

**RESOLUTION NO. 2022-13**

**RESOLUTION OF THE SAN RAMON VALLEY FIRE PROTECTION DISTRICT  
ESTABLISHING FINES PURSUANT TO ORDINANCE NO. 24 AND REPEALING  
RESOLUTION 2013-10**

**WHEREAS**, the San Ramon Valley First Protection District (the “District”) has adopted Ordinance 2010-24, which authorizes the District to issue administrative citations for violations of the District Code; and,

**WHEREAS**, Ordinance 2010-24 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 wishes to update, from time to time, the penalties and reference numbers commensurate with changes in applicable law and costs incurred by the District.

**NOW, THEREFORE BE IT RESOLVED**, the District adopts the Administrative Fine Schedule to be used to determine the fines and penalties imposed by Ordinance 2010-24 Section 24.160 as set forth in the attached and incorporated **Attachment A**.

**PASSED, APPROVED and ADOPTED** this 16<sup>th</sup> day of November, 2022 at a regular meeting of the District Board of Directors at San Ramon, California on motion made by Director Parker seconded by Vice President Kerr and duly carried with the following roll call votes.

AYES: Crean, Kerr, Parker, Stamey, Lee

NOES: None

ABSTAIN: None

ABSENT: None

**{{SIGNATURES TO FOLLOW ON NEXT PAGE}}**

**DATED: November 16, 2022**

**SAN RAMON VALLEY FIRE PROTECTION DISTRICT**

DocuSigned by:

*Ryan Crean*

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Ryan Crean

President, Board of Directors

**ATTEST:**

DocuSigned by:

*Stephanie Brendlen*

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Stephanie Brendlen, District Clerk

**APPROVED AS TO CONTENT:**

DocuSigned by:

*Paige Meyer*

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Paige Meyer, District Fire Chief

**APPROVED AS TO FORM:**

DocuSigned by:

*Stephanie Brendlen*

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Stephanie Brendlen, District Counsel

**ATTACHMENT A****Resolution No. 2022-13**

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
2022 CFC 109.6	Overcrowding	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 1032.2	Obstructed exit	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 1010.2	Unapproved locking device on egress door	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 113.4	Failure to comply with stop work order	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 112.3.4	Removal of stop work order notice	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 105.1.1	Failure to obtain operational permit	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 105.1.1	Failure to obtain construction permit	\$1,000.00	\$2,000.00	\$5,000.00
2022 CFC 105.3	Failure to abide by condition(s) of a permit	\$250.00	\$500.00	\$1,000.00
2022 CFC 102.3	Change of use or occupancy without approval	\$1,000.00	\$2,000.00	\$5,000.00
SRVFPD Ord 2022-37 § 5601.1.3	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
2022 CFC 901.6	Failure to perform inspection, testing and maintenance on fire sprinkler system	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 901.6	Failure to maintain sprinkler system in operative condition at all times	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 904.13.5.2	Failure to maintain and service extinguishing system in commercial kitchen	\$250.00	\$500.00	\$1,000.00
2022 CFC 904.13.5.1	New or relocated cooking appliance without permit / Unprotected cooking appliance	\$250.00	\$500.00	\$1,000.00
2022 CFC 606.3.3	Failure to clean hood, duct and grease-removal device	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 907.8	Failure to perform inspection, testing and maintenance on fire alarm system	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 907.8.1	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 2022-37 § 401.5.1	Unwarranted fire alarm	\$500.00	\$1,000.00	\$1,500.00
2022 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
2022 CFC 310.7	Dangerous discard of burning object	\$100.00	\$250.00	\$500.00
2022 CFC 503.4	Obstruction of fire apparatus access road	\$500.00	\$1,000.00	\$2,000.00
2022 CFC 3313.1	No water supply during construction	\$1,000.00	\$2,000.00	\$5,000.00
2022 CFC 3311.1	Inadequate fire department access during construction	\$500.00	\$1,000.00	\$2,000.00
TBD	Failure to abate hazard	\$500.00	\$1,000.00	\$2,000.00

<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, whichever is greater, to cover the cost reimbursement to the State Fire Marshal for the said cost of transportation and disposal of the “dangerous fireworks.”