

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA  
ACKNOWLEDGING RECEIPT OF A REPORT FROM THE FIRE  
CHIEF OF THE SANTA CLARA FIRE DEPARTMENT REGARDING  
THE INSPECTION OF CERTAIN OCCUPANCIES REQUIRING  
ANNUAL INSPECTIONS PURSUANT TO SECTIONS 13146.2 AND  
13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE.**

**WHEREAS**, California Health & Safety Code Section 13146.4 was added in 2018, and became effective on September 27, 2018; and,

**WHEREAS**, California Health & Safety Code Sections 13146.2 and 13146.3 requires all fire departments, including the Santa Clara Fire Department, that provide fire protection services to perform annual inspections in every building used as a public or private school, commercial daycares, hotel, motel, dormitories, fraternities, sororities, live/work units, congregate residences and residential care facilities for compliance with building standards, as provided; and,

**WHEREAS**, California Health & Safety Code Section 13146.4 requires all fire departments, including the Santa Clara Fire Department, that provide fire protection services to report annually to its administering authority on its compliance with Sections 13146.2 and 13146.3; and,

**WHEREAS**, the City Council intends this Resolution to fulfill the requirements of the California Health & Safety Code regarding acknowledgment of the Santa Clara Fire Department's compliance with California Health and Safety Code Sections 13146.2 and 13146.3.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That said Council expressly acknowledges the measure of compliance of the Santa Clara Fire Department with California Health and Safety Code Sections 13146.2 and 13146.3 in the area encompassed by the City, as follows:

**A. EDUCATIONAL GROUP E OCCUPANCIES:**

Educational Group E occupancies are generally those public and private schools, used by more than six persons at any one time for educational purposes through the 12th grade. Within the City, there lie 47 Group E occupancies, buildings, structures and/or facilities.

During calendar year 2023, the Santa Clara Fire Department completed the annual inspection of 47 Group E occupancies, buildings, structures and/or facilities. This is a compliance rate of 100.00% for this reporting period.

**B. RESIDENTIAL GROUP R OCCUPANCIES:**

Residential Group R occupancies, for the purposes of this resolution, are generally those occupancies containing sleeping units, and include hotels, motels, apartments (three units or more), etc. as well as mandated residential care facilities. These residential care facilities have several different sub-classifications, and they may contain residents or clients that have a range of needs, including those related to custodial care, mobility impairments, cognitive disabilities, etc. The residents may also be non-ambulatory or bedridden. Within the City, there lie 1,191 Group R (and their associated sub-categories) occupancies of this nature.

During calendar year 2023, the Santa Clara Fire Department completed the annual inspection of 1,191 Group R occupancies, buildings, structures and/or facilities. This is a compliance rate of 100.00% for this reporting period.

2. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED

AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING  
THEREOF HELD ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2024, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: \_\_\_\_\_

NORA PIMENTEL, MMC  
ASSISTANT CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. California Building Code - Occupancy Classification and Use Definitions
  2. Senate Bill No. 1205 – Amendment to Section 13146.4 to the Health and Safety Code
- S:\Attorney\RESOLUTIONS\Form Resolution-City.doc