



## COUNTY OF HUMBOLDT

AGENDA ITEM NO.

C-4

For the meeting of: February 21, 2017

Date: February 9, 2017

To: Board of Supervisors

From: Amy S. Nilsen, County Administrative Officer *AN*

Subject: RATIFY ORDINANCE NO. 16-17 OF THE ARCATA FIRE PROTECTION DISTRICT,  
ADOPTING THE 2016 CALIFORNIA FIRE CODE

### RECOMMENDATION(S):

That the Board of Supervisors:

1. Ratify Ordinance No. 16-17 of the Arcata Fire Protection District, adopting the 2016 California Fire Code and Standards Prescribing Regulations;
2. Direct the Clerk of the Board to transmit the Board's determination to the District within 15 days of this determination; and
3. Direct the Clerk of the Board to file a copy of the findings of the District, and any findings of the county, together with the adopted ordinance, with the California Department of Housing and Community Development.

### SOURCE OF FUNDING:

General Fund

Prepared by Elishia Hayes

CAO Approval *[Signature]*

#### REVIEW:

Auditor \_\_\_\_\_ County Counsel *BD*

Human Resources \_\_\_\_\_

Other \_\_\_\_\_

#### TYPE OF ITEM:

☒ Consent  
☐ Departmental  
☐ Public Hearing  
☐ Other \_\_\_\_\_

#### PREVIOUS ACTION/REFERRAL:

Board Order No. \_\_\_\_\_

Meeting of: \_\_\_\_\_

#### BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor Fennell Seconded by Supervisor Sundberg

Ayes Fennell, Sundberg, Bohn, Bass

Nays \_\_\_\_\_

Abstain \_\_\_\_\_

Absent Wilson

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: February 21, 2017

By: *[Signature]* Eberhardt

1 Kathy Hayes, Clerk of the Board

## DISCUSSION:

The Arcata Fire Protection District adopted the 2016 California Fire Code by reference with the adoption of Ordinance 16-17. Ordinance 16-17 had its first reading on Dec. 13, 2016, and was adopted at the district's regular meeting of the Board of Directors on Jan. 24, 2017.

Any fire protection district that proposes to adopt an ordinance pursuant to California Health and Safety Code 13869.7 shall, not less than 30 days prior to noticing a proposed ordinance for public hearing, provide a copy of that ordinance, together with the adopted findings to the county where the ordinance will apply.

A copy of Ordinance 16-17 was received by the Humboldt County Administrative Office on Feb. 3, 2017 via U.S. mail. Arcata Fire Protection District reports no comments were received on Ordinance 16-17.

The district has completed their internal process of adopting the 2016 California Fire Code by reference with adopting Ordinance 16-17. As a special district, the district is mandated to seek approval pursuant to Health and Safety Code 13869.7 (c) of this adoption from the County Board of Supervisors. The code reads: "The fire protection district shall transmit the adopted ordinance to the city, county, or city and county where the ordinance will apply. The legislative body of the city, county, or city and county, may ratify, modify, or deny an adopted ordinance and transmit its determination to the district within 15 days of the determination."

The 2016 California Fire Code prescribes regulations governing conditions that are hazardous to life and property from fire or explosion. The 2016 California Fire Code, which consists of the 2015 International Fire Code as adopted and amended, shall be enforced by the Fire Prevention Bureau of Arcata Fire Protection District, and shall be operated under the supervision of the Chief of the District.

The district is requesting that the Board of Supervisors ratify the adopted Ordinance 16-17.

Health and Safety Code 13869.7 (c) also provides that "Upon ratification of an adopted ordinance, the city, county, or city and county, shall file a copy of the findings of the district, and any findings of the city, county, or city and county, together with the adopted ordinance expressly marked and identified to which each finding refers, with the Department of Housing and Community Development."

## FINANCIAL IMPACT:

There is no anticipated financial impact related to this action. This action supports the Board's Strategic Framework by creating opportunities for improved safety and health.

## OTHER AGENCY INVOLVEMENT:

Arcata Fire Protection District

## ALTERNATIVES TO STAFF RECOMMENDATIONS:

The Board may choose to modify or deny the adopted Ordinance No 16-17.

## ATTACHMENTS:

Arcata Fire Protection District Ordinance No. 16-17  
Arcata Fire Protection District's Findings

Attachment I  
Arcata Fire Protection District Ordinance No. 16-17





# ARCATA

## FIRE DISTRICT

OFFICE OF THE FIRE CHIEF

January 26, 2017

Amy Nilsen, CAO  
Humboldt County Administrative Office  
825 5<sup>th</sup> Street  
Eureka, CA 95501

RECEIVED  
FEB 03 2017  
CAO

**RE: Adoption of the 2016 California Fire Code, Title 24, Part 9, Based on the 2015 International Fire Code**

Dear Ms. Nilsen,

Enclosed are copies of the newly adopted Ordinance No. 16-17 adopting the 2016 California Fire Code, Title 24, Part 9, Based on the 2015 International Fire Code and Resolution 16-168 adopting the Findings Related to the Adoption of the 2016 California Fire Code.

This letter serves as notice than on Tuesday, January 24, 2016 the Board of Directors of the Arcata Fire District held a public hearing for consideration and public comment of the above referenced Ordinance. The Ordinance was adopted by polled vote with three Directors approving, one being absent and one vacant position.

It is my understanding, that with this notification and documentation, this item will be prepared as an agenda item for a future Board of Supervisors meeting. Once the item has been agendized, it would be appreciated if we could be advised so that we can require our Fire Marshal to attend the Board Meeting.

If you have any concerns, please feel free to contact me.

Sincerely,

Justin McDonald, Fire Chief  
Arcata Fire District  
Office | (707) 825-2000  
[jmcdonald@arcatafire.org](mailto:jmcdonald@arcatafire.org)  
[www.arcatafire.org](http://www.arcatafire.org)



**ORDINANCE No. 16-17**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE ARCATA FIRE  
PROTECTION DISTRICT**

**ADOPTING THE 2016 CALIFORNIA FIRE CODE, TITLE 24, PART 9, BASED ON  
THE 2015 INTERNATIONAL FIRE CODE**

The Board of Directors of the Arcata Fire Protection District of the County of Humboldt ordains as follows:

**ARTICLE I. Adoption of the California Fire Code**

There is hereby adopted by the Board of Directors, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code and supporting standards known as the 2016 California Fire Code, Title 24, Part 9 which consists of the 2015 International Fire Code as amended with errata. Said amendments are listed in Article IV of this ordinance.

**ARTICLE II. Establishment and Duties of the Division of Fire Prevention**

The 2016 California Fire Code, which consists of the 2015 International Fire Code as adopted and amended herein, shall be enforced by the Fire Prevention Bureau of the Arcata Fire Protection District, and shall be operated under the supervision of the Fire Chief of the Arcata Fire Protection District.

**ARTICLE III. Definitions**

Whenever they appear in the California Fire Code, unless otherwise provided, the following words shall have the meanings ascribed to them in this section:

- (a) Wherever the word "jurisdiction" is used in the California Fire Code, it shall mean the Arcata Fire Protection District.
- (b) Wherever the term "district counsel" is used in the California Fire Code, it shall be held to mean the attorney for the Arcata Fire Protection District.
- (c) Wherever the words "Chief of the Fire Prevention Bureau" are used in the California Fire Code, they shall be held to mean the "Fire Chief of the Arcata Fire Protection District or his/her designee."

**ARTICLE IV. Adoption by Chapter and Local Amendments to the California Fire Code**

The 2016 California Fire Code, Title 24, Part 9, based on the 2015 International Fire Code is hereby adopted and amended as follows:

(A) Chapter 1- Scope and Administration, the following sections are added to the Fire Code:

- (a) Section 101- General. Entire section is adopted.
- (b) Section 102- Applicability. Entire section is adopted.
- (c) Section 103- Department of Fire Prevention. Entire section is adopted with the following addition:



- a. Section 103.4.2 Cost Recovery: Fire suppression, investigation, rescue, or emergency medical costs are recoverable in accordance with Health and Safety Code Sections 13009 and 13009.1 as amended. Additionally, any person who negligently, intentionally or in violation of the law causes an emergency response, including but not limited to, a traffic accident, spill of toxic or flammable fluids or chemicals is liable for the costs of securing such emergency, including those costs pursuant to Government Code Section 53150, et seq, as amended. Any expense incurred by the Arcata Fire Protection District for securing such emergency shall constitute a debt of such person and shall be collectable by the Arcata Fire Protection District as in the case of an obligation under contract, express or implied.
  - (d) Section 104- General Authority and Responsibilities. Entire section is adopted.
  - (e) Section 106- Inspections. Entire section is adopted.
  - (f) Section 107- Maintenance. Entire section is adopted.
  - (g) Section 109- Violations. Entire section is adopted.
  - (h) Section 110- Unsafe Buildings. Entire section is adopted.
  - (i) Section 111- Stop work order. Section is adopted with the following amendment:
    - a. Section 111.4 is amended to read: **Failure to Comply**-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 liable to a fine of \$150.00
  - (j) Section 112- Service Utilities. Entire Section is adopted
  - (k) Section 113- Fees. Entire section is adopted
- (B) Chapter 3- General Precautions Against Fire is added to the Fire Code and the entire chapter is adopted with the following amendments
- (a) Section 308.1.6 Open Flame Devices, Permit Required
  - (b) Section 308.2 Open Flames Permit Required
- (C) Chapter 5- Fire Service Features. Entire chapter is adopted as amended by the California OSFM with the following additional local amendments:
- (a) Section 503.2.9 is added to read: Application of Humboldt County Fire Safe Ordinance #1952. Minimum specifications of the Humboldt County Fire Safe Ordinance #1952 may be required In lieu of Section 503.2 as approved by the Fire Code Official.
  - (b) Section 505.1.1 is added to read: For other than one and two family dwellings and individual mobile homes, address numbers shall be a minimum of six (6) inches in height and minimum 3/8-inch stroke width. Where buildings are set back from the street, larger numbers may be required.  
Exception: Existing legible identification
  - (c) Section 505.1.2 is added to read: In multi-tenant buildings, individual tenant spaces shall be identified with the characters a minimum two (2) inches in height located on the entry door or on the wall at the strike-side of the entry door.  
Exception: Existing legible identification
  - (d) Section 506.1.2 is added to read: Approved key boxes shall be installed in new buildings equipped with fire alarm systems, fire sprinkler systems, elevators

and/or as required by 506.1. Approved Key boxes shall be installed in existing buildings where new fire alarm systems, fire sprinkler systems, and/or elevators are installed, or as required by 506.1.

- (e) Section 506.1.3 is added to read: Motorized gates providing access to facilities or property shall be provided with an approved gate key switch or other approved means of emergency operation. The switch shall be installed so it will open the gate and the gate will remain in the open position until reset by the Fire District.
- (f) Section 507.2.2 is amended to read: Water tanks for private fire protection shall be installed in accordance with NFPA 22, Humboldt County Fire Safe Ordinance #1952, and shall be no less than 2500 gallons in capacity outside the hydrant service areas and when required by county modified limited density owner-built rural dwelling regulations (ordinance #1644).

(D) Chapter 8- Interior Finish, Decorative Materials and Furnishings. Section 806 Decorative Vegetation in New and Existing Buildings is adopted. Exception: Section 806.1 is not adopted.

(E) Chapter 9- Fire Protection Systems. Entire chapter is adopted as amended by the California OSFM with the addition of the following section:

- (a) Section 903.4.4 is added to read: In addition to the requirements of 903.4, valves on connections to water supplies, sectional control and isolation valves, and other valves in supply pipes to sprinklers and other fixed water-based fire suppression systems shall be locked in the correct position with the exception of R-3 occupancies which shall be installed per the California Residential Code.

(F) Chapter 26- Fumigation and Thermal Insecticidal Fogging. Entire chapter adopted.

(G) Appendix B- Fire Flow Requirements for Buildings. Appendix adopted as amended by California OSFM.

(H) Appendix C- Fire Hydrant Locations and Distribution. Appendix adopted as amended by California OSFM.

(I) Appendix D- Fire Apparatus Access Roads. Entire chapter is adopted as amended by the California OSFM with the addition of the following section:

- (a) **D103.7 Application of Humboldt County Fire Safe Ordinance #1952.**  
Minimum specifications of the Humboldt County Fire Safe Ordinance #1952 may be required In lieu of Section D103 as approved by the Fire Code Official.

#### **ARTICLE V. Authority to Arrest and Issue Citations**

- (a) The Fire Chief, and Fire Marshal shall have the authority to arrest or to cite any person who violates any provision of this article involving the California Fire Code or the California Buildings Standards Code relating to fire and panic safety as adopted by the State Fire Marshal, in the manner provided with the arrest or release on citation and notice to appear with respect to misdemeanors or infractions, as prescribed by chapters 5,5c and 5d of Title 3, Part 2 of the



California Penal Code, including section 853.6, or as the same hereafter may be amended.

- (b) It is the intent of the Fire Board that the immunities provided in the Penal Code Section 836.5 is applicable to the aforementioned officers exercising their arrest or citation authority within the course and scope of their employment pursuant to this article.
- (c) Arrest and issuance of a citation are considered to be last resort in the mitigation of violations and/or hazards. Every effort shall be made to reach a resolution to given issues prior to issuance of a citation or making an arrest.

#### **ARTICLE VI. Penalties**

- (a) The violations of the California Fire Code as adopted herein are misdemeanors/infractions and are subject to the penalties set forth herein.
- (b) The first citation, within a twelve (12) month period, for violations of the California Fire Code and any amendments adopted herein shall be treated as a civil penalty payable directly to the Arcata Fire Protection District and is set at \$150.00, or as determined by an adopted fee schedule, plus actual costs of all inspections required to gain compliance, at the rate set from time to time by the Arcata Fire Protection District. Said civil penalties shall be a debt owed to the Arcata Fire Protection District by the person responsible for the violation within thirty (30) days after the date of mailing of the citation unless an appeal is filed as provided for in article XIII. Upon failure to pay the civil penalty when due, the responsible person shall be liable in civil action brought by the Arcata Fire Protection District for such civil penalties and costs of the litigation, including reasonable attorney's fees.
- (c) Any subsequent violation within a twelve (12) month period for violation of the California Fire Code and any amendments adopted herein shall be misdemeanors/infractions, and shall be subject to the penalties set forth herein.
- (d) The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time and, when not otherwise specified each day that a violation occurs or continues, after a final notice has been delivered shall constitute a separate offense. The application of both penalties shall not be held to prevent the enforced correction of prohibited conditions.
- (e) Nothing contained in subsections (a) through (f) of this section shall be construed or interpreted to prevent the Arcata Fire Protection District from recovering all costs associated with Arcata Fire Protection District response as described in Chapter 103.4.2 as added to the **2016** California Fire Code.
- (f) Any violation of any provision of this chapter shall constitute a public nuisance and shall entitle the Arcata Fire Protection District to collect costs of abatement and related administrative costs by a nuisance abatement lien as more particularly set forth in Government Code section 38773.1 and by special assessment to be collected by the County tax collector as more particularly set forth in Government Code section 38773.5. At least thirty (30) days prior to recordation of the lien, or submission of the report to the tax collector for



collection of this special assessment, the record owner shall receive notice from the Fire Chief of the Humboldt Bay Fire's intent to charge the property owner for all administrative costs associated with abatement of the nuisance. The notice shall include a summary of costs associated with enforcement of this ordinance and abatement of the nuisance. The property owner may appeal the Fire Chief's decision to the Arcata Fire Protection District Board of Directors within fifteen (15) days of the date of the notice and request a public hearing prior to recordation of the lien or special assessment. In addition to the foregoing, the Arcata Fire Protection District is authorized to prosecute a civil action to collect such abatement costs from the property owner or other person in possession or control of the affected property, and shall be entitled to recover such abatement costs, together with cost of litigation, including reasonable attorney's fees.

**ARTICLE VII. Limits of Districts for Storage of Explosives and Blasting Agents.**

- (a) The limits referred to in Section 5601.1 of said 2013 California Fire Code, Title 24, Part 9, as referenced to the California Code of Regulations, Title 19, Division 1, Chapter 10, in which a permit is required for the storage of explosives and blasting agents, such storage is prohibited within the boundaries of the Arcata Fire Protection District jurisdiction.

**Article VIII. Limits of Districts for Storage of Flammable and Combustible Liquids and Liquefied Petroleum Gas.**

- (a) The geographic limits referred to in Section 5704.2.9.6.1 of said 2013 California Fire Code, Title 24, Part 9, in which the storage of flammable or combustible liquids in aboveground tanks outside of buildings is prohibited, and the limits referred to in Section 5706.5.1.1 of said Code in which construction of new bulk plants for the storage of flammable or combustible liquids is prohibited, and the geographic limits referred to in Section 6104.2 of said Code, in which the bulk storage of liquefied petroleum gas is restricted to commercial districts and approved by the Fire Chief or his designee.
- (b) The geographic limits referred to in Section 5706.2.4.4 of said 2016 California Fire Code, Title 24, Part 9, in which the storage of Class I and II flammable and combustible liquids in above-ground tanks at farms and construction sites are prohibited, are hereby established as the boundaries of the Humboldt Bay Fire jurisdiction.
- (c) The geographic limits referred to in Section 5806.2 of said 2016 California Fire Code, Title 24, Part 9, in which the storage of flammable cryogenic fluids in stationary containers is prohibited, is hereby established as the boundaries of the Arcata Fire Protection District jurisdiction.

**ARTICLE IX. Appeals**

- (a) Any person receiving a citation for a civil penalty pursuant to Article VI or a bill for Arcata Fire Protection District response costs and expenses pursuant to Section 103.4.2 as added to the 2016 California Fire Code may file within thirty (30) days after the date of mailing the citation or bill, an administrative appeal against imposition of the civil penalty or response costs and expense. The appeal shall

be in writing and filed with the Fire Chief, and shall include a copy of the bill and statement of the grounds for appeal. The Fire Chief shall conduct an administrative hearing on the appeal, after giving the appellant at least ten (10) days advance written notice of the time and place of the hearing. Within ten (10) days after the hearing the Fire Chief shall give written notice of the decision to the appellant, which decision shall be final. If the appeal is denied in full or in part, all amounts due shall be paid within thirty (30) days after the mailing of the notice of the decision of the hearing officer.

- (b) Whenever the Fire Chief shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that true intent and meaning of the code has been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Fire Chief to the Arcata Fire Protection District Board of Directors within ten (10) days from the date of the decision.

#### **ARTICLE X. Former Ordinances**

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or the Code hereby adopted are hereby repealed.

#### **ARTICLE XI. Validity**

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of this ordinance. City of Arcata and the Arcata Fire Protection District hereby declares that it would have adopted the ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases thereof shall be declared invalid.

#### **ARTICLE XII. Continuity of Previous Requirements.**

Publications, handouts, applications, notices, or other documents provided by the District referencing previous editions of codes adopted by the District shall be deemed to refer to the pertinent section(s) of current editions of the adopted code.

#### **ARTICLE XIII. Ordinance Publication and Effective Date**

A summary of this ordinance shall be published and a certified copy of the full text of this ordinance shall be posted in the Arcata Fire Protection District Headquarters at least fifteen (15) days prior to the board meeting at which it is adopted.

This ordinance shall be in full force and effective thirty (30) days after its final passage, and the summary of this ordinance shall be published within fifteen (15) days after the adoption, together with the names of the Arcata Fire Protection District Board members voting for or against the same, in the Mad River Union, newspaper of general circulation published in the City of Arcata, County of Humboldt, State of California.

Within fifteen (15) days after adoption, the District Secretary of the Arcata Fire Protection District shall also post in the Arcata Station, a copy of the full text of this



ordinance along with the names of those Board Members voting for and against this ordinance.

The foregoing Ordinance No. 16-17 was read and introduced at the Special board meeting of the Arcata Fire Protection District held on the 13<sup>th</sup> day of December, 2016 and ordered passed to print and will come up for adoption as an Ordinance of the Arcata Fire Protection District at the special meeting of the Board of Directors to be held on the 24<sup>th</sup> day of January, 2017.

**PASSED, APPROVED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE  
ARCATA FIRE PROTECTION DISTRICT** on January 24, 2017, by the following polled vote:

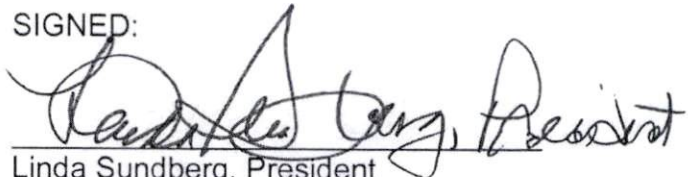
AYES: David, Davis and Sundberg

NOES: None

ABSENT: Tyler

ABSTAIN: None

SIGNED:

A handwritten signature in cursive script, appearing to read "Linda Sundberg, President".

Linda Sundberg, President  
Arcata Fire Protection District

ATTEST:

A handwritten signature in cursive script, appearing to read "Becky Schuette".  
Becky Schuette, Board Clerk  
Arcata Fire Protection District

North Coast Journal Inc.  
310 F Street  
Eureka, CA 95501  
(707)442-1400

This space is for the County Clerk's Filing Stamp

**PROOF OF PUBLICATION  
(2015.5 C.C.P.)**

STATE OF CALIFORNIA }  
County of Humboldt } ss

I am a citizen of the United States and a resident of the County aforesaid. I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the publisher of the North Coast Journal, a newspaper of general circulation, printed and published weekly in the County of Humboldt, and which newspaper has been adjudged a newspaper of general circulation as defined by the laws of the State of California by the Superior Court of the County of Humboldt, State of California, under the date of Feb. 16, 2000, Case Number CV000010. That the notice of which the annexed is a printed copy (set in a type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

1/12

all in the year

2017

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

January 12, 2017

Dated at Eureka, California,

Signature

*Maik a Boyd*

**PROOF OF PUBLICATION**

**ARCATA FIRE PROTECTION DISTRICT  
NOTICE OF SPECIAL MEETING OF DISTRICT DIRECTORS  
TO CONSIDER FINAL ADOPTION OF THE  
2016 CALIFORNIA FIRE CODE,  
TITLE 24, PART 9, BASED ON THE 2015 INTERNATIONAL FIRE  
CODE.**

**TUESDAY, JANUARY 24, 2017 5:30 PM**

**NOTICE IS HEREBY GIVEN** that on Tuesday, January 24, 2017 the Board of Directors of the Arcata Fire Protection District will hold a special meeting at 2149 Central Avenue, McKinleyville, California, at 5:30 p.m. and for a Public Hearing to consider the following:

Consideration and possible adoption of District Ordinance No. 16-17, adopting by reference (with certain amendments) the 2016 California Fire Code, Title 24, Part 9 based on the 2015 International Fire Code, including International Fire Code Standards and errata compiled by the International Fire Code Institute and the International Conference of Building Professionals, and certain amendments as contained therein.

Copies of District Ordinance No. 16-17 and the 2016 California and 2015 International Fire Code, including the International Fire Code Standards compiled by the International Fire Code Institute and the International Conference of Building Officials, are available at the office of the District Clerk at 2149 Central Avenue, McKinleyville, California 95519, for review and inspection by the public.

The purpose of the proposed adoption of Ordinance No. 16-17 by the District is to provide updated fire safety and prevention regulations to protect the public health and safety.

Members of the public who need special accommodations to attend or participate in the meeting due to a disability are requested to contact the District Clerk as soon as possible in advance of the meeting so that the District may assist you.

If you have questions regarding this meeting, please feel free to call the District Clerk at (707) 825-2000.

Justin McDonald, Fire Chief  
Arcata Fire Protection District



North Coast Journal Inc.  
310 F Street  
Eureka, CA 95501  
(707)442-1400

This space is for the County Clerk's Filing Stamp

PROOF OF PUBLICATION  
(2015.5 C.C.P.)

STATE OF CALIFORNIA }  
County of Humboldt } ss

I am a citizen of the United States and a resident of the County aforesaid. I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the publisher of the North Coast Journal, a newspaper of general circulation, printed and published weekly in the County of Humboldt, and which newspaper has been adjudged a newspaper of general circulation as defined by the laws of the State of California by the Superior Court of the County of Humboldt, State of California, under the date of Feb. 16, 2000, Case Number CV000010. That the notice of which the annexed is a printed copy (set in a type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

12/29, 1/5, 1/12

all in the year

2017

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

January 12, 2017  
Dated at Eureka, California,

Marka Boyd  
Signature

NOTICE OF VACANCY  
BOARD OF DIRECTORS

Due to the resignation of Director Dennis Lindstrom, effective December 13, 2016, a vacancy will exist for the position he occupied serving the Board of Directors of the Arcata Fire Protection District.

The unexpired term of this seat continues through November 2019. As this appointment will occur in the first half of the term of office and more than 130 days prior to the next general district election, the person appointed to fill the vacancy shall hold the office through November 2017 or until the elected person has been qualified. Thereafter, the person elected shall hold office for the unexpired balance of the term through November 2019.

Prospective candidates must reside within the boundaries of Ward 1 of the Arcata Fire Protection District (Ward 1 includes properties located north of Hiller and Gwin Road up to and including Woody Road. Please refer to the map located on [www.arcatafire.org](http://www.arcatafire.org) for specific details). The Board intends to make its appointment no later than Tuesday, January 17, 2017.

Any person interested in being considered for appointment to this seat on the Board of Directors is asked to submit an application of qualifications. Forms are available at any of the District fire stations or through the District website at [www.arcatafire.org](http://www.arcatafire.org).

Application deadline is January 12, 2017 at 5 p.m. - postmarks not accepted.

Questions concerning this appointment should be directed to the Clerk of the Board, at 825-2000. The Board will consider all applicants at the regular public meeting scheduled for January 17, 2017 at 5:30 p.m., 631 9th Street, Arcata, CA.

Dated: December 7, 2016

By: Becky Schuette, Clerk of the Board

PROOF OF PUBLICATION

Attachment II  
Arcata Fire Protection District's Findings



**RESOLUTION 16-166**

**A RESOLUTION OF THE ARCATA FIRE PROTECTION DISTRICT BOARD OF DIRECTORS FINDINGS RELATED TO ADOPTION OF THE 2016 CALIFORNIA FIRE CODE**

**WHEREAS**, Arcata Fire Protection District has adopted the 2016 California Fire Code; and

**WHEREAS**, section 13869.7 of the California Health & Safety Code sets forth certain procedures for local amendments to the California Building Code/California Fire Code; and

**WHEREAS**, these procedures call for the Board of Directors of Arcata Fire Protection District to make certain express findings.

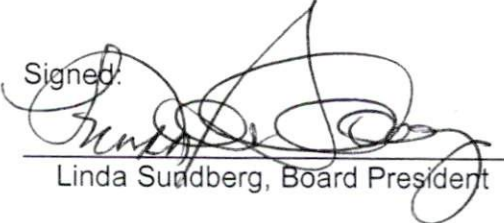
**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the Arcata Fire Protection District hereby finds that:

- 1) As a result of certain Climatic, Geological, and Topographical Conditions, that modifications and changes to the California Building Code/California Fire Code are reasonably necessary to provide for the safety and protection of the citizens of Arcata Fire Protection District.
- 2) Climatic Conditions- Arcata Fire Protection District lies in a Region that experiences significant rainfall combined with low temperatures that effect driving safety, and the ability of Fire Apparatus to reach structures in many areas of the District. National Weather Service data shows an average rainfall of 38.8 inches and average low temperatures in the mid to low 30's.
- 3) Geological Conditions- Humboldt County is in an area of high seismic activity. Seismic activity is related to the Cascadia Subduction Zone and the San Andreas Fault and documented by the California Geological Survey. Access to structures and the occurrence of multiple structure fires in these conditions will tax the resources of the District.
- 4) Topographical Conditions - Arcata Fire Protection District has significant areas with extended response times and limited access to remote areas due to local topographical conditions. Improved addressing requirements coupled with improved access to rural properties will result in improved outcomes in the event of fires.

**ADOPTED, SIGNED AND APPROVED** at a duly called meeting of the Board of Directors of the Arcata Fire Protection District on December 13, 2016 by the following polled vote:

AYES: David, Davis, Lindstrom, Sundberg  
NOES: None  
ABSENT: Tyler  
ABSTAIN: None

Signed:

  
Linda Sundberg, Board President

Attest:

  
Becky Schuette, Board Clerk