

A. Jotelo

City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE OAKLAND FIRE DEPARTMENT REGARDING ANNUAL INSPECTIONS OF CERTAIN BUILDING OCCUPANCIES AS REQUIRED BY SECTIONS 13146.2, 13146.3, AND 13146.4 OF THE CALIFORNIA HEALTH AND SAFETY CODE

WHEREAS, high-occupancy venues, such as schools, apartment buildings, and businesses where groups of people often assemble and are sometimes unfamiliar tend to carry the burden of being at higher risk for significant fire fatality incidents; and

WHEREAS, to help reduce these incidents, state law mandates regular inspections of these facilities and recommends inspections in others. These mandatory inspections ensure various fire safety features are present and functioning correctly such as smoke detectors, extinguishers, and clear access and egress; and

WHEREAS, the Oakland Fire Department has conducted annual fire inspections as required by law; and

WHEREAS, due to recent fires resulting in fatalities, including the 2016 Ghostship Warehouse fire, a new requirement was signed into law by the Governor of California in 2018 (SB 1205, codified as California Health and Safety Code Section 13146.4) regarding the reporting out of annual inspections of certain building occupancies as required by sections 13146.2 and 13146.3 of the California Health and Safety Code; and

WHEREAS, cumulatively, California Health and Safety Code Sections 13146.2 and 13146.3 require that the Fire Chief of any City or County fire department or district providing fire protection services and his or her authorized representatives are required to inspect every year the following building occupancies:

- hotels, motels, lodging houses, apartment houses but not “dwellings”
- every building used as a public or private school; and

WHEREAS, SB 1205 requires every City or County fire department, or fire district, to report out annually to its administering authority (for example a City Council), on the department

or district's compliance with the state mandated inspections of certain building occupancies as provided above, and for the administering authority to acknowledge receipt of the report in a resolution or similar formal document; now, therefore be it

RESOLVED: that the Oakland City Council acknowledges receipt of the annual report from the Oakland Fire Department of state mandated fire inspections pursuant to SB 1205, as provided in the information below and in the staff report accompanying this resolution; and be it

FURTHER RESOLVED: that the figures below represent the state mandated inspections completed by the Oakland Fire Department in 2019, according to records kept in the One Step inspection database utilized by the City of Oakland:

- R1 designated Hotels – 29 inspected
- R1 designated Motels – 13 inspected
- R1 designated Lodging Houses – 0, none identified in records.
- R2 designated Apartment Houses – 337 inspected
- E designated public & private schools – 55 inspected
- High Rise Buildings – 61 inspected.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR,
THAO AND PRESIDENT KAPLAN

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
Acting City Clerk and Clerk of the
Council of the City of Oakland, California