

ORDINANCE NO. 374

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARVIN, COUNTY OF KERN, STATE OF CALIFORNIA REPEALING CHAPTERS AND ADDING NEW CHAPTERS, BY REFERENCE, TO THE CITY OF ARVIN MUNICIPAL CODE, WHICH INCLUDES ADOPTION OF THE 2007 CALIFORNIA BUILDING CODE, 2007 CALIFORNIA MECHANICAL CODE, 2007 CALIFORNIA PLUMBING CODE, 2007 CALIFORNIA ELECTRICAL CODE, 1997 UNIFORM HOUSING CODE, 2007 CALIFORNIA FIRE CODE, 2007 CALIFORNIA ENERGY CODE, AND 1997 UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDING, AS MODIFIED BY KERN COUNTY ORDINANCE CODE CHAPTERS 17.08, 17.12, 17.16, 17.20, 17.24, 17.32 AND 17.52, TO PROVIDE A NEW CODE OF BUILDING REGULATIONS.

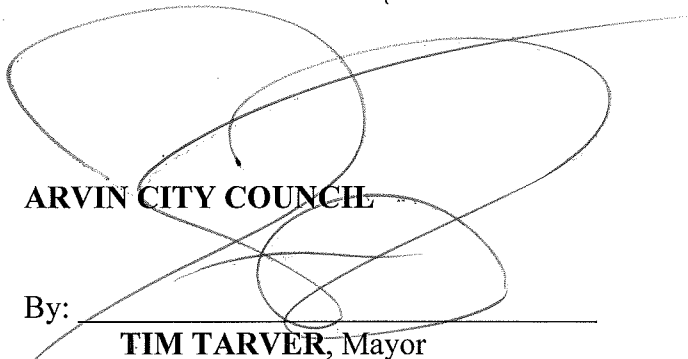
The following ordinance, consisting of four (4) sections, was duly and regularly passed and adopted by the City Council of the City of Arvin, County of Kern, State of California, at a regular meeting of the City Council held on the 13th day of November, 2007, by the following vote, to wit:

AYES: CM Stoner, CM Ojeda, CM Brar, MPT Flores, Mayor Tarver

NOES: _____

ABSENT: _____

ABSTAIN: _____



ARVIN CITY COUNCIL

By: _____
TIM TARVER, Mayor

ATTEST:



CECILIA VELA, City Clerk

APPROVED AS TO FORM:



By: _____
LAURA OLIVIER, City Attorney

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

Section 1. This ordinance shall take effect and be in full force on and after the 13th day of November, 2007, and shall be published once in, a newspaper of general circulation, published in the City of Arvin, State of California, together with the names of the members of the City Council voting for and against the same.

Section 2. Section 15.08.010 of the Arvin City Municipal Code is hereby repealed and a new Section 15.08.010 is hereby added to read as follows:

15.08.010 Adopted codes designated.

Pursuant to the provisions of Section 50022.2 to 50022.9, both inclusive, of the Government Code of the state, the city council does adopt by specific reference and incorporation in this chapter by such reference, the provisions, rules and regulations specified as set forth in the following California Codes and sections of the Kern County Ordinance Code, all of which are collectively referred to in this chapter as "the codes":

- A. 2007 California Building Code with errata, as modified and amended by the County of Kern by Chapter 17.08 of the Kern County Ordinance Code;
- B. 2007 California Mechanical Code with errata, as modified and amended by the County of Kern by Chapter 17.12 of the Kern County Ordinance Code;
- C. 1997 Uniform Housing Code with errata, as modified and amended by the County of Kern by Chapter 17.16 of the Kern County Ordinance Code;
- D. 2007 California Plumbing Code with errata, as modified and amended by the County of Kern by Chapter 17.20 of the Kern County Ordinance Code;
- E. 1997 Uniform Code for the Abatement of Dangerous Buildings with errata, as modified and amended by the County of Kern by Chapter 17.36 of the Kern County Ordinance Code;
- F. 2007 California Electric Code with errata, as modified and amended by the County of Kern by Chapter 17.24 of the Kern County Ordinance Code;
- G. Sections 19100 through 19151 of the Health and Safety Code (Division 13, Part 3, chapter 2, Articles 1-3, "Earthquake Protection") of the state;
- H. 2007 California Energy Code with errata, as modified and amended by the County of Kern by Chapter 17.52 of the Kern County Ordinance Code;
- I. Uniform Solar Energy Code, current edition as published by International Association of Plumbing and Mechanical Officials, Walnut, CA 91789;
- J. Building valuation data and building and plan check fees as adopted by the County of Kern.

Section 3. Chapter 15.18 of the Arvin City Municipal Code is hereby repealed and a new Chapter 15.18. is hereby added to read as follows:

15.18.010 California Fire Code - Adopted.

That portion of the 2007 California Building Standards Code that imposes substantially the same requirements as are contained in the International Fire Code, 2006 Edition published by the International Code Council and the California Building Standards Commission with errata, as

modified and amended by the County of Kern by Chapter 17.32 of the Kern County Ordinance Code and this Chapter, are adopted by this reference into this Chapter, and are hereby collectively declared to be the Fire Code of the City of Arvin.

15.18.020 Violation penalties.

Except as provided herein, any person who shall violate a provision of this code or who shall fail to comply with any of the requirements thereof or fail to comply with any order made thereunder by competent authority, or who shall erect, install, alter, repair or do work which deviates from any specifications or plans submitted to and approved by the fire marshal, or of a permit or certificate issued under provisions of this code shall for each and every such violation or failure to comply be guilty of a misdemeanor and shall, upon conviction, be subject to a fine of not more than \$500, or by imprisonment in the county jail of the County of Kern for not more than six (6) months, or both such fine and imprisonment. The maximum administrative penalty for a violation of sections 3308 or 3309 of the Fire Code shall be a fine in the amount of one thousand five hundred dollars (\$1,500.00). The administrative penalty for any violation of any other section of this Code shall be as provided in Kern County Ordinance Code Section 8.54.060. All enforcement of administrative penalties shall be conducted pursuant to Chapter 8.54 of the Kern County Ordinance Code.

A conviction for any offense under the provisions of this Code shall not excuse the violation or authorize its continuance and the person or persons convicted of such offense shall be required to correct or remedy any condition or installation which fails to comply with the requirements of this Code with reasonable diligence. Each day that a condition prohibited by the provisions of this Code is caused or permitted to be maintained or continued shall constitute a separate and distinct offense.

Section 4. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect on January 1, 2008.