

ORDINANCE NO. 3317

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, AMENDING FULLERTON MUNICIPAL CODE TITLE 13, CHAPTER 13.20 TO ADOPT THE 2022 EDITION OF THE CALIFORNIA FIRE CODE WITH LOCAL AMENDMENTS

THE CITY COUNCIL OF THE CITY OF FULLERTON ORDAINS AS FOLLOWS:

Section 1. City Council deletes Fullerton Municipal Code Chapter 13.20, Fullerton Fire Code of 2019, in its entirety and replaces with the following:

Chapter 13.20.

2022 FULLERTON FIRE CODE

SECTIONS:

- 13.20.10 Adoption of the 2022 California Fire Code
- 13.20.20 General, Amended
- 13.20.30 Applicability, Amended
- 13.20.40 Department of Fire Prevention, Amended
- 13.20.50 Permits, Amended
- 13.20.60 Fees, Added
- 13.20.70 Maintenance, Added
- 13.20.80 Means of Appeals, Amended
- 13.20.90 Violations, Amended
- 13.20.100 Stop Work Order, Amended
- 13.20.110 Validity, Added
- 13.20.120 Definitions, Added
- 13.20.130 Vegetation, Amended
- 13.20.140 Hazardous Conditions, Added
- 13.20.150 Open Burning, Recreational Fires, and Portable Outdoor Fireplaces, Added
- 13.20.160 Christmas Tree Sales, Added
- 13.20.170 Use of Equipment, Added
- 13.20.180 Fire Apparatus Access Roads, Amended
- 13.20.190 Premises Identification, Amended
- 13.20.200 Key Boxes, Amended
- 13.20.210 Fire Protection Water Supplies, Amended
- 13.20.220 Emergency Responder Radio Coverage, Amended
- 13.20.230 Fire Protection and Life Safety Systems, Amended
- 13.20.240 Construction Requirements for Existing Buildings, Amended
- 13.20.250 Energy Systems, Amended

- 13.20.260 Defensible Space, Amended
- 13.20.270 Fuel Modification Requirements in Protected Areas, Added
- 13.20.280 Explosives and Fireworks General, Added
- 13.20.290 Fireworks Display, Added
- 13.20.300 Appendix D, Amended

**13.20.10 ADOPTION OF THE 2019 CALIFORNIA FIRE CODE
LOCAL FULLERTON AMENDMENTS**

Pursuant to the provisions of Section 50022.1 to 50022.8, inclusive, of the Government Code of the State of California, the City Council of the City of Fullerton does hereby adopt, by reference, the 2022 Edition of the California Fire Code, incorporating by reference the 2021 International Fire Code with California Amendments, as codified within Part 9, Title 24 of the California Code of Regulations, also known as the California Building Standards Code, as amended by this Chapter, including Appendix Chapter 4, and Appendices B, BB, C, CC, D, E, F, G, I, K, M, N and O, but specifically excluding Appendices A, H, J, L, and P as amended, and the whole thereof, save and except such portions as are hereinafter deleted or amended by this chapter. One copy of this Code has been and is now filed in the office of the City Clerk of the City of Fullerton and the same is hereby adopted and incorporated as if fully set out at length herein, and from the date on which this ordinance shall take effect, which is January 1, 2023, the provisions thereof shall be controlling within the limits of the City of Fullerton.

13.20.20 SECTION 101 GENERAL

Section 101.1 Title. (Amended)

These regulations shall be known as the 2022 Fullerton Fire Code, hereinafter referred to in this chapter as "this code."

13.20.30 SECTION 102 APPLICABILITY

Section 102.10 Conflicting Provisions. (Amended)

Where there is a conflict between a general requirement and a specific requirement, the fire code official shall decide which requirement meets the general intent of this code.

13.20.40 SECTION 103 DEPARTMENT OF FIRE PREVENTION

Section 103.3 Deputies. (Amended)

In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the fire code official

shall have the authority to appoint a deputy fire code official, other related technical officers, inspectors and other employees. When requested by the fire code official, the Chief of Police is authorized to assign such available police officers as necessary to assist the fire department in enforcing the provisions of this code.

13.20.50 SECTION 105 PERMITS

Section 105.5 Required Operational Permits. (Amended)

The fire code official is authorized to issue operational permits for the operations set forth in Appendix Chapter 1, Sections 105.5.1 through 105.5.62

Subsection 105.5.6 Cellulose Nitrate Film. (Amended)

An operational permit is required to store, handle or use cellulose nitrate film.

Subsection 105.5.55 Aircraft Refueling Vehicles. (Added)

A permit is required to operate an aircraft refueling vehicle.

Subsection 105.5.56 Christmas Tree Lot. (Added)

A permit is required to operate a Christmas tree lot in the City of Fullerton.

Subsection 105.5.57 Fire Clearance, New Business. (Added)

A fire clearance inspection is required to open or to change ownership of a Fullerton business.

Subsection 105.5.58 Fire Clearance Required by State or Other Governmental Agencies. (Added)

Classifications:

- A. Convalescent, Nursing Homes, Assisted Living
- B. Child Day Care Facilities – less than 26 persons
- C. Child Day Care Facilities – 26 or more persons
- D. Hospitals, less than 100 beds
- E. Hospitals, 100 beds or more
- F. Sanitariums

- G. Schools (private)
- H. Residential Care Facilities, less than 26 persons
- I. Residential Care Facilities, 26 or more persons
- J. Residential Care Facilities, more than 6 non-ambulatory persons

Subsection 105.5.59 Fireworks Booth (Added)

A permit is required to operate a fireworks booth in the City of Fullerton.

Subsection 105.5.60 Fireworks Display (Added)

A permit is required to conduct a public or private fireworks display in the City of Fullerton.

Subsection 105.5.61 General Use. (Added)

A General Use Permit shall be required for any activity or operation not specifically described in this section, which in the judgment of the fire code official is likely to produce conditions hazardous to life or property.

Subsection 105.5.62 Mobile Fueling Operations (Added)

A permit is required to operate mobile fueling operations.

Section 105.6 Required Construction Permits. (Amended)

The fire code official is authorized to issue construction permits for work as set forth in Sections 105.7.1 through 105.7.25.

Subsection 105.6.25 Misc. Plan Check (Added)

Request or submittal of any type of plan or necessary review of documents pertaining to operations that are covered by the Fire Department or this Code but are not specifically listed in Chapter 1.

13.20.60 SECTION 107 FEES

Subsection 107.7 Permit Fees. (Added)

For each and every permit issued pursuant to this code, there shall be paid to the City of Fullerton Fire Department a fee in such amount

as established by resolution of the Fullerton City Council. Failure to pay such fees shall be cause for revocation of the permit.

13.20.70 SECTION 109 MAINTENANCE

Section 109.7 Occupant Count. (Added)

The supervisor of each place of assembly shall have an effective system to maintain a count of the number of occupants present in order to keep the number at or below the allowable occupant load. If the fire code official determines at any time that an accurate count of occupants is not being maintained, the occupancy shall be cleared to obtain an accurate count.

13.20.80 SECTION 111 MEANS OF APPEALS

Section 111.1 Board of Appeals Established. (Amended)

In order to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be the planning commission reconvened as the board of appeals. The board in conducting its business shall follow the appeals procedures articulated in Chapter 6.01 of the Fullerton Municipal Code. As to appeals pursuant to this Section, "Director of Community and Economic Development" shall be replaced by "fire official" throughout the applicable sections of Chapter 6.01.

Subsection 111.3 Qualifications. (Amended)

The board of appeals noted in section 109.1 shall consult and gather information from a qualified person(s) with the experience and training to consult and testify on matters pertaining to hazards of fire, explosions, hazardous conditions or fire protection systems.

13.20.90 SECTION 112 VIOLATIONS

Section 112.4 Violation Penalties. (Amended)

Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a misdemeanor, punishable by a fine of not more than \$1000

dollars or by imprisonment not exceeding 180 days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

13.20.100 SECTION 113 STOP WORK ORDER

Section 113.4 Failure to Comply. (Amended)

Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be in violation of this Code and be subject to citations and/or penalties in amounts as determined by the City Council.

13.20.110 SECTION 115 VALIDITY

Section 115.1 Validity (Added)

The Fullerton City Council hereby declares that should any section, paragraph, sentence, or word of this chapter or of the California Fire Code as adopted and amended herein be declared for any reason to be invalid, it is the intent of the Fullerton City Council that it would have passed all other portions of this ordinance independent of the elimination here from of any such portion as may be declared invalid.

13.20.120 Chapter 2, DEFINITIONS

Section 202

“FIRE HAZARD” (Added)

Anything or act which increases or could cause an increase of the hazard or menace of fire to a greater degree than that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or anything or act which could obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

“SPARK ARRESTER” (Added)

A listed device constructed of noncombustible material specifically for the purpose of meeting one of the following conditions:

1. Removing and retaining carbon and other flammable particles/debris from the exhaust flow of an internal combustion engine in accordance with California Vehicle Code Section 38366.
2. Fireplaces that burn solid fuel in accordance with California Building Code Chapter 28.

13.20.130 Section 304 VEGETATION

304.1.2 Vegetation (Amended)

Weeds, grass, vines, or other growth that is capable of being ignited and endangering property, shall be cut down and removed by the owner or occupant of the premises. Vegetation clearance requirement in urban-wildland interface areas shall be in accordance with Chapter 49. Type, amount, arrangement, and maintenance of vegetation in a fuel modification area, interior slope, or similarly hazardous area shall be in accordance with Fullerton Fire Department Standard- Fullerton Very High Hazard Severity Zone Requirements- Technical Design for New Construction Fuel Modification Plans and Maintenance Program.

13.20.140 Section 305 HAZARDOUS CONDITIONS

Section 305.6 Hazardous Conditions (Added)

305.6 Hazardous conditions. Outdoor fires burning wood or other solid fuel are not allowed when any of the following conditions applies:

1. When predicted sustained winds exceed 8 MPH and relative humidity is less than 25%, or a red flag condition has been declared
2. When an official sign was caused to be posted by the fire code official, or a public announcement is made

No outdoor fires using any fuel type are permitted when predicted sustained winds exceed 20 MPH or when such fires present a hazard as determined by the fire code official.

13.20.150 SECTION 307 OPEN BURNING, RECREATIONAL FIRES, AND PORTABLE OUTDOOR FIREPLACES

SECTION 307 OPEN BURNING, RECREATIONAL FIRES, FIRE PITS, FIRE RINGS, AND PORTABLE OUTDOOR FIREPLACES (Amended)

Subsection 307.6 (Added)

307.6 Outdoor Fires in the Fuel Modification Areas. Outdoor, open or recreational fires using wood or other solid fuel shall not be built, ignited or maintained in the fuel modification area.

Exception:

1. Occupied one and two-family dwellings where such fires are built in a permanent or portable barbeque, gas outdoor fireplace, fire pits, fire rings, or gas grill and are a minimum of 30 feet (9144mm) from a grass, grain, brush, or forest-covered area. Permanent barbecues, portable barbecues, outdoor fireplaces or grills shall not be used for the disposal of rubbish, trash, or combustible waste material.
2. Fires at official organized campsites or parks when located in permanent or portable barbecue or grill, incinerator, or outdoor fireplace (all equipped with some type of spark arrester) located at least 30 feet from combustible vegetation.

Subsection 307.6.1 (Added)

307.6.1 Outdoor fires. Outdoor, open burning and recreational fires shall not be built, ignited or maintained when the following conditions exist:

1. Predicted sustained winds exceed 8 MPH at the ground level, or a red flag condition has been declared.
2. A person age 18 or over is not present at all times to watch and tend such fire.
3. A public announcement is made that open burning is prohibited.
4. A viable water source or approved means of extinguishment is not immediately available.

Exception:

1. Occupied one and two-family dwellings where such fires are built in a permanent or portable barbeque, outdoor fireplace, or grill and are a minimum of 15 feet (9144mm) from any combustible material or structure. Permanent barbecues, portable barbecues, outdoor fireplaces or grills shall not be used for the disposal of rubbish, trash, or combustible waste material.
2. Fires at official organized campsites or parks when located in permanent or portable barbecue or grill, incinerator, or outdoor fireplace (all equipped with some type of spark arrester) located at least 30 feet from combustible vegetation.

13.20.160 SECTION 324 CHRISTMAS TREE SALES

Section 324.1 Christmas Tree Sales. (Added)

No person shall sell, display for sale, or store for sale in the City of Fullerton, any cut Christmas tree, unless a permit therefore has been obtained from the Fire Department.

Subsection 324.1.1 Permit – When issued. (Added)

Permits to sell, display for sale, or store for sale cut Christmas trees in the City of Fullerton may only be issued for the period from November 5 to December 31. The applicant must show that the proposed location and method of any activity will not constitute a fire hazard or violation of law.

Subsection 324.1.2 Cleanup Deposit. (Added)

Each applicant shall make a cleanup guarantee deposit of \$1,000.00 with the City of Fullerton. The applicant must agree that not later than the tenth day of January following the issuance of such permit, all unsold trees, combustible waste and accumulation of sawdust will be removed from the permitted location and disposed of properly. Following the tenth day of January the city may remove and dispose of accumulations and apply the deposit to costs, including overhead expenses, incurred by such removal.

Subsection 324.1.3 Return of Deposit. (Added)

The Fire Marshal will inspect sites as soon as possible after January 10 of each year. Permittees who have completed the site cleanup will receive a rebate of the cleanup guarantee deposit.

Subsection 324.1.4 Liability. (Added)

Each permittee shall provide general liability insurance in the amount of \$100,000 for each person and \$300,000 for each occurrence against any claim for any damages caused in any manner from the use of such lot or the keeping or sale of any Christmas trees therein. A certificate of such insurance shall be filed with the Fire Marshal showing the city as a named insured hereunder.

13.20.170 Section 325 USE OF EQUIPMENT

Section 325 Use of equipment (Added)

Except as otherwise provided in this section, no person shall use, operate, or cause to be operated in, upon or adjoining any hazardous fire area any internal combustion engine which uses hydrocarbon fuels, unless the engine is equipped with a spark arrester as defined in Section 202 maintained in effective working order, or the engine is constructed, equipped and maintained for the prevention of fire.

Exceptions:

1. Engines used to provide motor power for trucks, truck tractors, buses, and passenger vehicles, except motorcycles, are not subject to this section if the exhaust system is equipped with a muffler as defined in the Vehicle Code of the State of California.
2. Turbocharged engines are not subject to this section if all exhausted gases pass through the rotating turbine wheel, there is no exhaust bypass to the atmosphere, and the turbocharger is in good mechanical condition

Section 325.1 Use of Equipment and Devices Generating Heat, Sparks or Open Flames (Added)

Subsection 325.1 Equipment and devices generating heat, sparks or open flames. During any time of the year within Wildfire Risk Areas, within or immediately adjacent to any forest- or brush-covered land or non-irrigated grass-covered land, no person shall use or operate any welding equipment, cutting torches, tar pots, grinding devices, or other tools or equipment that may produce a spark, fire, or flame that could result in a wildfire without doing the following:

1. First clearing away all flammable material, including snags, from the area around such operation for a distance of 30 feet or other approved method to reduce fire spread into the wildlands.

If 30-foot clearing cannot be achieved, then an alternate method shall be approved by the AHJ prior to work starting.

2. Maintain one serviceable round point shovel with an overall length of not less than forty-six (46) inches and one backpack pump water-type fire extinguisher fully equipped and ready for use at the immediate area during the operation.
3. Stop work when winds are 8 MPH or greater during periods when relative humidity is less than 25%, or a red flag condition has been declared or public announcement is made, when an official sign was caused to be posted by the fire code official, or when such fires present a hazard as determined by the fire code official.
4. Keep a cell phone nearby and call 911 immediate in case of fire.

Subsection 325.2 Spark Arresters (Added)

325.2 Spark arresters. Spark arresters shall comply with Section 202, and when affixed to the exhaust system of engines or vehicles subject to Section 325 shall not be placed or mounted in such a manner as to allow flames or heat from the exhaust system to ignite any flammable material.

13.20.180 SECTION 503 FIRE APPARATUS ACCESS ROADS

Subsection 503.1 Where Required. (Amended)

Fire apparatus access roads shall be provided and maintained in accordance with Sections 503.1.1 through 503.1.3 and Appendix D, as amended.

13.20.190 SECTION 505 PREMISES IDENTIFICATION

Subsection 505.1 Address Numbers. (Amended)

New and existing buildings, including Accessory Dwelling Units (ADU), shall have approved address numbers, building numbers or approved building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Where required by the fire code official, address numbers shall be provided in additional approved locations to facilitate emergency response.

Address numbers shall be in accordance with Fullerton Fire Department Standard No. 7 Premise Identification. Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure. Address numbers shall be maintained. All Address identification shall be assigned and/or approved by the City of Fullerton Public Works - Engineering Department.

13.20.200 SECTION 506 KEY BOXES

Subsection 506.1 Where Required. (Amended)

Where access to or within a structure or an area is restricted because of secured openings or where immediate access is necessary for emergency or non-emergency response purposes, the fire code official is authorized to require a key box, lock or key switch to be installed in an accessible location. The key box, switch, or lock shall be of an approved type listed in accordance with UL 1037, and all key boxes shall contain keys to gain necessary access a required by the fire code official.

13.20.210 SECTION 507 FIRE PROTECTION WATER SUPPLIES

Subsection 507.5.1 Where Required. (Amended)

Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than allowed in Appendix C from a hydrant on a fire apparatus access road, as measured by an approved route around the exterior of the facility or building, on-site fire hydrants and mains shall be provided where required by the fire code official.

Subsection 507.5.1.1 Hydrant for standpipe systems. (Amended)

Buildings equipped with a standpipe system installed in accordance with Section 905 shall have a fire hydrant within 50 feet of the fire department connections unless approved by the fire code official.

13.20.220 SECTION 510 EMERGENCY RESPONDER COMMUNICATION COVERAGE

Section 510.1 Emergency responder radio coverage in new buildings. (Amended)

All new buildings shall have approved radio coverage for emergency responders within the building based upon the existing coverage levels of the public safety communication systems of the jurisdiction, measured at the exterior of the building. This section shall not require improvement of the existing public safety communication systems. The Emergency responder radio coverage system shall comply with the following Fullerton Fire Department guidance document:

Information for Digital Antenna System (DAS)/ Bi-Directional Amplification (BDA) Systems

Exceptions:

1. Where it is determined by the fire code official that the radio coverage system is not needed.
2. In facilities where emergency responder radio coverage is required and such systems, components or equipment could have a negative impact on normal operations of the facility, the fire code official shall have the authority to accept an automatically activated emergency responder radio coverage system.

13.20.230 CHAPTER 9 FIRE PROTECTION AND LIFE SAFETY SYSTEMS

Subsection 903.2.8.2 Existing Group R buildings (Amended)

An automatic residential fire sprinkler system shall be installed when alterations to an existing building within a two year period removes floor area or roof area assemblies of more than 50 percent of the existing building.

Exception: An automatic residential fire sprinkler system shall not be required for additions or alterations to existing buildings that are not already provided with an automatic residential sprinkler system and that do not include alterations within any two year period involving the removal of floor area or roof area assemblies of more than 50 percent of the total existing floor area of the building.

Subsection 903.2.8.2.1 Existing Group R buildings in Wildland-Urban Interface Fire Areas. (Added)

An automatic residential fire sprinkler system shall be installed when alterations to an existing building within a two year period removes

floor area or roof area assemblies of more than 33 percent of the existing building.

Exception: An automatic residential fire sprinkler system shall not be required for additions or alterations to existing buildings that are not already provided with an automatic residential sprinkler system and that do not include alterations within any two year period involving the removal of floor area or roof area assemblies of more than 33 percent of the total existing floor area of the building.

Subsection 903.3.1.3.1 NFPA 13D sprinkler systems alarms (Added)

The homeowner shall have the choice of installing a local exterior waterflow alarm or provide interconnection of the interior smoke detectors to the waterflow switch.

13.20.240 Chapter 11, CONSTRUCTION REQUIREMENT FOR EXISTING BUILDINGS

Adopt only those sections and subsections below:

1101.1, 1103.1-1103.3, 1103.7, 1103.7.3.1, 1103.7.8-1103.7.8.2, 1103.7.9-1103.7.9.10, 1103.8-1103.8.5.3, 1107, 1113, 1114, 1115, and 1116.

Section 1103.2 Emergency Responder Radio Coverage in Existing Buildings (Amended):

Existing buildings other than Group R-3 that do not have approved radio coverage for emergency responders within the building, based on existing coverage levels of the public safety communications systems, shall be equipped with such coverage according to one of the follow:

1. Where an existing wired communication system cannot be repaired or is being replaced, or where not approved in accordance with Section 510.1, Exception 1.
2. Within a time frame established by the adopting authority.
3. The Emergency responder radio coverage system shall comply with the following Fullerton Fire Department guidance document:

Information for Digital Antenna System (DAS)/Bi-Directional Amplification (BDA) Systems

Exception: Where it is determined by the fire code official that the radio coverage is not needed.

13.20.250 Chapter 12, ENERGY SYSTEMS

Section 1205.2 Access and Pathways (Amended)

Exception 3. Building-Integrated Photovoltaic (BIPV) systems where the BIPV systems are approved, integrated into the finished roof surface and are listed in accordance with a national test standard developed to address Section 690.12(B)(2) of the California Electrical Code need to have smoke ventilation opportunity areas. The removal or cutting away of portions of the BIPV system during firefighting operations shall not expose a firefighter to electrical shock hazard and smoke ventilation opportunity areas have been identified.

13.20.260 SECTION 4907 DEFENSIBLE SPACE

Section 4907.4 Brush Clearance in Protection Areas. (Added)

If Identified, each person or entity who owns, leases, controls, operates, or maintains any parcel of land within or adjacent to the protection area (as defined) shall comply with the Fullerton Fire Department Standard "Brush Clearance on all Existing Properties Located Within the Protection Area."

Section 4907.5 Clearance of Brush and Vegetation from Roadways. (Added)

The fire code official is authorized to require areas within 10' of each side of any portion of a roadway, highway or private street which are improved, designed or ordinarily used for vehicular traffic to be cleared of vegetation and other combustible growth. The fire code official is authorized to enter upon private property to do so.

Exception: Single specimen trees, ornamental shrubs or cultivated and irrigated ground cover such as grass, ivy, succulents, or similar plants used as ground cover, provided that they do not form a means of readily transmitting fire.

13.20.270 Section 4911 FUEL MODIFICATIONS REQUIREMENTS IN PROTECTED AREAS

Section 4911 Fuel Modification Requirements in Protected Areas (Added)

All new construction within the high or very high fire severity zones, as identified by the California State Fire Marshal, shall comply with the following:

1. The fuel modification plans shall comply with Fullerton Fire Department Standard Fullerton Very High Fire Hazard Severity Zone Requirements – Technical Design for New Construction Fuel Modification Plans and Maintenance Program.
2. Preliminary fuel modification plans shall be submitted to and approved by the fire code official concurrent with the submittal for approval of any tentative map(s).
3. Final fuel modification plans shall be submitted to and approved by the fire code official prior to the issuance of a grading permit.
4. The fuel modification plan may be altered if conditions change. Any alterations to the fuel modification areas shall have prior approval by the fire code official.
5. All elements of the fuel modification plan shall be maintained in accordance with the approved plan and are subject to the enforcement process outlined in the Fire Code.

13.20.280 SECTION 5601 EXPLOSIVES AND FIREWORKS GENERAL

Section 5601.1.3.1 Seizure of Fireworks. (Added)

The fire code official shall have the authority to seize, take, and remove all fireworks stored, sold, offered for sale, used or handled in violation of the provisions of Chapter 6 of Title 19 of the California Code of Regulations. Any seizure or removal pursuant to this section shall be in compliance with all applicable statutory constitutional and decisional law.

Section 5601.1.3.2 Explosives and blasting. (Added)

Explosives, including Safe and Sane Fireworks, shall not be possessed, kept, stored, sold, offered for sale, given away, used, discharged, transported or disposed of within wildland-urban interface areas, or hazardous fire areas.

13.20.290 SECTION 5608 FIREWORKS DISPLAY

Section 5608.2 Firing. (Added)

All fireworks displays shall be electrically fired.

Section 5608.3 Application for Permit (Added)

A diagram of the grounds on which the display is to be held showing the point at which the fireworks are to be discharged, the fallout area based on 100 feet per inch of shell size, the location of all buildings, roads, and other means of transportation, the lines behind which the audience will be restrained, the location of all nearby trees, telegraph or telephone line, or other overhead obstructions shall be provided to Fullerton Fire Department.

13.20.300 APPENDIX D FIRE APPARATUS ACCESS ROADS

D103 MINIMUM SPECIFICATIONS

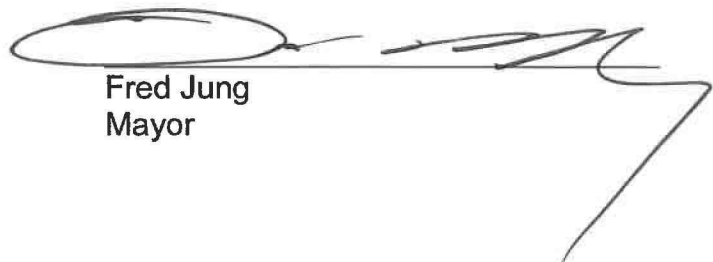
D103.3 Turning Radius. (Amended)

The minimum turning radius shall be 28 feet inside/48 feet outside or as determined by the fire code official.

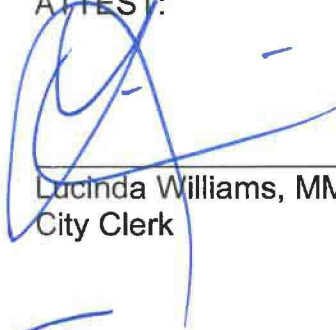
SECTION 2. If any section, subsection, phrase, or clause of this ordinance is held unconstitutional for any reason, such decision will not affect the validity of the remaining portions of this ordinance. City Council hereby declares that it would have passed this ordinance and each section, subsection, phrase or clause thereof irrespective of the fact that any one or more sections, subsections, phrases or clauses may be declared unconstitutional.

SECTION 3. The City Clerk shall certify to the passage and adoption of this ordinance and published in the manner required by law. This ordinance shall become effective thirty days from and after its passage.

ADOPTED BY THE FULLERTON CITY COUNCIL ON DECEMBER 20, 2022.


Fred Jung
Mayor

ATTEST:



Lucinda Williams, MMC
City Clerk

January 5, 2023
Date

City of Fullerton
ORDINANCE CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF FULLERTON)

ORDINANCE NO. 3317

I, Lucinda Williams, City Clerk and ex-officio Clerk of the City Council of the City of Fullerton, California, hereby certifies that the whole number of the members of the City Council of the City of Fullerton is five; and that the above and foregoing Ordinance No. 3317 had first reading by title only, introduction and further reading waived at the November 15, 2022 City Council regular meeting and was adopted at the December 20, 2022 City Council regular meeting by the following vote:

COUNCIL MEMBER AYES:	Jung, Whitaker, Charles, Dunlap, Zahra
COUNCIL MEMBER NOES:	None
COUNCIL MEMBER ABSTAINED:	None
COUNCIL MEMBER ABSENT:	None



Lucinda Williams, MMC
City Clerk