RESOLUTION NO. \_\_\_\_\_\_

**RESOLUTION OF THE NAPA COUNTY BOARD OF SUPERVISORS,**

**STATE OF CALIFORNIA, RATIFYING ORDINANCE NO. 2016-01 OF THE AMERICAN CANYON FIRE PROTECTION DISTRICT ADOPTING THE 2016 CALIFORNIA FIRE CODE WITH AMENDMENTS SPECIFIC TO LOCAL CLIMATIC, GEOGRAPHIC AND TOPOGRAPHIC CONDITIONS**

**WHEREAS,** the State of California revises its Building Standards Code on a triennial basis, which includes revisions to the California Fire Code; and

**WHEREAS,** pursuant to Health and Safety Code Section 13869.7, *et seq*., a fire protection district may adopt building standards relating to fire and panic safety that are more stringent than those building standards adopted by the State Fire Marshal and contained in the California Building Standards Code based on local climatic, geological, or topographical conditions; and

**WHEREAS,** an ordinance passed by a fire protection district to adopt more stringent building standards relating to fire and panic safety must either be ratified, modified, or denied by the legislative body in which the fire district is located; and

**WHEREAS,** a portion of the American Canyon Fire Protection District (District) is located within the unincorporated area of Napa County, therefore Napa County must ratify, modify or deny the adopted ordinance pursuant to Health and Safety Code Section 13869.7(c) as it concerns the portion of the District located within the unincorporated area of Napa County; and

**WHEREAS,** the District has adopted the 2016 California Fire Code with certain amendments pursuant to District Ordinance No. 2016-01 (attached hereto); and

**WHEREAS,** the District’s amendments to the 2016 California Fire Code are deemed more stringent but necessary due to local climatic, geological, or topographical conditions as set forth in specific findings adopted by the District in Section 4 of Ordinance No. 2016-01; and

**WHEREAS,** the Napa County Fire Chief has reviewed and recommends the Board of Supervisors ratify the District’s Ordinance adopting the 2016 California Fire Code as amended by the District based on the local climatic, geological and/or topographical conditions within the District set forth in Section 4 of the Ordinance.

**NOW, THEREFORE, BE IT RESOLVED** that the Napa County Board of Supervisors:

1. Ratifies American Canyon Fire Protection District Ordinance No. 2016-01, including its amendments to the 2016 California Fire Code, and delegates the enforcement of this Ordinance to the Chief of the American Canyon Fire Protection District, pursuant to Health and Safety Code Section 13869.7(h)(1)(A).

2. Within fifteen days of the adoption of this Resolution, a certified copy shall be transmitted by the Clerk of the Board of Supervisors to the American Canyon Fire Protection District, pursuant to Health and Safety Code Section 13869.7(c).

3. The Clerk of the Board of Supervisors shall file with the State Department of Housing and Community Development a copy of this Resolution with the attachment consisting of the American Canyon Fire Protection District’s Ordinance No. 2016-01, containing the District’s Findings, pursuant to Health and Safety Code Section 13869.7(c).

 **THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED** by the Napa County Board of Supervisors, State of California, at a regular meeting of the Board held on the 20th day of December, 2016, by the following vote:

 AYES: SUPERVISORS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 NOES: SUPERVISORS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 ABSTAIN: SUPERVISORS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 ABSENT: SUPERVISORS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 NAPA COUNTY, a political subdivision of

 the State of California

 By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Alfredo Pedroza, Chair(man) of the

 Board of Supervisors

|  |  |  |
| --- | --- | --- |
| APPROVED AS TO FORMOffice of County CounselBy: Dylan Roy  Deputy County CounselDate: December 2, 2016  | APPROVED BY THE NAPA COUNTYBOARD OF SUPERVISORSDate: Processed By:  Deputy Clerk of the Board | ATTEST: GLADYS I. COILClerk of the Board of SupervisorsBy:  |