**AGENDA SUMMARY**
**EUREKA CITY COUNCIL**

**TITLE:** Amendment to Eureka Municipal Code 92.02 (California Fire Code Amendments)

**DEPARTMENT:** Development Services

**PREPARED BY:** Brendan Reilly, Chief Building Official

**PRESENTED FOR:** ☒Action ☐Information only ☐Discussion

## RECOMMENDATION

Waive full reading, read by title only, and adopt Bill No. 1053-C.S., an ordinance of the City of Eureka amending Eureka Municipal Code Title 9, Chapter 90, Section 92.02, pertaining to California Fire Code amendments.

## FISCAL IMPACT

☒No Fiscal Impact ☐Included in Budget ☐Additional Appropriation

## COUNCIL GOALS/STRATEGIC VISION

Strategic Goal: Effective Governance and Health & Safety.

## DISCUSSION

Every three years the California Building Standards Commission releases an updated Building Standards Code for jurisdictions to adopt by Jan. 1 of the following year. Humboldt Bay Fire Joint Powers Authority's local amendments to the Fire Code are codified in Eureka Municipal Code Section 92.02. As currently drafted, Section 92.02 references a specific edition of the California Fire Code, which requires the ordinance to be amended every three years when the California Fire Code is updated. Staff recommends replacing the year-specific reference with a cross-reference to the section of the Eureka Municipal Code where the City adopts the California Building Standards Code (including the Fire Code) each cycle. This approach avoids tying Section 92.02 to a specific California Fire Code cycle and ensures the section remains accurate without the need for triennial updates.

## ENVIRONMENTAL

Amending the text of the Eureka Municipal Code is a “project” for the purposes of the California Environmental Quality Act (CEQA). However, pursuant to the CEQA Guidelines, Section 15061, there is a general rule CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty there is no possibility the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. Because the Text Amendment only updates code references to align with current Municipal Code Sections, the Text Amendment will not result in a significant effect on the environment.

## STAFF’S RECOMMENDATION

Waive full reading, read by title only, and introduce Bill No. 1053-C.S., an ordinance of the City of Eureka amending Eureka Municipal Code Title 9, Chapter 90, Section 92.02, pertaining to California Fire Code Amendments.

## SUGGESTED MOTION

***“I move the City Council waive full reading, read by title only, and introduce Bill No. 1053-C.S., an ordinance of the City of Eureka amending Eureka Municipal Code Title 9, Chapter 90, Section 92.02, pertaining to California Fire Code Amendments.”***

**ATTACHMENTS:**

- Bill No. 1053-C.S.
- Track Changes Edits to the Existing Ordinance

**REVIEWED AND APPROVED BY:**

☐City Attorney

☐City Clerk/Information Technology
☐Community Services
☒Development Services
☐Finance
☐Fire
☐Human Resources
☐Police
☐Public Works