

**RESOLUTION NO. 2013-10**

**RESOLUTION OF THE SAN RAMON VALLEY FIRE PROTECTION DISTRICT  
ESTABLISHING FINES PURSUANT TO ORDINANCE NO. 24 AND REPEALING  
RESOLUTION 2010-08**

**WHEREAS**, the San Ramon Valley First Protection District (the "District") has adopted Ordinance No. 24, which authorizes the District to issue administrative citations for violations of the District Code; and,

**WHEREAS**, Ordinance No. 24 Section 24.160 provides for the imposition of Administrative Fines and penalties; and,

**WHEREAS**, the District Code, the Fire Protection District Law of 1987, Health and Safety Code Section 13800 *et seq.*, and the California Fire Code, Title 24, Part 9 of the California Code of Regulations, authorize the imposition of a penalty for violations of the District Code; and,

**WHEREAS**, the District is required to modify Resolution 2010-08 due to the adoption of the 2012 edition of the International Fire Code and the 2013 California Building Standards Code resulting in editorial changes to the referenced code sections of Resolution 2010-08.

**NOW, THEREFORE BE IT RESOLVED**, the District approves the following Administrative Fine Schedule to be used to determine the fines and penalties imposed by Ordinance No. 24 Section 24.160:

**PASSED, APPROVED and ADOPTED** this 21<sup>st</sup> day of November, 2013 at a regular meeting of the District Board of Directors at San Ramon, California on motion made by Director Price seconded by Director Kerr and duly carried with the following roll call votes.


**AYES:** Directors Kerr, Price, Umont and Board President Stamey

**NOES:** Director Dakin

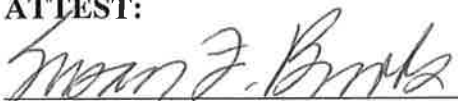
**ABSENT:** None

**ABSTAIN:** None

**DATED:** November 21, 2013

  
Matthew J. Stamey, Board President

**ATTEST:**

  
Susan F. Brooks, District Clerk

**APPROVED AS TO FORM:**

  
William D. Ross, District Counsel

**APPROVED TO CONTENT:**

  
Paige Meyer, Fire Chief

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Violation	Description	First Offense <sup>1</sup>	Second Offense <sup>1</sup>	Third Offense <sup>1</sup>
	Violation not listed on this table	\$250.00	\$1,000.00	\$2,000.00
2013 CFC 107.5	Overcrowding	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 1030.2	Obstructed exit	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 1008.1.9	Unapproved locking device on egress door	\$500.00	\$1,000.00	\$2,000.00
SRVFPD Ord #29 §111.4	Failure to comply with stop work order	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 109.3.4	Removal of stop work order notice	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 105.1.1	Failure to obtain operational permit	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 105.1.1	Failure to obtain construction permit	\$1,000.00	\$2,000.00	\$5,000.00
2013 CFC 105.3	Failure to abide by condition(s) of a permit	\$250.00	\$500.00	\$1,000.00
2013 CFC 102.3	Change of use or occupancy without approval	\$1,000.00	\$2,000.00	\$5,000.00
SRVFPD Ord #29 § 3301.1.3	Possession, manufacture, storage, sale, use, safe and sane fireworks	\$100.00	\$1,000.00	\$2,000.00
H&S 12671	Possession of dangerous fireworks less than 25 pounds not registered by the State Fire Marshal <sup>2</sup>	\$1,000.00	\$2,000.00	\$5,000.00
H&S 12677	Possession of dangerous fireworks less than 25 pounds without a permit <sup>2</sup>	\$1,000.00	\$2,000.00	\$5,000.00
H&S 12686	Use special effects fireworks without a pyrotechnic license	\$1,000.00	\$2,000.00	\$5,000.00
2013 CFC 901.6	Failure to perform inspection, testing and maintenance on fire sprinkler system	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 901.6	Failure to maintain sprinkler system in operative condition at all times	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 904.11.6.2	Failure to maintain and service extinguishing system in commercial kitchen	\$250.00	\$500.00	\$1,000.00
2013 CFC 904.11.6.1	New or relocated cooking appliance without permit / Unprotected cooking appliance	\$250.00	\$500.00	\$1,000.00
2013 CFC 609.3.3	Failure to clean hood, duct and grease-removal device	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 907.8	Failure to perform inspection, testing and maintenance on fire alarm system	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 907.8.5	Failure to maintain the fire and life safety system in operable condition at all times	\$500.00	\$1,000.00	\$2,000.00
SRVFPD Ord #29 § 401.3.4	Unwarranted fire alarm	\$500.00	\$1,000.00	\$1,500.00
2013 CFC 901.8	Removal or tampering of fire protection equipment	\$1,000.00	\$2,000.00	\$4,000.00
Cal Code Regs, Tit 19 § 3.14	Allowing a fire hazard to exist	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 310.7	Dangerous discard of burning object	\$100.00	\$250.00	\$500.00
2013 CFC 503.4	Obstruction of fire apparatus access road	\$500.00	\$1,000.00	\$2,000.00
2013 CFC 3312.1	No water supply during construction	\$1,000.00	\$2,000.00	\$5,000.00
2013 CFC 3310.1	Inadequate fire department access during construction	\$500.00	\$1,000.00	\$2,000.00
SRVFPD Ord #29 Appendix K	Failure to abate hazard	\$500.00	\$1,000.00	\$2,000.00

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<sup>1</sup> In a 12 month period.

<sup>2</sup> Fines collected related to “dangerous fireworks” shall be limited to persons who possess, sell, use and/or display, or the seizure of, 25 pounds or less (gross weight) of such dangerous fireworks. Fines shall not be subject to Health and Safety Code Section 12706, which section provides that certain fines collected by a court of the state be deposited with, and disbursed by, the County Treasurer. However, the District shall provide cost reimbursement to the State Fire Marshal pursuant to regulations to be adopted by the State Fire Marshal addressing the State Fire Marshal’s cost for the transportation and disposal of “dangerous fireworks” seized by the District, which costs will be part of any administrative fine imposed. Unless and until said regulations have been adopted by the state of California, the District shall hold in trust \$250 or 25% of any fine collected, which ever is greater, to cover the cost reimbursement to the State Fire Marshal for the said cost of transportation and disposal of the “dangerous fireworks.”