

CITY OF FAIRFIELD

RESOLUTION NO. 2020-206

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIRFIELD APPROVING
REQUIRED FINDINGS RELATING TO THE AMENDMENT OF THE 2019
CALIFORNIA BUILDING CODE (ALSO KNOWN AS CHAPTER 5, BUILDING AND
HOUSING CODE OF THE CITY OF FAIRFIELD MUNICIPAL CODE)**

WHEREAS, California Health and Safety Code Sections 17958, 17958.5, 17958.7 and 18941.5 allow the City, by ordinance, to make modifications or changes to the California Building Standards Code in Title 24 of the California Code of Regulations and other regulations adopted pursuant to Health and Safety Code Section 17922; and

WHEREAS, the Health and Safety Code requires such changes be determined to be reasonably necessary because of local climate, geographical, or topographical conditions; and

WHEREAS, the Health and Safety Code requires that the City, before making any modifications or changes, makes an express finding that each such modification or change is needed; and

WHEREAS, the Health and Safety Code requires such findings be made available as a public record and a copy of such findings be filed with the California Building Standards Commission; and

WHEREAS, the City Council determines that Ordinance 2020-21, establishes requirements greater and more restrictive than those set forth in the 2019 edition of the California Building Standards Code, Title 24, Parts 2, of the California Code of Regulations, and which are reasonably necessary due to the unique local climate, geographical, or topographical conditions in the City of Fairfield.

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF FAIRFIELD HEREBY
RESOLVES:**

Section 1. Pursuant to Health and Safety Code Sections 17958.7 and 18941.5(c), the Fairfield City Council hereby expressly finds that the local amendments to California Building Code, Title 24, Part 2, Chapter 31, Section 3109, of the California Code of Regulations, contained in Ordinance 2020-21 are necessary for the protection of the public health, safety and welfare, due to the following local climatic, geologic or topographical conditions:

1. Many swimming pools within the city are visible from the streets or neighboring properties. This creates an attraction, especially by young children and an increase in potential drowning hazards. Therefore, the enhanced safety measure and

protection of the residents and visitors with the additional pool and spa safety feature is necessary to enhance life safety within the City.

Section 2. Therefore, the technical code amendments are as follows:

A. 2019 California Building Code (CBC), Cal. Code of Regulations, Title 24, Part 2

1. Section 5.2.3.7 was added to modify section 3109 of the California Building Code for improved life safety and protection from accidental drowning.

PASSED AND ADOPTED this 20th day of October 2020, by the following vote:

AYES: COUNCILMEMBERS: PRICE / BERTANI / MOY / TIMM / VACCARO

NOES: COUNCILMEMBERS: _____

ABSENT: COUNCILMEMBERS: _____

ABSTAIN: COUNCILMEMBERS: _____

MAYOR

ATTEST:

CITY CLERK