

OLIVEHURST PUBLIC UTILITY DISTRICT

ORDINANCE NO. 203.1

AN ORDINANCE RESCINDING ORDINANCE NO. 203, AND ADOPTING THE 2007 EDITION OF THE CALIFORNIA FIRE CODE, REGULATING AND GOVERNING THE SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISES IN THE OLIVEHURST PUBLIC UTILITY DISTRICT.

The Board of Directors of the Olivehurst Public Utility District does ordain as follows:

Section 1. Ordinance No. 203, adopted December 19, 2002, is rescinded.

Section 2. That the California Fire Code, 2007 edition, including all appendix chapters as published by the International Code Council, be and is hereby adopted as the Fire Code of the *Olivehurst Public Utility District*, in the State of California regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of the Fire Chief are hereby referred to , adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any prescribed in this ordinance.

Section 3. That the following sections of Appendix Chapter 1 are hereby revised:

Section 101.1 Title: These regulations shall be known as the *Fire Code of Olivehurst Public Utility District*, hereinafter referred to as “this code.”

Section 109.3. Violation penalties: Persons who shall violate a provision of this code or shall fail to comply with any requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a misdemeanor, punishable by a fine and/or imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 111.4. 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.

Section 4. That if any section, subsection, sentence, clause ore phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The *Board of Directors of the Olivehurst Public Utility District* hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional.

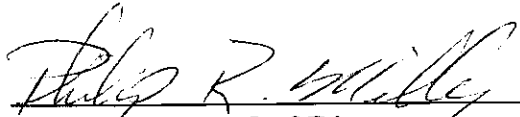
Section 5. That nothing in this ordinance or in the Fire Code herby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right or remedy of any character by lost, impaired or affected by this ordinance.

Section 6. That the *District Clerk of the Olivehurst Public Utility District* is hereby ordered and directed to cause this ordinance to be published and to cause to be maintained three (3) copies of the 2007 California Fire Code on file at the District's office.

Section 7. That this ordinance and the rules, regulations, provision, requirement, orders and matter s established and adopted hereby shall take effect and be in full force from and effect, after its approval as required by law.

PASSED AND ADOPTED THIS 20th DAY OF NOVEMBER, 2008.

OLIVEHURST PUBLIC UTILITY DISTRICT



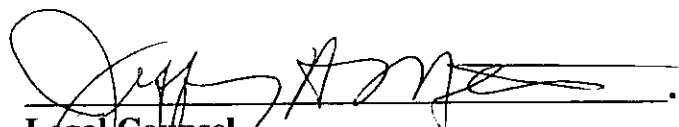
President, Board of Directors

ATTEST:



District Clerk & ex-officio Secretary

**APPROVED AS TO FORM AND LEGAL
SUFFICIENCY**



Legal Counsel

