

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF SUPERVISORS OF NAPA COUNTY, STATE OF CALIFORNIA, ADOPTING FINDINGS OF FACT PERTAINING TO LOCAL MODIFICATIONS OF SELECT SECTIONS OF THE 2019 EDITIONS OF THE CALIFORNIA BUILDING CODE AND CALIFORNIA RESIDENTIAL CODE TO PROVIDE FOR NEW AND REBUILT STRUCTURES FROM WILDFIRES

WHEREAS, on December 15, 2019, the Napa County Board of Supervisors adopted the State Building Standards Codes pursuant to California Health and Safety Code Section 17922, with modifications that were reasonably necessary because of local climatic, geological or topographical condition; and

WHEREAS, since the adoption of the Building Standards Codes, Napa County experienced several significant wildfire events, which resulted in the destruction of nearly 2,000 structures in the unincorporated areas; and

WHEREAS, the Napa County Board of Supervisors now wishes to adopt additional local modifications, which are more restrictive than the California Building Standards Code and provide greater protection from wildfires by requiring the use of non-combustible or fire-resistive building materials in more situations than are currently required; and

WHEREAS, California Health and Safety Code Section 17958.7 requires that before making any modifications or changes to the requirements contained in the above-described state-approved codes this governing body must not only make express findings that such modifications or changes are reasonably necessary because of local climatic, geological or topographical conditions, but must also direct that such findings shall be made available as a public record and a copy of such findings, together with the modifications or changes expressly marked and identified to which each such finding refers, shall be filed with the State Building Standards Commission.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Napa County as follows:

1. In connection with the enactment by this Board of amendments to the 2019 California Building Code and 2019 California Residential Code, the Board hereby finds that the local modifications or augmentations of such codes set forth in the adopting ordinance are hereby expressly found by this Board to relate to substantive modifications of state code standards which this Board hereby expressly finds, as required by California Health and Safety Code Section 17958.7, to be reasonably necessary because of the local climatic, geologic or topographic conditions noted below:

A. Substantive Local Modifications of State Code Standards

1. Minor amendments and additions to the 2019 California Building Code

and the 2019 California Residential Code pertaining to the use of noncombustible construction materials, including for appendages such as decks and balconies and accessory buildings within fifty feet of the applicable building. Amendments also limit the lengths of open and closed roof eaves, and require attic spaces to be enclosed and incorporated into the building envelope. These local amendments are necessary to increase the resilience of structures against wildfires to maintain a reasonable level of community fire protection. The dry climate, limited natural water sources with long distances between water sources, and long fire department response distances over the mountainous terrain found in Napa County severely reduce the response time for fire departments in the event of wildfires. These measures will increase the resiliency of man-made structures to reduce the risk of destruction in a wildfire.

The sections below are modified as noted, from the existing County Code Sections.

| <u>County Code Section</u> | <u>Affected State Code Provision</u> |
|----------------------------|---------------------------------------|
| | 15.12.240 Code Section 337.6.3 |
| | 15.12.250 Code Section R337.7.4 |
| | 15.12.260 Code Section R337.7.5 |
| | 15.12.270 Code Section R337.7.9 |
| | 15.12.280 Code Section R337.10.3.1 |
| | 15.12.290 Code Section R337.10.3.2 |
| | 15.12.300 Code Section R337.10.3.3 |

2. The original of this Resolution is a public record which shall be maintained on file with the Clerk of the Board of Supervisors and available for public inspection during reasonable business hours.

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3. A copy of this Resolution shall be filed along with the adopted ordinance with the State Building Standards Commission.

THE FOREGOING RESOLUTION was read, considered, and approved at a regular meeting of the Napa County Board of Supervisors on the 20th day of April, 2021, by the following vote:

AYES: SUPERVISORS _____

NOES: SUPERVISORS _____

ABSTAIN: SUPERVISORS _____

ABSENT: SUPERVISORS _____

NAPA COUNTY, a political subdivision of the State of California

By: _____
 ALFREDO PEDROZA, Chair of the Board of Supervisors

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| <p>APPROVED AS TO FORM Office of County Counsel</p> <p>By: <u>/s/ Jason M. Dooley</u> Deputy County Counsel</p> <p>Date: <u>April 8, 2021</u></p> | <p>APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS</p> <p>Date: Processed By:</p> <p>_____ Deputy Clerk of the Board</p> | <p>ATTEST: JOSE L. VALDEZ Clerk of the Board of Supervisors</p> <p>By: _____</p> |
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