




Agenda Item No: 4.e
Meeting Date: February 21, 2023

SAN RAFAEL CITY COUNCIL AGENDA REPORT

Department: Fire

Prepared by: Darin White, Fire Chief **City Manager Approval:** 

TOPIC: REPORT ON 2022 FIRE PREVENTION INSPECTIONS OF CERTAIN OCCUPANCIES

SUBJECT: RESOLUTION ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE FIRE CHIEF REGARDING THE 2022 ANNUAL FIRE DEPARTMENT INSPECTION OF CERTAIN OCCUPANCIES PURSUANT TO SECTION 13146.4 OF THE CALIFORNIA HEALTH AND SAFETY CODE

RECOMMENDATION: Adopt the attached resolution acknowledging receipt of a report made by the Fire Chief regarding the 2022 annual fire department inspection of certain occupancies pursuant to Section 13146.4 of the California Health and Safety Code.

BACKGROUND: Section 13146.4 of the California Health and Safety Code requires every fire department or district to report annually to its administering authority on their compliance with the annual inspection requirements of the California Health and Safety Code. The law also requires the administering authority to formally acknowledge receipt of the compliance report in a resolution or a similar formal document.

ANALYSIS: Sections 13146.2 and 13146.3 of the California Health & Safety Code require every fire department or district providing fire protection services to annually inspect every structure used as a public or private school. This annual inspection requirement is applicable to hotels, motels, lodging houses, and apartment houses containing three or more living units. The required reporting provides an avenue for policy makers to understand the annual inspection requirements as well as compliance so they can understand full compliance or shortcomings.

During calendar year 2022, the Fire Department completed all inspections in accordance with the mandate.

FISCAL IMPACT:

There is no fiscal impact associated with this report and resolution. The inspection program is included in the Fire Department budget.

_____ **FOR CITY CLERK ONLY** _____

File No.: _____

Council Meeting: _____

Disposition: _____

OPTIONS:

The City Council has the following options to consider on this matter:

1. Adopt the resolution.
2. Adopt the resolution with modifications.
3. Direct staff to return with more information.
4. Take no action.

RECOMMENDED ACTION:

Adopt the resolution.

ATTACHMENTS:

1. Resolution acknowledging receipt of a report made by the Fire Chief regarding the 2022 annual fire department inspection of certain occupancies pursuant to section 13146.4 of the California Health and Safety Code

RESOLUTION NO.

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN RAFAEL
ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE FIRE
CHIEF REGARDING THE 2022 ANNUAL FIRE DEPARTMENT
INSPECTION OF CERTAIN OCCUPANCIES PURSUANT TO SECTION
13146.4 OF THE CALIFORNIA HEALTH AND SAFETY CODE.**

WHEREAS, California Health & Safety Code Sections 13146.2 and 13146.3 require all fire departments, including the San Rafael Fire Department, that provide fire protection services to perform annual inspections of all structures used as a public or private school, hotel, motel, lodging house, or apartment house for compliance with building standards and other regulations; and

WHEREAS, California Health & Safety Code Section 13146.4 requires the fire department to report annually to its administering authority on its compliance with Sections 13146.2 and 13146.3; and

WHEREAS, the City Council of the City of San Rafael intends this Resolution to fulfill the requirements of the California Health & Safety Code Section 13146.4.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN RAFAEL RESOLVES that it has received the annual inspection report required pursuant to Section 13146.4 of the California Health and Safety Code, as follows:

A. EDUCATIONAL GROUP E OCCUPANCIES:

Educational Group E occupancies are generally those public and private schools, used by more than six persons at any one time for educational purposes through the 12th grade. Within the City of San Rafael, there lie twenty Group E occupancies, buildings, structures and/or facilities.

During calendar year 2022, the San Rafael Fire Department completed the annual inspection of Group E occupancies, buildings, structures and/or facilities.

B. RESIDENTIAL GROUP R OCCUPANCIES:

Residential Group R occupancies, for the purposes of this resolution, are generally those occupancies containing sleeping units, and include hotels, motels, apartments (three units or more), etc. as well as other residential occupancies (including several residential care facilities). These residential care facilities have a few different sub-classifications, and they may contain residents or clients that have a range of needs, including those related to custodial care, mobility impairments, cognitive disabilities, etc. The residents may also be non-ambulatory or bedridden.

During calendar year 2022, the San Rafael Fire Department completed the annual inspection of the Group R occupancies, buildings, structures and/or facilities.

I, **Lindsay Lara**, Clerk of the City of San Rafael, hereby certify that the foregoing Resolution was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of San Rafael, held on Tuesday, the 21st day of February 2023 by the following vote, to wit:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

Lindsay Lara, City Clerk