

ORDINANCE NO. 773

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA
ADOPTING AND AMENDING THE 2021 EDITION OF THE INTERNATIONAL
WILDLAND-URBAN INTERFACE CODE.

The City Council of the City of Loma Linda does hereby ordain as follows:

SECTION 1. Chapter 15.30 of Title 15 of the Loma Linda Municipal Code is hereby added to read as follows:

Chapter 15.30

WILDLAND-URBAN INTERFACE CODE

Sections:

15.30.010	Findings and Adoption of the International Wildland-Urban Interface Code
15.30.020	Definitions
15.30.030-220	Amendments to the International Wildland-Urban Interface Code

15.30.010 Findings and Adoption of the International Wildland-Urban Interface Code

(a) FINDINGS. The City Council of the City of Loma Linda hereby finds and determines:

1. That the International Code Council (ICC) is a private organization which has been in existence for a period of at least three years.

2. That the International Wildland-Urban Interface Code (IWUIC), 2021 Edition, published by said organization, is a nationally recognized compilation of proposed rules, regulations, and standards of said organization.

3. That said International Wildland-Urban Interface Code has been printed and published as a code in book form within the meaning of Section 50022.2 et seq. of the California Government Code.

4. That one copy of the 2021 International Wildland-Urban Interface Code, certified by the Clerk of the City of Loma Linda to be a true copy, have been filed for use and examination by the public in the Fire Prevention office of the Fire Department of the City of Loma Linda.

5. The sections of said International Wildland-Urban Interface Code may be referred to by the number used in said published compilation, preceded by the words "International Wildland-Urban Interface Code Section" or "Wildland-Urban Interface Code Section" or "WUI Code Section," and may also be referred to by additional reference to the Loma Linda Municipal Code and sections therein pertaining to said International Wildland-Urban Interface Code.

(b) ADOPTION OF THE THE INTERNATIONAL WILDLAND-URBAN INTERFACE CODE.

The City Council of the City of Loma Linda hereby adopts and amends the 2021 Edition of the International Wildland-Urban Interface Code, and International Wildland-Urban Interface Code Appendices A, B and D; as compiled and published by the International Code Council.

15.30.020 Definitions.

- (a) Wherever the word "Jurisdiction" is used in said Wildland-Urban Interface Code, it shall mean the City of Loma Linda.
- (b) Wherever the term "Code Official" is used in said Wildland-Urban Interface Code, it shall mean the Fire Marshal for the City of Loma Linda.
- (c) Wherever the term "Corporation Counsel" is used in said Wildland-Urban Interface Code, it shall mean the City Attorney for the City of Loma Linda.
- (d) Wherever the term "Fire Department" is used in said Wildland-Urban Interface Code, it shall mean the Fire Department of the City of Loma Linda.
- (e) An employee of the Fire Department of the City of Loma Linda, when enforcing the International Wildland-Urban Interface Code, the Loma Linda Municipal Code and other laws, rules and regulations relating to fire and life safety, fire prevention and fire investigation, shall be deemed a "Peace Officer" as those words are used in Section 830.31 of the California Penal Code.

15.30.030 Section 101.1 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

101.1 Title. These regulations shall be known as the *Wildland-Urban Interface Code* of the City of Loma Linda, hereinafter referred to as "this code."

15.30.040 Section 105.3 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

105.3 Alternative materials or methods. The code official, in concurrence with approval from the building official and fire chief, is authorized to approve alternative materials or methods, provided that the code official finds that the proposed design, use or operation satisfactorily complies with the intent of this code and that the alternative is, for the purpose intended, at least equivalent to the level of quality, strength, effectiveness, fire resistance, durability and safety prescribed by this code. Approvals under the authority herein contained shall be subject to the approval of the building official where the alternate material or method involves matters regulated by the California Building Code. The code official shall require that sufficient evidence or proof be submitted to substantiate any claims made regarding the use of alternative materials or methods. The details of any action granting approval of an alternative shall be recorded and entered in the files of the code enforcement agency. Where the alternative method of construction is not approved, the code official shall respond in writing, stating the reasons the alternative was not approved.

15.30.050 Section 107.1 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

107.1 Work exempt from permit. Unless otherwise provided in the requirements of the *California Building Code*, a permit shall not be required for the following: (Remainder of section remains the same.)

15.30.060 Section 109.6 of the International Wildland-Urban Interface Code is hereby added to read as follows:

109.7 Permit Fees. Permit fees as established by City Council Resolution shall be collected by the Finance Department. Proof of receipt shall accompany all applications for permit applications prior to inspection and approval by the code official.

15.30.070 Section 107.13 of the International Wildland-Urban Interface Code is hereby added to read as follows:

109.8 Fees Not Refundable. Permit fees shall not be refundable for any reason after initiation of inspection procedures.

15.30.080 Section 108.3 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

107.3 Site plan. In addition to the requirements for plans in the *California Building Code*, site plans shall include topography, width and percent of grade of access roads, landscape and vegetation details, locations of structures or building envelopes, existing or proposed overhead utilities, occupancy classification of buildings, types of ignition-resistant construction of buildings, structures and their appendages, roof classification of buildings, and site water supply systems.

15.30.090 Section 109.2.4 of the International Wildland-Urban Interface Code is hereby added to read as follows:

109.2.4 Inspection fees. The code official is authorized to collect appropriate fees for inspections according to City Council Resolution establishing fees.

15.30.100 Section 201.3 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

201.3 Terms defined in other codes. Where terms are not defined in this code and are defined in other *California* or *International Codes*, such terms shall have the meanings ascribed to them as in those codes.

15.30.110 Section 202, definition of "BUILDING OFFICIAL," of the International Wildland-Urban Interface Code is hereby amended to read as follows:

BUILDING OFFICIAL. The officer or other designated authority charged with the administration and enforcement of the *California Building Code*, or the building official's duly authorized representative.

15.30.120 Section 202, definition of "FUEL, HEAVY," of the International Wildland-Urban Interface Code is hereby amended to read as follows:

FUEL, HEAVY. Vegetation consisting of round wood 3 to 8 inches (76 to 203 mm) in diameter. Heavy fuels represent dense conifer stands where there is a heavy accumulation of litter and downed woody material. See applicable National Fire Danger Rating system (NFDR), fuel models G & U as described in Appendix D.

15.30.130 Section 202, definition of “FUEL, LIGHT,” of the International Wildland-Urban Interface Code is hereby amended to read as follows:

FUEL, LIGHT. Vegetation consisting of herbaceous plants and round wood less than 1/4 inch (6.4 mm) in diameter. Light fuels represent western grasslands vegetated by annual or perennial grasses and forbs. Grasses and forbs are the primary ground fuel, but there can be enough needle litter and branch wood present from an open pine stand to contribute to the fuel loading. See applicable National Fire Danger Rating system (NFDR), fuel models A, C & L as described in Appendix D.

15.30.140 Section 202, definition of “FUEL, MEDIUM,” of the International Wildland-Urban Interface Code is hereby amended to read as follows:

FUEL, MEDIUM. Vegetation consisting of round wood 1/4 to 3 inches (6.4 mm to 76 mm) in diameter. Medium fuels represent mature, dense fields of California mixed chaparral. See applicable National Fire Danger Rating system (NFDR), fuel models B & F as described in Appendix D.

15.30.150 Section 202, definition of “FUEL MODIFICATION,” of the International Wildland-Urban Interface Code is hereby added to read as follows:

FUEL MODIFICATION. A strip of land where combustible vegetation has been thinned, modified or both and partially or totally replaced with approved drought-tolerant, fire-resistant, and/or irrigated plants to provide an acceptable level of risk from vegetation fires. Fuel modification reduces radiant and convective heat, thereby reducing the amount of heat exposure on the roadway or structure and providing fire suppression forces a safer area in which to take action.

15.30.160 Section 202, definition of “HEAVY TIMBER CONSTRUCTION,” of the International Wildland-Urban Interface Code is hereby amended to read as follows:

HEAVY TIMBER CONSTRUCTION. As described in the *California Building Code*.

15.30.170 Section 404.5, Subsection 2, Exception, of the International Wildland-Urban Interface Code is hereby amended to read as follows:

Exception: A reduction in required flow rate of up to 50 percent, as approved by the code official, is allowed where the building is provided with an approved automatic sprinkler system. The resulting water supply shall not be less than 1,500 gallons per minute (94.6 L/s).

15.30.180 Section 404.10.3 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

404.10.3 Standby power. Stationary water supply facilities within the wildland-urban interface area dependent on electrical power to meet adequate water supply demands shall provide standby power systems in accordance with section 604 of the *California Fire Code* and section 2702 of the *California Building Code* to ensure that an uninterrupted water supply is maintained. The standby power source shall be capable of providing power for not less than two hours. (Remainder of section remains the same.)

15.30.190 Section 501.1 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

501.1 Scope. Buildings and structures shall be constructed in accordance with the *California Building Code* and this code. (Remainder of section remains the same.)

15.30.200 Section 504.3 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

504.3 Protection of eaves. Eaves and soffits shall be protected on the exposed underside by materials approved for not less than 1-hour fire-resistance-rated construction, 2-inch (51 mm) nominal dimension lumber, or 1-inch (25.4 mm) nominal fire-retardant-treated lumber or ¾-inch (19 mm) nominal fire-retardant-treated plywood, identified for exterior use and meeting the requirements of Section 2303.2 of the *California Building Code*. Fascias are required and shall be protected on the backside by materials approved for not less than of 1-hour fire-resistance-rated construction or 2-inch (51 mm) nominal dimension lumber.

15.30.210 Section 504.7 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

504.7 Appendages and projections. Unenclosed accessory structures attached to buildings with habitable spaces and projections, such as decks, shall be not less than 1-hour fire-resistance-rated construction, heavy timber construction or constructed of approved noncombustible materials or fire-retardant-treated wood identified for exterior use and meeting the requirements of Section 2303.2 of the *California Building Code*. (Remainder of section remains the same.)

15.30.220 Section 505.7 of the International Wildland-Urban Interface Code is hereby amended to read as follows:

505.7 Appendages and projections. Unenclosed accessory structures attached to buildings with habitable spaces and projections, such as decks, shall be not less than 1-hour fire-resistance-rated construction, heavy timber construction or constructed of approved noncombustible materials or fire-retardant-treated wood identified for exterior use and meeting the requirements of Section 2303.2 of the *California Building Code*. (Remainder of section remains the same.)

15.30.230 Section A104.5 of the International Wildland Urban Interface Code is hereby amended to read as follows:

A104.5 Equipment and devices generating heat, sparks, or open flames: Only portable BBQ's using one pound propane fuel supply shall be allowed in all Wildland areas and community parks in the City of Loma Linda, i.e. Leonard Bailey Park, Hulda Crooks Park, Cottonwood Park, Elmer Digneo Park, Seamount Park, Ted and Lila Dawson Park.

SECTION 2. Penalties. If any person shall violate any of the provisions of this Ordinance, or fail to comply with any of the mandatory requirements of this Ordinance, he shall be guilty of an infraction. Any person convicted of an infraction under the provisions of a City Ordinance shall be punishable by (1) a fine of not more than one hundred dollars (\$100.00) for a first violation; (2) a fine not exceeding two hundred dollars (\$200.00) for a second violation of the same Ordinance within one year and (3) a fine not exceeding five hundred dollars (\$500.00) for each additional violation of the same Ordinance within one year. Each such person shall be deemed guilty of a separate offense for every day during such portion of which any violation of this Ordinance is committed, continued or permitted by such person, and shall be punishable therefore as provided by this Ordinance.

SECTION 3. Validity. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such holding or holdings shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, clause sentence and phrase thereof, irrespective of the fact that any one or more sections, subsections, clauses, sentences or phrases be declared invalid.

SECTION 4. Posting. Prior to the expiration of 15 days from its passage, the City clerk shall cause this Ordinance to be posted pursuant to law in 3 public places designated for such purpose by the City Council.

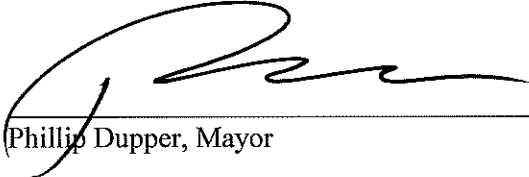
This Ordinance was introduced at the regular meeting of the City Council of the City of Loma Linda, California, held on the 11th day of October, 2022, and was adopted on the 8th day of November, 2022, by the following vote to wit:

Ayes: Dupper, Dailey, Rigsby, Lenart, Jindal

Noes: None


Absent: None

Abstain: None



Phillip Dupper, Mayor

Attest:



Lynette Arreola, City Clerk