

**ORDINANCE NO. 1855**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ADOPTING THE MOST RECENT VERSION OF THE LOS ANGELES COUNTY FIRE CODE AS SET FORTH IN TITLE 32 OF THE LOS ANGELES COUNTY CODE BY REFERENCE AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO THE COMMON SENSE EXEMPTION OF CEQA GUIDELINES SECTION 15061(b)(3)**

WHEREAS, California Health & Safety Code section 18901 et seq. provides that the Building Standards Commission shall adopt a California Building Standards Code ("CBSC") based on specified uniform codes with input from various State Departments; and

WHEREAS, the 2022 CBSC has been adopted and is codified in Title 24 of the California Code of Regulations and the 2022 California Fire Code is Part 9 thereof; and

WHEREAS, the 2022 California Fire Code has applied by default to the City since January 1, 2023; and

WHEREAS, California Health & Safety Code provides that a city or county may make changes in the provisions in the CBSC or upon finding that such changes or modifications are reasonably necessary because of local climatic, geologic, or topographic conditions; and

WHEREAS, due to an initiative measure passed by the voters in 1999, the City of Gardena is required to adopt the most current version of the Los Angeles County Fire Code by reference; and

WHEREAS, on March 2, 2023, the Los Angeles County Board of Supervisors adopted the revised Los Angeles County Fire Code which includes changes and amendments to the 2022 California Fire Code (Ordinance No. 2023-0008); and

WHEREAS, pursuant to Government Code section 50022.2, the City may adopt a code by reference; and

WHEREAS, County Ordinance No. 2023-0008 includes a statement of reasons based on climatic, geological, and topographical conditions for amendments to the 2022 Fire Code; and

WHEREAS, the City Council of Gardena adopts the same justifications as the County for the amendments as set forth in Ordinance No. 20223-008; and

WHEREAS, the City Council of the City of Gardena introduced this Ordinance on June 13, 2023 and set a public hearing for July 11, 2023; and

WHEREAS, a duly noticed public hearing was held on July 11, 2023.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 8.08.020 of the Gardena Municipal Code is hereby amended to read as follows:

Section 8.08.020. Los Angeles County Fire Code Version.

Pursuant to section 8.08.010, which requires the city to adopt the latest version of the Los Angeles County Fire Code by reference, the version of the Los Angeles County Fire Code for the city shall be the version of Title 32 of the Los Angeles County Code as set forth in Ordinance No. 2023-0008 adopted by the Los Angeles County Board of Supervisors on March 2, 2023.

SECTION 2. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of the ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional.

SECTION 3. City Clerk Direction. The City Clerk shall certify to the passage of this ordinance and shall cause the same to be entered in the book of original ordinances of the City; shall make a minute passage and adoption thereof in the records of the meeting at which time the same is passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof, cause a summary of the ordinance to be published as required by law.

SECTION 4. A fully copy of the code which is adopted by reference herein shall be kept either in the City Clerk's office or in the office of the chief enforcement officer for the fire code during all such times as this ordinance is in effect.

SECTION 5. Effective Date. This ordinance shall not become effective or be in force until thirty days from and after the date of this adoption.

Passed, approved, and adopted this 11th day of July, 2023

*Tasha Cerda*

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TASHA CERDA, Mayor

ATTEST:

*Mina Semenza*

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MINA SEMENZA, City Clerk

APPROVED AS TO FORM:

*Carmen Vasquez*

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CARMEN VASQUEZ, City Attorney

STATE OF CALIFORNIA                    )  
COUNTY OF LOS ANGELES            ) ss:  
CITY OF GARDENA                        )

I, **MINA SEMENZA**, City Clerk of the City of Gardena, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing Ordinance being **Ordinance No. 1855** was duly passed and adopted by the City Council of said City of Gardena, approved and signed by the Mayor of said City, and attested by the City Clerk, all at a special meeting of said City Council held on the **11<sup>th</sup> day of July 2023**, and that the same was so passed and adopted by the following roll call vote:

AYES:     COUNCIL MEMBERS TANAKA AND FRANCIS, MAYOR PRO TEM  
          HENDERSON, COUNCIL MEMBER LOVE, AND MAYOR CERDA

NOES:

ABSENT:

Becky Romero  
City Clerk of the City of Gardena, California

(SEAL)