

RESOLUTION 2024-08**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE RODEO HERCULES FIRE PROTECTION DISTRICT ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE FIRE CHIEF OF THE RODEO-HERCULES FIRE PROTECTION DISTRICT REGARDING THE INSPECTION OF CERTAIN OCCUPANCIES PURSUANT TO SECTIONS 13146.2 AND 13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE.**

WHEREAS, California Health and Safety Code Section 13146.1 was added in 2018, and became effective on September 27, 2018; and,

WHEREAS, California Health and Safety Code Section 13146.2 and 13146.3 requires all fire districts, including the Rodeo Hercules Fire Protection District, that provide fire protection services to perform annual inspections in every building used as a public or private school, hotel, motel, lodging house, apartment house, and certain residential care facilities for compliance with building standards, as provided and;

WHEREAS, California Health and Safety Code Section 13146.2 requires all fire districts, including the Rodeo Hercules Fire Protection District, that provide fire protection services to report annually to its administering authority on its compliance with Sections 13146.2 and 13146.3 and

WHEREAS, the Board of the Rodeo Hercules Fire Protection District intends this Resolution to fulfill the requirements of the California Health and Safety Code regarding acknowledgement of the Rodeo Hercules Fire Protection District compliance with California Health and Safety Code Sections 13146.2 and 13146.3.

NOW, THEREFORE, BE IT RESOLVED, by the Board of the Rodeo Hercules Fire Protection District that said Board expressly acknowledges the measure of compliance of the Rodeo Hercules Fire Protection District with California Health and Safety Code Sections 13146.2 and 13146.3 in the area encompassed by the Rodeo Hercules Fire Protection District, as follows:

A. EDUCATIONAL GROUP E OCCUPANCIES

Educational Group E occupancies are generally those public and private schools, used by more than six (6) persons at any one time for educational purposes through the 12th grade. Within the Rodeo Hercules Fire Protection District there lies ten (10) Group E occupancies, buildings, structures and/or facilities.

During fiscal year 2023, the Rodeo Hercules Fire Protection District completed the annual inspection of all ten (10) Group E occupancies, buildings, structures and/or facilities. This is a compliance rate of 100% for this reporting period.

Additional items of note regarding this compliance rate can be found in the accompanying staff report to this resolution.

B. RESIDENTIAL GROUP R OCCUPANCIES:

Residential Group R occupancies, for the purpose 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 a number of residential care facilities). These residential care facilities have a number of 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. Within the Rodeo Hercules Fire Protection District, there lies forty-one (41) Group R (and their associated sub-categories) occupancies of this nature.

During fiscal year 2023, the Rodeo Hercules Fire Protection District complete the annual inspection of forty-one (41) Group R occupancies, buildings, structures and/or facilities. This is a compliance rate of 100% for this reporting period.

Additional items of note regarding this compliance rate can be found in the accompanying staff report to this resolution.

IF ANY PART OF THE RESOLUTION OR ANY ATTACHMENTS TO IT are for any reason determined to be invalid or unconstitutional, such determination shall not affect the validity of the remaining portions of this Resolution or its attachments, and the Board hereby declares that it would have adopted this Resolution, and each section, subsection, sentence, clause, and phrase hereof, irrespective of any one or more sections, subsections, sentences, clauses or phrases being declared invalid or unconstitutional. The foregoing Resolution was duly and regularly adopted at a regular meeting of the Rodeo-Hercules Fire Protection District Board of Directors meeting held on the 10th day of April 2024, by the following vote of the Board:

AYES:

NOES:

ABSENT:

ABSTAIN:

Delano Doss, Board Chair

ATTEST:

Kimberly Corcoran, Clerk of the Board