



## Legislation Details (With Text)

**File #:** 22-519      **Version:** 3

**Type:** Consent Calendar      **Status:** Passed

**File created:** 6/8/2022      **In control:** City Council/Public Financing Authority

**On agenda:** 6/21/2022      **Final action:** 6/21/2022

**Title:** Adopt Resolution No. 2022-36 to acknowledge receipt of a Fire Department report regarding the annual inspection of certain occupancies

**Attachments:** 1. Att #1 Reso 2022-36

Date	Ver.	Action By	Action	Result
6/21/2022	3	City Council/Public Financing Authority	approved	Pass

### REQUEST FOR CITY COUNCIL ACTION

**SUBMITTED TO:** Honorable Mayor and City Council Members

**SUBMITTED BY:** Sean Joyce, Interim City Manager

**VIA:** Scott M. Haberle, Fire Chief

**PREPARED BY:** Janice Van Mullem, Fire Marshal

**Subject:**

**Adopt Resolution No. 2022-36 to acknowledge receipt of a Fire Department report regarding the annual inspection of certain occupancies**

**Statement of Issue:**

The Huntington Beach Fire Department is seeking City Council approval of the attached resolution acknowledging receipt of their report regarding the annual inspection of certain occupancies as mandated by the State of California. This resolution will be submitted to the State of California in compliance with State Senate Bill 1205.

**Financial Impact:**

Not applicable.

**Recommended Action:**

Adopt Resolution No. 2022-36: "A Resolution of the City Council of the City of Huntington Beach Acknowledging Receipt of a Report Made by the Fire Chief of the Huntington Beach Fire Department Regarding the Inspection of Certain Occupancies Required to Perform Annual Inspections in Such Occupancies Pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code."

**Alternative Action(s):**

Do not approve the resolution, and direct staff accordingly.

### **Analysis:**

The State legislature requires the chief of every fire department to conduct annual inspections on every public or private schools, hotel, motel, lodging house, apartment house, and certain residential care facilities (Health and Safety Code 13146.3, 13146.2, 17921(b)).

Beginning on January 1, 2019, every fire department must report on these State mandated annual inspections (Health and Safety Code 13146.4, *Added by Stats. 2018, Ch. 854, Sec. 1. (SB 1205) Effective January 1, 2019*). The City Council must acknowledge receipt of the report in the form of a resolution or other formal document.

### **Definitions of Key Terms:**

R1 - Residential occupancies with transient (<30 days) occupants

- Boarding houses (transient) no more than 10 occupants
- Congregate residents (transient) no more than 10 occupants
- Hotels, motels

R2 - Residential - Residential occupancies containing sleeping units or more than two dwelling units where the occupants are primarily permanent in nature, including apartments

R2.1 - 24-hour living facilities may contain >6 non-ambulatory and/or bedridden clients.

- Assisted living facilities such as residential care facilities, residential care facilities for the elderly (RCFEs), adult residential facilities, group homes, etc.
- Social rehabilitation facilities such as halfway houses, community correctional centers, community treatment programs, alcoholism or drug abuse recovery or treatment

R4 - 24-hour living facilities more than six ambulatory clients, but not more than 16 persons; maximum of six non-ambulatory or bedridden clients

- Assisted living facilities such as residential care facilities, residential care facilities for the elderly (RCFEs), adult residential facilities, group homes, etc.
- Social rehabilitation facilities such as halfway houses, community correctional centers, community treatment programs, alcoholism or drug abuse recovery or treatment

**E** - Facilities used for educational purposes through the 12<sup>th</sup> grade. For purposes of reporting, the data presented does not include occupancies designated as Es that are day cares or that are facilities located in Es (e.g., YMCA after school care).

### **Procedures**

In order to meet this mandate, the Community Risk Reduction Division assigns annual inspections to Community Risk Reduction staff and to Fire Companies. Inspections are logged into the Accela records management system. In 2021, all R1, R2, R2.1, R4, and Es were inspected.

### **Data**

Occupancy Type	# in Jurisdiction	# of Inspections
R1s ("hotel, motel, lodging houses")	20	20
R1s that are also High Rises	3	3
R2s ("apartment houses")	2,537	2,537
R2 that are also High Rises	1	1
R2.1 ("supervised residential")	5	5
R4s ("residential/assisted living")	1	1
Es ("public and private schools")	38	38

In conformance with Senate Bill 1205, staff recommends the adoption of the resolution shown as Attachment 1.

**Environmental Status:**

Not applicable.

**Strategic Plan Goal:**

Non Applicable - Administrative Item

**Attachment(s):**

1. Resolution No. 2022-36: "A Resolution of the City Council of the City of Huntington Beach Acknowledging Receipt of a Report Made by the Fire Chief of the Huntington Beach Fire Department Regarding the Inspection of Certain Occupancies Required to Perform Annual Inspections in Such Occupancies Pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code."