

12 **Section 15.02.070 Chapter 1, Division II, Section 103, Department of Building and**
13 **Safety is hereby deleted in its entirety.**

14 The Department of Building and Safety identifying the creation of an enforcement
15 agency, appointments and Deputies is hereby deleted in its entirety.

16 **Section 15.02.080, Chapter 1, Division II, Section 105.2, Work Exempt from Permits,**
17 **Added, Prefabricated Carports**

18 14. Approved prefabricated carports which are entirely open on two or more sides,
19 do not exceed 480 square feet in footprint, are installed in accordance with the
20 manufacturer's instructions, and are located in compliance with applicable building
21 or structure setbacks but not upon property located within the Town adopted
22 Paradise Redevelopment Project area or a Paradise General Plan Scenic Highway
23 Corridor.

24 **Section 15.02.090 Chapter 1, Division II, Section 105.3.2, Time Limitation of**
25 **Application, Amended as follows:**

26 An application for a permit for any proposed work shall expire one (1) year after
27 the date of filing, unless the permit has been issued.

Section 15.02.100 Chapter 1, Division II, Section 105.5, Expiration, Amended as follows:

Every permit issued by the Building Official under the provisions of this code shall expire by limitation and become null and void after one (1) year from the date of issuance of such permit. Provided, however, that if the building or work authorized by such permit was commenced prior to such expiration and no changes have been made or will be made in the original plans and specifications for such building or work, a renewal permit shall be applied for at least thirty (30) days prior to the original permit expiration date for projects for which a plans examination was required. If application for a renewal permit has not been made prior to the thirty (30) days, or if work was not commenced pursuant to the original permit, a new permit application and fees shall be required. A renewed permit shall expire and becomes null and void one (1) year beyond the expiration date of the original or previously renewed permit.

Section 15.02.110 Chapter 1, Division II, Section 105.8, Transferability, Added as follows:

A permit may be transferred from the original permittee to another person due to a change of ownership, contractor, or death as long as there is no change in the original plans or specifications, authorization of the design professional, and a written notice is provided for and approved by the Town of Paradise Building Official.

Section 15.02.120 Chapter 1, Division II, Section 107.5, Retention of Construction Documents, Amended as follows:

One set of approved plans, specifications and computations shall be retained by the Building Official until completion of the work covered therein and then per the records retention requirements adopted by the Town; and one set of approved plans, specifications and computations shall be returned to the applicant and shall be

1 kept on the site of the building or work at all times during which the work
2 authorized thereby is in progress.

3 **Section 15.02.130 Chapter 1, Division II, Section 107.6, Expiration of Plan Review,**

4 **Added as follows:**

5 Applications for which no permit has been issued shall expire one-year following
6 the date of application, or on the effective date of a new Town adopted edition of
7 any part of the California Building Standards Code, whichever comes later. Plans
8 and other data submitted for review may thereafter be returned to the applicant or
9 destroyed by the Building Official. In order to renew action on an application
10 after expiration, the applicant shall resubmit plans and pay a new plan review fee.

11 Exception: Such applications shall not expire under the following
12 circumstances:

13 1. If the Building Official determines the new code changes are minor,
14 additional reviews of the plans to determine compliance with the new codes may be
15 done in lieu of expiration. The normal hourly rate as determined by the Master Fee
16 Schedule adopted by the Town of Paradise Town Council shall apply to any additional
17 review.

18 2. Applications for which plans have been submitted as a result of a
19 compliance investigation shall expire 180 days following the date of application.
20 No extensions will be granted except in emergency situations approved prior to the
21 expiration by the Building Official.

22 **Section 15.02.140 Chapter 1, Division II, Section 109.2, Schedule of Permit Fees,**

23 **Amended as follows:**

24 On buildings, structures, electrical, gas, mechanical, fire protection systems, and
25 plumbing systems or alterations requiring a permit, a fee for each permit shall be
26 paid as required, in accordance with the Master Fee Schedule as adopted by the Town
27 of Paradise Town Council.

Section 15.02.150 Chapter 1, Division II, Section 109.4, Work Commencing Before Permit Issuance, Amended as follows:

Any person who commences any work on a building, structure, electrical, gas, mechanical, fire protection system, or plumbing system before first obtaining the necessary permits shall be subject to a penalty equal to the permit fee to be paid in addition to the permit fee when obtaining the building or fire permit. All fees must be paid prior to release of the permit.

Section 15.02.160 Chapter 1, Division II, Section 109.6 Refunds, Amended as follows:

The Building Official may authorize refunding of a fee paid hereunder which was erroneously paid or collected. The Building Official may authorize refunding of not more than 80 percent of the permit or plan review fee paid when no work or plan examination has been done under an application or permit issued in accordance with this code, provided a written refund application is filed by the original permittee prior to the expiration of the permit.

Section 15.02.170 Chapter 1, Division II, Section 110.3.9.1 Special Inspectors, Added as follows:

The Special Inspector shall be a qualified person approved by the Building Official after all certifications have been supplied, reviewed and approved by the Building Official regarding their qualifications. The Special Inspector shall furnish continuous inspection reports on the construction and work requiring his/her employment as prescribed in the applicable codes. The Special Inspector shall report to the Building Official in writing, noticing all code violations and other information as required on forms, prescribed and/or approved by the Building Official.

Section 15.02.180 Chapter 1, Division II, Section 110.4 Inspection Agencies, Amended as follows:

1 The Building Official is authorized to accept reports of approved inspection
2 agencies, provided such agencies satisfy the requirements as to qualifications and
3 reliability. The inspection agencies shall have written approval from the Building
4 Official prior to any inspections. If written approval is not obtained prior to
5 actual inspections, the Building Official may reject all inspections reports and
6 the applicant shall cause to have all work re-inspected by an approved inspector.

7 **Section 15.02.190 Chapter 1, Division II, Section 111.1 Use and Occupancy, Amended**
8 **as follows:**

9 No building or structure shall be used or occupied, and no change in the existing
10 occupancy classification of a building or structure or portion thereof shall be
11 made until the Building Official has issued a certificate of occupancy therefore as
12 provided herein. Issuance of a certificate of occupancy shall not be construed as
13 an approval to violate any provisions of this code or other ordinance. Provided,
14 however, that no certificate of occupancy is required to be issued for Group R,
15 Division 3, and Group U Occupancies.

16 **Section 15.02.200 Chapter 1, Division II, Section 112.3 Authority to Disconnect**
17 **Service Utilities, Amended as follows:**

18 The Building Official and/or the Fire Chief shall have the authority to authorize
19 disconnection of utility services to buildings, structures or systems regulated by
20 this code and the codes referenced in case of an emergency, where necessary to
21 eliminate an immediate hazard to life, property or public health. The Building
22 Official shall have the authority to authorize disconnection of utility service to
23 buildings, structures or systems regulated by this code and the codes referenced
24 when any building service equipment is maintained in violation of Section 105 of
25 Chapter I, Division II, of the 2010 California Building Code, or of the codes
26 adopted herein, or in violation of a notice issued pursuant to the provisions of
27 Section 114 of Chapter I, Division II, of the 2010 California Building Code. The
28 Building Official and/or Fire Chief shall notify the serving utility, and whenever

possible the owner and occupant of the building, structure or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure or service system shall be notified in writing, as soon as practical thereafter.

**Section 15.02.210 Chapter 1, Division II, Section 114.4 Violation Penalties,
Amended as follows:**

(a) It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equipment use. occupy or maintain any real property, building, structure, or building service equipment or cause or permit the same to be done in violation of Title 15 of the Paradise Municipal Code (PMC), this code or the technical codes as amended and adopted by the town. Any person who violates any of the provisions of Title 15 of the PMC, this code or the technical codes adopted by this jurisdiction or fails to comply with any order made there under, or who builds in violation of any detailed statement of specifications or plans submitted or approved there under, or any certificate or permit issued there under, and from which no appeal has been taken, or who fails to comply with such an order as affirmed or modified by the Board of Appeals or by a court of competent jurisdiction within the time fixed herein, is severally for each violation or noncompliance respectively guilty of an infraction punishable by a fine not to exceed one thousand dollars (\$1,000.00). Each separate day or any portion thereof during which any violation occurs or continues is a separate offense, and upon conviction thereof shall be punishable as provided in this section. Any person, firm or corporation found guilty of any such violation shall be fully responsible for all of the town's costs relating to the enforcement, investigation and prosecution of the offender.

The imposition of a penalty for any violation or noncompliance shall not excuse the violation of noncompliance or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a

1 reasonable time; and when not otherwise specified, each day that prohibited
2 conditions are maintained shall constitute a separate offense.

3 (b) The application of the above penalty shall not be held to prevent the enforced
4 removal of the prohibited conditions,

5 (c) The issuance or granting of a permit or approval of plans and specifications
6 shall not be deemed or construed to be a permit for, or an approval of, any
7 violation of any of the provisions of these codes and shall not prevent the
8 administrative authority from thereafter requiring the correction of errors in said
9 plans or specifications or from preventing construction operations being carried on
10 there under when in violation of these codes or any other ordinance or from
11 revoking any certificate of occupancy or approval when issued in error. No permit
12 presuming to give authority to violate or cancel the provisions of this chapter
13 shall be valid, except insofar as the work or use which it authorized is lawful.

14 (d) Any violation of the provisions of Title 15 or of the technical codes as
15 adopted by the town shall be and is hereby declared to be unlawful and a public
16 nuisance and may be abated in the manner provided by law.

17 (e) The Town Attorney shall, upon the order of the Town Manager or his designee,
18 immediately commence action or proceedings for the abatement and removal and
19 enjoinder of any violation of Title 15 or of any technical codes as adopted by the
20 town as provided by law, and shall take such action and shall apply to such courts
21 of competent jurisdiction to grant such relief as will abate and remove such
22 building or structure or use, and restrain and enjoin any person from setting up,
23 building, maintaining, or using such real property, building, structure, use or
24 occupancy contrary to this code or the technical codes.

25 **Section 15.02.220 Chapter 2, Section 202, Definitions, Added the following:**

26 Administrative Authority Shall the Building Official or his/her designee.

27 Chief of the Bureau of Fire Prevention: Shall be the Fire Chief for the Town of
28 Paradise

1 City: Shall be the Town of Paradise

2 Fire Code: Shall be the 2010 California Fire Code as adopted by the Town of
3 Paradise

4 **Section 15.02.230 Chapter 15, Section 1505.1.3, Roof Coverings, Amended as follows:**

5 All roofing materials shall be installed in accordance with the manufacturer's
6 installation instructions. The entire roof covering of every new structure shall
7 be a minimum Class "A" roof covering. Any roof covering material applied in the
8 alteration, repair or replacement of the roof of the existing structure shall be a
9 minimum of a Class "A" roof covering. The entire roof covering of every existing
10 structure where more than 50 percent of the total roof area is replaced within a
11 one year period shall be a minimum of a Class "A" roof covering. The owner of any
12 structure regulated by this code shall comply with the provisions of this section
13 relating to roofing materials. Roof coverings on all structures within the Town of
14 Paradise shall be a Class "A" roof covering no later than January 1, 2015.

15 **Section 15.02.240 Chapter 16, Section 1603.1.3 Roof Snow Loads, Amended as follows:**

16 Snow loads full or unbalanced shall be considered in place of loads set forth in
17 Table No. 1607.1, where such loading will result in larger members and connections.
18 The minimum design snow load and roof live load for the Town of Paradise shall be
19 twenty (20) pounds per square foot below elevation 1,800 feet and thirty (30)
20 pounds per square foot at 1,800 feet and elevations above.

21 Potential accumulations of snow at roof valleys, parapets, roof structures and
22 offsets in roofs of uneven configuration shall be considered. Where snow loads
23 occur, the snow loads shall be determined by the Building Official.

24 **Section 15.02.250 Appendix "J", Section J102, Definitions, Added as follows:**

25 Certifications Shall mean the specific inspections or tests required by the
26 Building Official or Town Engineer have been performed and that the results of such
27 tests are satisfactory and that all work complies with the conditions of the
28 permits and the requirements of this Chapter.

Design Engineer Shall be the Civil Engineer responsible for the preparation of the plans for the grading work.

Drainage Course Shall be a well defined natural or man-made channel which conveys storm runoff either year round or intermittently.

Hazardous Condition Shall be any natural ground, natural slope, excavation, fill, drainage device or erosion control device on public or private property is a menace to life and limb, or a danger to public safety, or endangers or adversely affects the safety, usability or stability of adjacent property, structures, or public or private facilities.

Hill Area Shall be any part of the Town with street grades of ten percent (10%) or greater.

Landscape Architect Shall be a person who holds a certificate to practice landscape architecture in the State of California.

Natural Grade Shall be the vertical location of the ground surface prior to excavation or fill.

Soil Testing Agency Shall be an agency regularly engaged in the testing of soils under the direction of a Civil Engineer experienced in soil mechanics.

Surface Drainage Shall be water flows over the ground surface

Section 15.02.260 Appendix "J", Section J105, Inspections, Added as follows:

The owner or his/her agent shall notify the Town Engineer twenty-four (24) hours in advance of the time when the grading operation is ready for each of the following inspections:

Initial Inspection Shall be when the permittee is ready to begin work, but before any grading or brushing is started.

Toe Inspection Shall be after the natural ground is exposed and prepared to receive fill, but prior to the placement of any fill.

Excavation Inspection Shall be after the excavation is started, but before the vertical depth of the excavation exceeds ten (10) feet.

Drainage Device Inspection Shall be after forms, pipe and wire mesh are in place, but before any concrete is placed.

Final Inspection Shall be when all work, including installation of all drainage structures, other protective devices, irrigation systems, planting and slope stabilization has been completed and the as graded plan and required reports have been submitted.

Other Inspections Shall be in addition to the called inspections above, the Town Engineer may make periodic inspections of grading operations to ascertain compliance with the provisions of this Chapter.

Chapter 15.03

2010 California Residential Code (Title 24, Part 2.5) Based upon the International Residential Code (ICC)

Sections

15.03.010 Adoption

15.03.020 Chapter 1, Division II, Section R101.2, Scope, Amended

15.03.030 Chapter 1, Division II, Section R102.1, General, Amended

15.03.040 Chapter 1, Division II, Section R105.3.2, Time Limitation of Application, Amended

15.03.050 Chapter 1, Division II, Section R108.5, Refunds, Amended

15.03.060 Chapter 1, Division II, Section R108.6, Work Commencing before Issuance of Permit, Amended

15.03.070 Chapter 3, Section R313.2, Automatic Fire Sprinkler Systems, Amended

15.03.080 Chapter 9, Section R902.1, Roof Coverings, Amended

15.03.090 Appendix K, Section AK101.1, General Wall and Floor Assemblies, Amended

Section 15.03.010 2010 California Residential Code Title 24, Part 2.5, Adoption

The 2010 California Residential Code, Title 24, Part 2.5 including Appendix "G", "H" and "K" known as the California Residential Code, as published and adopted by the California Building Standards Commission, including the Town's amendments, is hereby adopted by reference and incorporated herein as if fully set forth.

Section 15.03.020, Chapter 1, Division II, Section R101.2, Scope, Amended as follows:

The provisions of the California Residential Code shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, removal, and demolition of detached one and two family dwellings and town houses not more than three stories above grade plain in height with a separate means of egress and their accessory structures.

Section 15.03.030, Chapter 1, Division II, Section R102.1, General, Amended as follows:

Where there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable. Where in any specific case, different sections of the code specify different materials, methods of construction or other requirements the most restrictive shall govern. Where in any specific case, the California Residential Code does not have a provision that is included in the California Residential Code that would be applicable due to the type or method of construction the California Building Code provisions will apply.

Section 15.03.040, Chapter 1, Division II, Section R105.3.2, Time Limitation of Application, Amended as follows:

An application for a permit for any proposed work shall expire one (1) year after the date of filing, unless the permit has been issued.

Section 15.03.050 Chapter 1, Division II, Section R108.5, Refunds, Amended as follows:

1 The Building Official may authorize refunding of a fee paid hereunder which was
2 erroneously paid or collected. The Building Official may authorize refunding of
3 not more than 80 percent of the permit or plan review fee paid when no work or plan
4 examination has been done under an application or permit issued in accordance with
5 this code, provided a written refund application is filed by the original permittee
6 prior to the expiration of the permit.

7 **Section 15.03.060 Chapter 1, Division II, Section R108.6, Work Commencing Before**
8 **Permit Issuance, Amended as follows:**

9 Any person who commences any work on a building, structure, electrical, gas,
10 mechanical, fire protection system, or plumbing system before first obtaining the
11 necessary permits shall be subject to a penalty equal to the permit fee to be paid
12 in addition to the permit fee when obtaining the building or fire permit. All fees
13 must be paid prior to release of the permit.

14 **Section 15.03.070 Chapter 3, Section R313.2, One and Two Family Dwellings Automatic**
15 **Fire Sprinkler Systems, Amended as follows:**

16 An automatic residential fire sprinkler system meeting the requirements of NFPA 13D
17 or 13R and Title 24, Part Two, California Building Code, Chapter 9 shall be
18 installed in all new Residential occupancies.

19 Exception: An automatic residential fire sprinkler system shall not be
20 required for additions or alterations to existing building that are not already
21 equipped with an automatic residential fire sprinkler system. Any detached
22 Residential occupancy building accessory to a single or two family building
23 intended for intermittent use and less than 640 square feet will not require a
24 residential fire sprinkler system.

25 **Section 15.03.080 Chapter 9, Section 902.1, Roofing Covering Material, Amended as**
26 **follows:**

27 All roofing materials shall be installed in accordance with the manufacturer's
28 installation instructions. The entire roof covering of every new structure shall

1 be a minimum Class "A" roof covering. Any roof covering material applied in the
2 alteration, repair or replacement of the roof of the existing structure shall be a
3 minimum of a Class "A" roof covering. The entire roof covering of every existing
4 structure where more than 50 percent of the total roof area is replaced within a
5 one year period shall be a minimum of a Class "A" roof covering. The owner of any
6 structure regulated by this code shall comply with the provisions of this section
7 relating to roofing materials. Roof coverings on all structures within the Town of
8 Paradise shall be a Class "A" roof covering no later than January 1, 2015.

9 **Section 15.03.090 Appendix K, Section AK 101.1, General, Amended as follows:**

10 Wall and floor-ceiling assemblies separating dwelling units including those
11 separating town-house units shall comply with the California Building Code Title 24
12 Part 2 Section 1207.

13
14 **Chapter 15.04**

15 **2010 California Electrical Code (Title 24, Part 3) Based upon the 2005 National**
16 **Electrical Code (NFPA)**

17
18 **Sections**

19 **15.04.010 Adoption**

20 **Section 15.04.010 2010 California Electrical Code, Title 24, Part 3, Adoption**

21 The 2010 California Building Standards Code, Title 24, Part 3, California
22 Electrical Code, as published and adopted by the California Building Standards
23 Commission, is adopted by reference and incorporated herein as if fully set forth
24 in this chapter.

25
26 **Chapter 15.05**

27 **2010 California Mechanical Code (Title 24, Part 4) Based on the 2009 Uniform**
28 **Mechanical Code (IAPMO)**

Sections

15.05.010 Adoption

Section 15.05.010 2010 California Mechanical Code (Title 24, Part 4), Adoption

The 2010 California Building Standards Code, Title 24, Part 4, California Mechanical Code, as published and adopted by the California Building Standards Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

Chapter 15.06

2010 California Plumbing Code (Title 24, Part 5) Based upon the 2009 Uniform Plumbing Code (IAPMO)

Sections

15.06.010 Adoption

Section 15.06.010 2010 California Plumbing Code (Title 24, Part 5), Adoption

The 2010 California Building Standards Code, Title 24, Part 5, California Plumbing Code, as published and adopted by the California Building Standards Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

Chapter 15.07

2010 California Energy Code (Title 24, Part 6)

Sections

15.07.010 Adoption

Section 15.07.010 2010 California Energy Code (Title 24, Part 6), Adoption

The 2010 California Building Standards Code, Title 24, Part 6, California Energy Code, as published and adopted by the California Building Standards Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

Chapter 15.08

2010 California Historical Building Code (Title 24, Part 8)

Sections

15.08.010 Adoption

Section 15.08.010 2010 California Historical Building Code (Title 24, Part 8), Adoption

The 2010 California Building Standards Code, Title 24, Part 8, California Historical Building Code, as published and adopted by the California Building Standards Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

Chapter 15.09

2010 California Fire Code (Title 24, Part 9)

Sections

15.09.010 Adoption

15.09.020 Chapter 1, Division II, Section 103, Dept. of Fire Prevention, Amended

15.09.030 Chapter 1, Division II, Section 105.2.3, Time Limitation of Application, Amended

15.09.040 Chapter 1, Division II, Section 105.6.29 Miscellaneous Combustible Storage, Amended

15.09.050 Chapter 1, Division II, Section 109.3 Violation Penalties, Amended

1 15.09.060 Chapter 1, Division II, Section 111.4 Failure to Comply, Amended
2 15.09.070 Chapter 1, Division II, Section 113.5 Refunds, Amended
3 15.09.080 Chapter 3, Section 304.1.3, Space Underneath Seats, Amended
4 15.09.090 Chapter 3, Section 307.1, General Open Burning, Added
5 15.09.100 Chapter 5, Section 502.1, Definitions, Amended
6 15.09.110 Chapter 5, Section 503.2.3, Surface, Amended
7 15.09.120 Chapter 5, Section 503.4.1 Roadway Design Features, Added
8 15.09.130 Chapter 5, Section 503.6 Gates, Amended
9 15.09.140 Chapter 5, Section 505.3, Map/Directory, Added
10 15.09.150 Chapter 5, Section 507.1.2, Required Water Supply, Added
11 15.09.160 Chapter 9, Section 901.4.2, Non-required Fire Protection Systems,
12 Amended
13 15.09.170 Chapter 22, Section 2206.2.3, Aboveground Storage Tanks, Amended
14 15.09.180 Chapter 33, Fireworks, Deleted and Referred
15 15.09.190 Appendix B, Section B105.2 Exception 1.Reduced Fire Flow, Amended
16 15.09.200 Appendix C, Table C105.1, Distribution of Fire Hydrants, Amended
17 15.09.210 Appendix D, Table D103.4, Dead End Access, Amended

18 **Section 15.09.010 2010 California Fire Code (Title 24, Part 9), Adoption**

19 The 2010 California Building Standards Code, Title 24, Part 9, including Appendix
20 "B", "C", "D", "I", known as the California Fire Code, as published and adopted by
21 the California Building Standards Commission, including the Town's amendments, is
22 hereby adopted by reference and incorporated herein as if fully set forth.

23 **Section 15.09.020 Chapter 1, Division II, Section 103, Dept. of Fire Prevention,**
24 **Amended as follows:**

25 The California Fire Code shall be enforced by the Fire Prevention Bureau within the
26 Town of Paradise which is hereby established and which shall be operated under the
27 direction of the Fire Chief of the Fire Department. The Fire Chief of the Fire
28 Department may detail to the fire prevention bureau such members of the Fire

Department as may from time to time be necessary. The Fire Chief of the Fire Department shall review, authorize, or require technical experts as may be necessary in order to ensure that life and property protection requirements have met the requirements of this and all other Title 24 codes and standards. Sections 103.1; 103.2; and 103.3 are hereby deleted in their entirety.

Section 15.09.030 Chapter 1, Division II, Section 105.2.3, Time Limitation of Application, Amended as follows:

An application for a permit for any proposed work shall expire one (1) year after the date of filing, unless the permit has been issued.

Section 15.09.040 Chapter 1, Division II, Section 106.6.29, Miscellaneous Combustible Storage, Amended as follows:

An operational permit is required to store in any building or upon any premises in excess of 2,500 cubic feet gross volume of combustible empty packing cases, boxes, barrels or similar containers, rubber tires, rubber, cork, firewood (retail or storage) or similar combustible material.

Section 15.09.050 Chapter 1, Division II, Section 109.3, Violation Penalties, Amended as follows:

Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or 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 issued under the provisions of this code, shall be in receive penalties as described in section 15.02.210. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 15.09.060 Chapter 1, Division II, Section 111.4, Failure to Comply, Amended as follows:

Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation

1 or unsafe condition, shall be liable to a fine of not less than \$100 or more than
2 \$500.

3 **Section 15.09.070 Chapter 1, Division II, Section 113.5, Refunds, Amended as**
4 **follows:**

5 The Fire Chief may authorize refunding of a fee paid hereunder which was
6 erroneously paid or collected. The Fire Chief may authorize refunding of not more
7 than 80 percent of the permit or plan review fee paid when no work or plan
8 examination has been done under an application or permit issued in accordance with
9 this code, provided a written refund application is filed by the original permittee
10 prior to the expiration of the permit.

11 **Section 15.09.080 Chapter 3, Section 304.1.3, Space underneath Seats, Amended as**
12 **follows:**

13 The reference to the "International Building Code" shall be replaced with the
14 "California Building Code". The remainder of the section remains unchanged.

15 **Section 15.09.090 Chapter 3, Section 307.1, General Open Burning, Added as follows:**

16 Burn permits are required for all outdoor burning within the Town of Paradise
17 limits with the exception of barbeque equipment used for the preparation of food.

18 Residential Burn Permits: Permits shall be issued annually, March 1st through May
19 31, and for one month in the fall as determined by the Fire Chief and a fee in
20 accordance with the Master Fee schedule of the Town of Paradise shall be charged.
21 Permits shall only be valid for the address, and name of the individual cited on
22 the permit. Permits shall not be transferable to other addresses or individuals.
23 Permits may be issued to persons to perform maintenance on residential property,
24 providing the owner of the residential property has given their written consent and
25 that is produced and verified as to the owner of record. The owner shall be
26 responsible for the cost of a Fire Department response caused by the maintenance
27 person as a result of an escape burn in violation of the rules of the burn permit
28 on behalf of the maintenance person. Residential burn permits shall be issued for

1 parcels containing one and two family residence, for which an address has been
2 issued by the Town of Paradise, and only for the purpose of maintenance of
3 vegetation growth on the parcel. Garbage, rubbish, demolition, construction
4 debris, lumber, painted or treated lumber, plywood, particle board, petroleum
5 waste, tires, plastics, cloth or other similar smoke producing materials are
6 strictly prohibited from being burned. All requirements provided for on the burn
7 permit must be followed at all times. Residents shall burn only on those days
8 specified in the permit for either the East or West Side of the Town. Burn bans
9 shall be strictly adhered to. Failure to follow the burn ban restrictions may
10 result in the requirements of Section 109.3 as amended to apply and any emergency
11 response cost recovery.

12 Land Clearing Permits: Land clearing permits are issued on an annual basis to
13 coincide with the time when open, outdoor burning is permitted. Land clearing
14 permits expire when seasonal burn bans go into effect in the late spring of each
15 year and shall be null and void. Persons burning on the property for which a permit
16 is issued shall be responsible for following all of the requirements of that permit
17 until the permit has expired or is revoked. The Fire Department may revoke the
18 permit at any time due to unsafe conditions, practices, or violations of the
19 permit. Burning of wood waste from trees, vines, or bushes on property being
20 developed for commercial or residential purposes, may be disposed of by open
21 outdoor fires on the property where it was grown, pursuant to the provisions of
22 section 41802-41805 of the California Health and Safety Code and in compliance with
23 the conditions of Butte County Air Quality Management District Rule 300, and
24 authorized by the Town of Paradise Fire Department. Permits are required by both
25 agencies prior to burning. All burning times must be strictly adhered to otherwise
26 it may require another method of disposal. The land clearing burn site must be
27 determined and inspected prior to releasing the permit by the Paradise Fire
28 Department. This site must be the only site authorized to burn once the permit is

1 issued. Any changes in site location will require additional inspections and fees.
2 Garbage, rubbish, demolition, construction debris, lumber, painted or treated
3 lumber, plywood, particle board, petroleum waste, tires, plastics, cloth or other
4 similar smoke producing materials are strictly prohibited from being burned.

5 Fuel Reduction Permits: Fuel reduction permits are issued on an annual basis to
6 coincide with the non-fire season when open, outdoor burning is permitted. Fuel
7 reduction permits expire when the seasonal burn ban goes into effect in the late
8 spring of each year. Persons burning on the property for which the permit is
9 issued shall be responsible for following all of the requirements of that permit as
10 indicated until the permit expires or is revoked. The Fire Department may revoke
11 the permit at any time due to unsafe burning conditions, practices, or violations
12 of the permit. Burning of wood waste from trees, vines, or bushes on property
13 being developed for commercial or residential purposes, may be disposed of by open
14 outdoor fires on the property where it was grown, pursuant to the provisions of
15 section 41802-41805 of the California Health and Safety Code and in compliance with
16 the conditions of Butte County Air Quality Management District Rule 300, and
17 authorized by the Town of Paradise Fire Department. Permits are required by both
18 agencies prior to burning. All burning times must be strictly adhered to otherwise
19 it may require another method of disposal. The fuel reduction burn site must be
20 determined and inspected prior to releasing the permit by the Paradise Fire
21 Department. This site must be the only site authorized to burn once the permit is
22 issued. Any changes in site location will require additional inspections and fees.

23 Campfires/Bon Fires/Recreational Fires and Special Event Fires: Permits are
24 required for these activities and a permit fee will be charged in accordance with
25 the Master Fee schedule adopted by the Town Council. A minimum of 48 hours notice
26 is required for the inspection. Such activities shall be in strict conformance
27 with the requirements provided for on the permit and the requirements within
28 Section 307 of the California Fire Code. Permits are only issued March 1st through

May 31st of each year. Permits will not be issued after May 31st, unless they are approved by the Fire Chief. Permits for these activities will only be allowed on those days designated as burn days by Butte County Air Quality Management District.

Section 15.09.100 Chapter 5, Section 502.1 Definitions, Amended as follows:

Fire Apparatus Access Roads: Shall be a road that provides fire apparatus access from the fire station to a facility, building or portion thereof. This is a general term inclusive of all other terms such as fire lane, public street, private street, parking lot, driveway, and lane or access roadway.

Section 15.09.110 Chapter 5, Section 503.2.3, Surface, Amended as follows:

Fire apparatus access roads shall be designed and maintained to support the imposed load of fire apparatus at 75,000 pounds and shall be surfaced so as to provide all-weather driving capabilities.

Section 15.09.120 Chapter 5, Section 503.4.1, Roadway Design Features, Added as follows:

Roadway design features (speed bumps, speed humps, speed control dips, etc.) which may interfere with emergency apparatus responses shall not be installed on fire apparatus access roadways.

Section 15.09.130 Chapter 5, Section 503.6, Gates, Amended as follows:

The installation of security gates across a fire apparatus access road shall be approved by the Fire Chief. Where security gates are installed, they shall have an approved means of emergency operation. The emergency gates and emergency operation shall be maintained operational at all times. Electric gate operators are required when serving five or more residential lots, Assembly occupancies, Hazardous occupancies, Institutional occupancies, and Storage occupancies and shall be listed in accordance with UL 325. Gates intended for automatic operation shall be designed, constructed and installed to comply with the requirements of ASTM F-2200. Access keypads shall be provided that are coded with the fire department emergency

access code as specified. Plans and specifications shall be submitted for review and approval by the Fire Prevention Bureau prior to installation.

Section 15.09.140 Chapter 5, Section 505.3, Map/Directory, Added as follows:

A lighted directory map, meeting current Fire Department standards, shall be installed at each driveway entrance to a multiple unit residential project and mobile home parks, where the number of units in such projects exceeds 15.

Section 15.09.150 Chapter 5, Section 507.1.2, Required Water Supply, Added as follows:

Residential one and two family dwellings shall comply with the fire flow requirements of Appendix "B". Fire Flow may be reduced to 750 GPM at 20 PSI for two hours when the unit is fully protected in accordance with NFPA 13D and there are no exposures of other buildings within twenty (20) feet of each other; otherwise the minimum required water supply capability will be in accordance with Appendix "B". In no case shall the water supply capability be less than 1000 GPM at 20 PSI for two hours within the requirements found in Appendix "B".

The required water supply for a detached "U" occupancy accessory to a Residential one and two family dwelling is not required to meet the water supply requirements of Appendix "B" if the "U" occupancy is less than 1500 square feet and separated from the dwelling unit by a minimum of 20 feet. If both requirements cannot be met then the requirements of Appendix "B" will apply.

Section 15.09.160 Chapter 9, Section 901.4.2, Non-required Fire Protection Systems, Amended as follows:

Any fire protection system not required by this code or the California Building Code shall be allowed to be furnished for complete protection only provided such installed system meets the requirements of this code and the California Building Code.

Section 15.09.170 Chapter 22, Section 2206.2.3, Aboveground Storage Tanks, Amended as follows:

1 The storage of class I, II, and III liquids in aboveground tanks outside of
2 buildings is prohibited in all areas of the Town except in areas zoned as
3 Industrial Services (I.S.).

4 Exception: The installation of approved listed above ground storage tanks
5 shall be allowed in areas zoned for commercial purposes. Such tanks shall meet
6 with State and County Environmental codes, and the California Fire and Building
7 Code requirements. Aggregate quantities and type(s) of liquid(s) to be stored
8 shall not exceed 2,000 gallons. Tanks shall be located outside of buildings and in
9 accordance with the requirements of the California Fire and Building Codes. On
10 those rare occasions when there may be need for additional tank capacity beyond the
11 2,000 gallons, the applicant can submit a written request to the Fire Chief. The
12 Fire Chief, after evaluating the circumstances, shall have the authority to modify
13 the conditions to the installation of such tanks. Above ground storage tanks used
14 only for heating fuels to heating appliances in areas zoned residential shall meet
15 the requirements of the California Fire Code and the Town of Paradise
16 Administrative policy but in no case shall tanks exceed 250 gallons.

17 **Section 15.09.180 Chapter 33, Fireworks, is deleted, Amended and referred as**
18 **follows:**

19 Refer to Paradise Municipal Code Title 8 Chapter 8.44 for prohibition on fireworks.
20 The storage of explosives and blasting agents is prohibited within the limits of
21 the Town of Paradise, except for temporary storage between the hours of 6:00 a.m.
22 and 6:00 p.m. for use in connection with blasting operations approved by the Fire
23 Chief. This prohibition shall not apply to stock of small arms ammunition and
24 supplies for retail or approved manufacturing facilities as outlined under the
25 California Fire Code.

26 **Section 15.09.190 Appendix B, Section B105.2 Exception 1, Reduced Fire Flow,**
27 **Amended as follows:**

A reduction in required fire flow of 50 percent is allowed when the building is provided with an approved automatic sprinkler system installed in accordance with section 903.1.1 or 903.3.1.2. The resulting fire flow shall not be less than 1,500 GPM at 20 PSI for prescribed hours provided for in Table B105.1.

Section 15.09.200 Appendix C, Table C105.1 Footnote "f", Distribution of Fire Hydrants, Added as follows:

Buildings or structures fully protected by an automatic fire sprinkler system and classified as a single-two-family dwelling or a "U" occupancy in accordance with the California Building Code shall provide a fire hydrant within 750 feet of the building or structure by an approved path of travel. All other occupancies must meet the requirements provided for in this table.

Section 15.09.210 Appendix D, Table D103.4, Requirements for Dead-End Access, Amended as follows:

Table D103.4, Requirements for Dead End Access and Turn Around requirements shall be used as a guide only. The Town of Paradise Fire Department Administrative Policy for turn-around requirements shall be complied with as though set forth in this amendment.

Chapter 15.10

2010 California Existing Building Code (Title 24, Part 10)

Sections

15.10.010 Adoption

Section 15.10.010 2010 California Existing Building Code (Title 24, Part 10), Adoption

The 2010 California Building Standards Code, Title 24, Part 10, California Existing Building Code, as published and adopted by the California Building Standards

Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

Chapter 15.11

2010 California Green Building Standards Code (Title 24, Part 11)

Sections

15.11.010 Adoption

Section 15.11.010 2010 California Green Building Standards Code (Title 24, Part 11), Adoption

The 2010 California Building Standards Code, Title 24, Part 11, California Green Building Standards Code, as published and adopted by the California Building Standards Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

Chapter 15.12

2010 California Administrative Code (Title 24, Part 1)

Sections

15.12.010 Adoption

Section 15.12.010 2010 California Administrative Code (Title 24, Part 1), Adoption

The 2010 California Building Standards Code, Title 24, Part 1, California Administrative Code, as published and adopted by the California Building Standards Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

Chapter 15.13

2010 California Referenced Standards Code (Title 24, Part 12)

Sections

15.13.010 Adoption

**Section 15.13.010 2010 California Referenced Standards Code (Title 24, Part 12),
Adoption**

The 2010 California Building Standards Code, Title 24, Part 12, California Referenced Standards Code, as published and adopted by the California Building Standards Commission is adopted by reference and incorporated herein as if fully set forth in this chapter.

SECTION 3. This Ordinance shall take effect on January 13, 2011. Before the expiration of fifteen (15) days after its passage, this Ordinance or a summary of it shall be published in a newspaper of general circulation within the Town of Paradise along with the names of the members of the Town Council of Paradise voting for and against the same.

1 **Passed and adopted** by the Town Council of the Town of Paradise, County of Butte,
2 State of California, on this 14th Day of December 2010 by the following vote:

3
4 AYES:

5 NOES:

6 ABSENT:

7 NOT VOTING:

8
9 _____
10 SCOTT LOTTER, MAYOR

11 ATTEST:

12
13 _____ DATE: _____
14 JOANNA GUTIERREZ, CMC, TOWN CLERK

15
16 APPROVED AS TO FORM:

17
18 _____
19 DWIGHT L. MOORE, TOWN ATTORNEY

APPENDIX "A" FACTS & FINDING CORRELATION

PARADISE MUNICIPAL CODE	CALIFORNIA CODE	CODE SECTION	SHORT TITLE	REFERENCED FACT/FINDING (Page 3-5)
15.02.010	CBC		Adoption	Health & Safety Code 17958.5
15.02.020	CBC	101.4	Referenced Codes	Health & Safety Code 17958.5
15.02.030	CBC	101.4.1	Gas - Plumbing Code	Administrative
15.02.040	CBC	101.4.2	Mechanical Code Reference to California	Administrative
15.02.050	CBC	101.4.3	Plumbing Code Reference to California	Administrative
15.02.060	CBC	101.4.5	Fire Prevention	Administrative
15.02.070	CBC	103	Department of Building & Safety	Deleted
15.02.080	CBC	105.2	Work Exempt from Permits	Administrative
15.02.090	CBC	105.3.2	Time Limitation of Application	Administrative
15.02.100	CBC	105.5	Expiration	Administrative
15.02.110	CBC	105.8	Transferability	Administrative
15.02.120	CBC	107.5	Retention of Construction Documents	Administrative
15.02.130	CBC	107.6	Expiration of Plan Review	Administrative
15.02.140	CBC	109.2	Schedule of Permit Fees	Administrative

1	15.02.150	CBC	109.4	Commencing Work/Permit	Administrative
2	15.02.160	CBC	109.6	Refunds	Administrative
3	15.02.170	CBC	110.3.9.1	Special Inspectors	Administrative
4	15.02.180	CBC	110.4	Inspection Agencies	Administrative
5	15.02.190	CBC	111.1	Use and Occupancy	Administrative
6	15.02.200	CBC	112.3	Disconnect Service	Administrative
7				Utilities	
8	15.02.210	CBC	114.4	Violation Penalties	Administrative
9	15.02.220	CBC	202	Definitions	Administrative
10	15.02.230	CBC	1505.1.3	Roof Coverings	1A, 2A, 2B, 2C
11	15.02.240	CBC	1603.1.3	Roof Snow Loads	1A, 2A
12	15.02.250	CBC	J102	Definitions	Administrative
13	15.02.260	CBC	J105	Inspections	Administrative
14					
15	15.03.010	CRC		Adoption	Health & Safety
16					Code 17958.5
17	15.03.020	CRC	R101.2	Scope	Administrative
18	15.03.030	CRC	R102.1	General	Administrative
19	15.03.040	CRC	R105.3.2	Time Limitation for	Administrative
20				Application	
21	15.03.050	CRC	R108.5	Refunds	Administrative
22	15.03.060	CRC	R108.6	Commencing Work Before	Administrative
23				Permit	
24	15.03.070	CRC	R313.2	Automatic Fire	1A, 2A, 2B, 2D
25				Sprinklers	
26	15.03.080	CRC	R902.1	Roof Coverings	1A, 2A, 2B, 2C
27	15.03.090	CRC	AK101.1	General Wall/Floor Ass.	2C
28					

1					
2	15.04.010	CEC		Adoption	Health & Safety
3					Code 17958.5
4					
5	15.05.010	CMC		Adoption	Health & Safety
6					Code 17958.5
7					
8	15.06.010	CPC		Adoption	Health & Safety
9					Code 17958.5
10					
11	15.07.010	Ca. Energy		Adoption	Health & Safety
12		Code			Code 17958.5
13					
14	15.08.010	Ca. Historical		Adoption	Health & Safety
15		Code			Code 17958.5
16					
17	15.09.010	CFC		Adoption	Health & Safety
18					Code 17958.5
19	15.09.020	CFC	103	Dept. of Fire Prevention	Administrative
20	15.09.030	CFC	105.2.3	Time Limitation of	Administrative
21				Application	
22	15.09.040	CFC	105.6.29	Miscellaneous	2A, 2B, 2D,
23				Combustibles	
24	15.09.050	CFC	109.3	Violation Penalties	Administrative
25	15.09.060	CFC	111.4	Failure to Comply	Administrative
26	15.09.070	CFC	113.5	Refunds	Administrative
27	15.09.080	CFC	304.1.3	Space Underneath Seats	Administrative
28					

1	15.09.090	CFC	307.1	General Open Burning	1A, 2A, 2B, 2C,
2					2D
3	15.09.100	CFC	502.1	Definitions	Administrative
4	15.09.110	CFC	503.2.3	Surface-Access Roadways	1A, 2A, 2B, 2D,
5					2E
6	15.09.120	CFC	503.4.1	Roadway Design Features	1A, 2A, 2B, 2D,
7					2E
8	15.09.130	CFC	503.6	Gates	2D, 2E
9	15.09.140	CFC	505.3	Map/Directory	2D
10	15.09.150	CFC	507.1.2	Required Water Supply	1A, 2A, 2B, 2D
11	15.09.160	CFC	901.4.2	Non-Required Fire Prot.	2D
12				System	
13	15.09.170	CFC	2206.2.3	Aboveground Storage	1A, 2A, 2B
14				Tanks	
15	15.09.180	CFC	Chapter	Fireworks	1A, 2A, 2B, 2C,
16			33		2D
17	15.09.190	CFC	B105.2	Reduced Fire Flow	1A, 2A, 2B, 2D
18			Exception		
19			1		
20	15.09.200	CFC	C105.1	Distribution of Fire	1A, 2A, 2B, 2D
21				Hydrants	
22	15.09.210	CFC	D103.4	Dead End Access	1A, 2A, 2B, 2D,
23					2E
24					
25	15.10.010	Ca. Existing		Adoption	Health & Safety
26		Building Code			Code 17958.5
27					
28					

1	15.11.010	Ca. Green		Adoption	Health & Safety
2		Building			Code 17958.5
3		Standards Code			
4					
5	15.12.010	Ca.		Adoption	Health & Safety
6		Administrative			Code 17958.5
7		Code			
8					
9	15.13.010	Ca. Ref. Stds.		Adoption	Health & Safety
10					Code 17958.5
11					