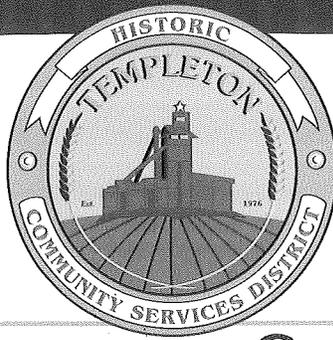


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TEMPLETON COMMUNITY SERVICES DISTRICT

P.O. BOX 780 • 420 CROCKER STREET • TEMPLETON, CA 93465 • (805) 434-4900 • FAX: (805) 434-4820 • www.templetoncsd.org

ORDINANCE NO. 2013-4

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF
THE TEMPLETON COMMUNITY SERVICES DISTRICT ADOPTING AND
AMENDING THE 2013 EDITION OF THE CALIFORNIA FIRE CODE**

BE IT ORDAINED by the Board of Directors of the Templeton Community Services District as follows:

RECITALS

WHEREAS, the Templeton Community Services District is a community services district formed pursuant to California Government Code Sections 61000 et. seq.; and

WHEREAS, Government Code Section 61100(d) provides that a community services district has the express power to supply the inhabitants of the District with fire protection in the same manner as a fire protection district formed pursuant to the Fire Protection District law (Health and Safety Code Sections 13800 et. seq.); and

WHEREAS, Section 13869 of the Health and Safety Code provides that a District may adopt a fire prevention code by reference pursuant to Government Code Section 50022.2; and

WHEREAS, on May 17, 2011 the Board of Directors of the Templeton Community Services District ("District") adopted Ordinance No.2011-1, adopting and amending the 2009 Edition of the International Fire Code and the 2010 edition of the California Fire Code; and

WHEREAS, the District Board of Directors now desires to adopt the 2013 Edition of the California Fire Code, with certain amendments, exceptions and additions based on climatic, geographical and topographical conditions existing within the Templeton Community Services District.

Section 1. Adoption of Fire Codes.

The Board of Directors of the District hereby adopts the 2013 Edition of the California Fire Code, including Articles and Appendices, with certain amendments and exceptions, which are set forth in Section 2 of this Ordinance, that are for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion. Each and all of the

regulations, provisions, conditions, and terms of such "California Fire Code," 2013 Edition, on file in the District Office, are hereby referred to and made a part hereof as if fully set out in this Ordinance, except as otherwise provided in this Ordinance.

Section 2. Amendments, Exceptions and Additions to the California Fire Code, 2013 Edition.

Pursuant to Resolution No. 20-2013 the Board of Directors of the District found that because of certain local climatic, geological and topographical conditions existing within the District, more stringent building standards relating to fire and panic safety than those standards adopted by the State Fire Marshal and contained in the California Building Standards Code are necessary for fire protection within the District. Resolution No. 20-2013 and the findings contained therein are hereby incorporated herein by this reference. The following amendments, exceptions and additions to the California Fire Code, 2013 Edition, are therefore hereby made:

CHAPTER 1- SCOPE AND ADMINISTRATION

101.1 Title.

(Delete subsection language and add) "These regulations shall be known as the Fire Code of the Templeton Community Services District ("TCSD"), hereafter referred to as "the fire code." He TCSD shall also be the enforcing public entity."

103.2 Appointment.

(Delete subsection language and add) "The fire code official shall be appointed by the Templeton Community Services District Board of Directors."

105.3.3 Occupancy prohibited before approval.

(Add at the end of subsection) "...This would include when there is a change in a tenant of an existing structure/business."

105.4.6 Retention of construction documents.

(In first sentence replace) "shall" with "may."

105.6.14 Explosives.

(Delete) exception.

CHAPTER 2- DEFINITIONS

202 GENERAL DEFINITIONS

(add a new definition)

“SKY LANTERN. An airborne lantern typically made of paper with a wood frame containing a candle, fuel cell composed of waxy flammable material or other open flame which serves as a heat source to heat the air inside the lantern to cause it to lift into the air. Sky candles, fire balloons and airborne paper lanterns mean the same as sky lanterns.”

CHAPTER 3- GENERAL REQUIREMENTS

308.1.4 Open flame cooking devices.

(Exception number 1 to read) “1. One and two-family dwellings by permit only.”

(add a new subsection 308.1.6.3)

“308.1.6.3 Sky lanterns. The ignition and launching of sky lanterns is prohibited.

Exceptions:

1. Upon approval of the fire code official, sky lanterns may be used under the following conditions:
 - (a) When necessary for religious or cultural ceremonies and adequate safeguards have been taken in the discretion of the fire code official.
 - (b) Sky Lanterns shall be tethered in a safe manner to prevent them from leaving the area and must be constantly attended until extinguished.”

308.1.7 Religious Ceremonies.

(Add to end of subsection) “...Fire watch may be required.”

311.1.1 Abandoned Premises.

(delete in its entirety and add) “Temporarily unoccupied buildings, structures, premises or portions thereof, including tenants spaces and property damaged by earthquake, fires, etc., shall be safeguarded and maintained in accordance with this section.

The owner, occupant or other person, having under his/her control any property or materials on property damaged by fire, when access by the public is possible, shall secure the property by boarding up all openings, fencing, barricading or other appropriate measures as directed by the fire code official within 48 hours after the incident.

Within thirty (30) days after written notice to do so has been served, all debris and/or materials shall be removed from the property or proof furnished that contractual arrangements have been made for demolition, replacement or repair of all fire damaged structures remaining on the property involved in the fire.”

CHAPTER 5- FIRE SERVICE FEATURES

(Add a new subsection 503.5.3)

503.5.3 Fire apparatus access roads.

(To read) “Gates or barricades must have manual system disconnect.”

505.1 Address Identification.

(Add to the end of the subsection) “Additional requirements are set forth in the Developer’s Guide Standards Exhibits 1A, 1B, and 1C.”

506.1 Where Required.

(Delete entire subsection language and add) “Fire code official is authorized to require a key box (Knox Box) to be installed in an approved location for all new non-residential construction and new tenant improvements. The key box shall contain keys to gain necessary access as required by the fire code official. Gate locks and/or automatic gate opener overrides must be approved by Fire Code Official prior to installation.”

507.5.1 Where Required.

(Delete) 400-foot requirement-(Add) 300-foot requirement. (All exceptions deleted.)

508.1 General.

(Delete entire subsection language and add) “Where required by other sections of this code and in all buildings classified as high-rise buildings by the California Building Code and Group 1-2 occupancies having accepted floors located more than 75 feet above the lowest level of fire department vehicle access, or when required by the fire code official, a fire command center for fire department operations shall be provided and shall comply with Sections 508.1.1 through 508.1.5.”

CHAPTER 9- FIRE PROTECTION SYSTEMS

901.7 Systems out of service.

(Add after last paragraph), “A log must be maintained during the required fire watch, which notes all activity, and must be signed by the individual performing fire watch duties. This log is to be provided to the fire code official upon his/her request.”

903.2 Where required.

(Delete subsection in its entirety and add) “An automatic fire extinguishing system shall be installed in the occupancies and locations as set forth below:

New Construction. An automatic fire extinguishing system shall be installed and maintained in all new buildings in “A,” “B,” “C,” “E,” “F,” “H,” “I,” “M,” “R”, “S” and “U” occupancies as defined by the Uniform Building Code, regardless of type of construction or floor area, for which any Building Permit is issued after the effective date of this Ordinance.

Exceptions:

- (i) Detached Group B, C, M occupancies not exceeding 500 square feet and located at least 10 feet from adjacent buildings and 5 feet from adjacent property lines;
- (ii) Some “U” * uses may be exempted by the fire code official based on specific use (i.e. carports, fences, livestock shelters)

* May not exceed ~~1,000~~3,000 sq feet - must be at least 10 feet from adjacent buildings - no second stories - minimum two exits including one pedestrian door – workshops or offices limited to 10% of floor area – cannot be used for a place of employment or for public assemblage/events – cannot be used as a commercial building.

Note: “U” occupancies converted to conditioned habitable space will be required to install an automatic fire extinguishing system.

Existing Construction. An automatic fire extinguishing system shall be installed in all existing buildings or structures where proposed or ongoing additions, seismic retrofit, alterations or repairs are commenced over a three-year period, which meet one or more of the following:

- (i) Throughout structure where additions to existing buildings adds up to more than 50% of the existing square footage;
- (ii) Throughout existing and new sections of an existing building where the floor area is increased by 1,000 square feet;
- (iii) Alterations including modifications to an existing structure which involves complete removal and replacement of 50% or more of the wallboard;
- (iv) Have a total floor area exceeding five thousand (5,000) square feet;
- (v) When a second story or higher is added;
- (vi) When occupancy change increases fire risk or hazard, as determined by the fire code official.

For the purpose of calculating square footage for the application of fire sprinkler and fire flow requirements, the floor area shall include all combustible areas attached to the structure, including garages, patio covers or common areas (protected on three sides), overhangs over 2 feet, and covered walkways.

Furthermore, when an automatic fire extinguishing system is required for an existing single family residence due to an addition, fire sprinklers shall not be required for vaulted ceilings in the existing residence where there is no accessible attic space; otherwise, the addition and all other existing rooms and spaces in the residence shall be equipped with the fire sprinkler system.

Regardless of additions, alterations or repairs in **existing** sprinklered buildings, sprinkler coverages shall remain as per the National Fire Protection Association 13, 13R, or 13D standards, whichever are applied by the fire code official.”

903.3 Installation requirements.

(Add after end of subsection.)

“Plans for all automatic fire extinguishing systems need not be prepared by an Engineer, but shall be required to be reviewed, engineered and certified by a Fire Protection Engineer and submitted for approval by the fire code official prior to installation of the system. The automatic fire extinguishing system shall conform to the most current requirements of the State Fire Marshal regulations and requirements of the National Fire Protection Association Codes and Standards (NFPA 13, 13R or 13D).”

(Add a new subsection 904.2.2)

“904.2.2 Commercial kitchen hood extinguishing systems.

Prior to the installation of any new hood extinguishing system, the owner or contractor shall submit the plans of the proposed installation to the Templeton Fire Department for approval. The plans need not be prepared by an Engineer; however, they shall be reviewed and certified by a Fire Protection Engineer. ~~they~~ The plans shall be proportional, and contain an approximate line drawing of the system. The information required to be included on such drawings shall include:

1. Make and model of system
2. Site location of system and type of chemical used
3. Size of Hood
4. Number, type, and location of appliances covered
5. Number, type, and location of nozzles
6. Number and location of heat detectors
7. Location and length of run piping and conduit
8. Type, size, and location of gas shut-off valve

The plans are not required for modification of an existing system, provided that the modification is complete. A description of the modification shall be submitted with the certification of inspection.

Upon completion of installation of a new hood extinguishing system, a system test is required. The test shall be that which is commonly referred to as a "Balloon Test" or that which is recommended by the system manufacturer if a "Balloon Test" is not feasible. In any case, the test shall check the operation of the manual pull station, if installed, the mechanical pneumatic or electric energy shut-off valve, and the piping, distribution and nozzle system."

(Add a new subsection 904.11.4.2)

"904.11.4.2 Wood fueled cooking equipment.

"All commercial-type cooking equipment using wood or wood products as fuel shall be protected by an automatic sprinkler system. The water supply may be provided from the buildings' fire sprinkler system or domestic water supply. The minimum water flow calculation shall be 18 gallons per minute per head."

(Add a new subsection 907.1.6)

"907.1.6 False alarms.

The Fire Code Official is authorized to seek cost recovery for a fire department response to an alarm system activation which is determined to be a false alarm caused by system malfunction, system misuse or other non-emergency causes."

(Add a new subsection 907.1.7)

"907.1.7 False alarm frequency.

The cost recovery fee will be charged for all responses after the second false alarm in a calendar year."

(Add a new subsection 907.1.8)

"907.1.8 False alarm fee.

The amount of the cost recovery fee will be as set forth in the Templeton Community Services District Ordinance 2005-2 User Fees Schedule, as such may be amended. Additional fees may be charged for extraordinary circumstances."

CHAPTER 10- MEANS OF EGRESS

1004.2 Increased occupant load.

(Add at beginning of first sentence) “When approved by the fire code official”

1007.2.1 Elevators Required.

(Delete first sentence and replace with the following sentence) “In buildings where a required accessible floor is three or more stories above or below a level of exit discharge, at least one required accessible means of egress shall be an elevator complying with section 1007.4 .”

1011.1 Where Required.

(Add to exception number one, to the end of the sentence) “when approved by fire code official.”

CHAPTER 23- MOTOR FUEL-DISPENSING FACILITIES AND REPAIR GARAGES

(Add a new subsection 2306.2.3.1)

“2306.2.3.1 Permit Required.

“Above-ground tanks require a permit from the fire department.”

CHAPTER 33- FIRE SAFETY DURING CONSTRUCTION AND DEMOLITION

(Add a new subsection 3311.3)

“3311.3 Exit signage during construction.

“When required by the fire code official temporary exit signage may be required for buildings under construction.”

CHAPTER 55- CRYOGENIC FLUIDS

5504.3.1.1 Stationary containers.

(Add to end of paragraph) “The geographical limits in which the storage of flammable cryogenic fluids in stationary containers is prohibited are the Templeton Community Services District boundaries.”

CHAPTER 56- EXPLOSIVES AND FIREWORKS

(Add a new section 5608.1.2)

5608.1.2 Regulations and rules pertaining to the retail sale and use of “safe and sane” fireworks.

The possession, storage for purposes of sale at retail and use only, sale at retail and use of “safe and sane” fireworks within the Templeton Community Services District are allowed subject to the following rules and regulations:

- (a) Definition of Safe and Sane Fireworks
“Safe and sane” fireworks shall mean those fireworks defined as “safe and sane” in California health and Safety Code Section 12529 and classified by the State Fire Marshall as “safe and sane” in accordance with Section 12562 of the Health and Safety code.
- (b) Application
No permits for sale of safe and sane fireworks will be issued to any person, firm, or corporation except those non-profit associations or corporations organized primarily for veteran, patriotic, welfare, civic betterment, or other charitable purposes. Proof of nonprofit status may be required by producing copies of incorporation documents as registered with the Secretary of the State of California. All for-profit organizations’ or individuals’ applications will be rejected. Any organization whose charter or by-laws requires their funds to enhance the community they serve and desiring to sell at retail “safe and sane” fireworks within the District must first make written application for a permit to the fire code official. Applications for permits shall be made in writing and submitted to the District during the period of January 1 to March 31 each year. If March 31 falls on a Saturday or Sunday, then the filing period will be extended to the next business day.
- (c) License as a Prerequisite
The fire code official shall not accept an application for a permit from any person who does not possess, and present at the time of application, evidence of a valid license to perform those acts specified on the application for a permit, as such license is defined in Health and Safety Code Section 12517. The applicant must be at least 21 years of age or older.

(d) Investigation and Report

The fire code official shall undertake an investigation and prepare a report of his/her findings and determination concerning the issuance of the permit, together with the reasons thereof.

(e) Grant or Denial of Permit

The fire code official may grant or deny the permit, subject to such reasonable conditions, if any, as he/she shall prescribe. Such conditions shall include, but not be limited to:

(i) The permittee shall deposit a clean-up fee of \$500.00 which may be refunded in whole or in part, as determined by the District, if the sale location, Templeton park and other areas as determined by the fire code official at which safe and sane fireworks are used, are free of used and spent fireworks, and related materials by July 5, as determined by the District;

(ii) The permittee must require each purchaser of safe and sane fireworks show proper identification at the time of each sale which demonstrates that the purchaser is 18 years of age or older. The permittee must provide a copy of a Templeton area map, approved by the fire code official, to each purchaser which indicates what areas within the Templeton Community Services District the discharge of "safe and sane" fireworks are allowed.

(iii) Notwithstanding any other provision of law, the permittee shall furnish to the fire code official a policy of public liability and property damage insurance, with no deductible, with limits of bodily injury of not less than \$1,000,000.00 for one person or \$2,000,000.00 for each occurrence annually and with a limit of property damage liability of not less than \$1,000,000.00 for each occurrence as payment for damages to persons or property which may result from, or be caused by, any negligence on the part of the permittee or his or its agents, servants, employees, or subcontractors. The District and its officers, directors, and employees shall be named as additional insureds under such public liability policy. A certificate of insurance shall be presented consistent with the above prior to sale and shall provide that the insurer will not cancel the coverage without 15 days prior written notice to the fire code official.

(iv) There shall be a nonrefundable permit fee in the amount of \$500.00 to cover the District's reasonable costs in administering and enforcing the provisions of this Section. The amount shall be

paid prior to the issuance of the permit. An additional amount to cover the cost of hiring two (2) San Luis Obispo County Sheriff Deputies for the evening of July 4 (hours determined by fire code official) will be evenly assessed to each permitted booth. This amount must be paid prior to the release of the “clean-up” deposit.

- (f) Designation of Location for Sale of Safe and Sane Fireworks.
Any permit issued to subparagraph (e) above shall designate the location at which the permittee may sell at retail “safe and sane” fireworks.
- (g) Duration of Permit.
The term of the permit shall coincide with the valid period of the license. This provision shall not prohibit the revocation of the permit by the fire code official for just cause where a fire nuisance exists or where personal injury may occur.
- (h) Salespersons
No person under the age of 18 shall sell, or handle for sale, any safe and sane fireworks.
- (i) Location of Use of “Safe and Sane” Fireworks.
“Safe and Sane” fireworks may be used within the District’s boundaries.
- (j) Violations.
In addition to any other violations provided by law, the following shall constitute violations related to the possession, storage, sale and use of “safe and sane” fireworks within the District:
 - (i) It is unlawful for any person to sell or offer for sale “safe and sane” fireworks at any time outside the hours from 12 pm on July 1st through 10 pm on July 4th. It is unlawful for any person to discharge fireworks at anytime outside the hours of 12pm on July 1st through 11:59 pm on July 4th.
 - (ii) It is unlawful for any person to store any “safe and sane” fireworks without having in his/her possession a valid permit as required by this Ordinance.
 - (iii) It is unlawful for any person to store or possess any “safe and sane” fireworks for which a license is required and which has been revoked or surrendered or any license, which has not been renewed, and such storage or possession, is held beyond the period provided for in Section 12604 of the Health and Safety Code.
 - (iv) It is unlawful for any person to store, sell, or discharge any “safe and sane” fireworks in or within 100 feet of a location

where gasoline or any other class 1 flammable liquids are stored or dispensed.

- (v) It is unlawful for any person to place, throw, discharge or ignite, or fire “safe and sane” fireworks at any person or group of persons where there is a likelihood of injury to any such person.
- (vi) It is unlawful for any person to sell or transfer any “safe and sane” fireworks to a consumer or user thereof other than at a fixed place of business of a retailer for which a license and permit has been issued.
- (vii) It is unlawful for any person to allow or permit a fire nuisance, as defined in Section 12510 of the Health and Safety Code, to exist on any premises where any “safe and sane” fireworks are sold or stored.
- (viii) It is unlawful for any person to conduct a public display without possessing a valid permit for this purpose.
- (ix) It is unlawful for any person to advertise to sell “safe and sane” fireworks without a valid license and permit.
- (x) It is unlawful for any person to sell, give or deliver any “safe and sane” fireworks to a person who is under 18 years of age.
- (xi) It is unlawful for any person to perform any act, or transact or attempt to transact any business, with an expired license or an expired permit where a license or permit is required for the performance of such act or transaction.

(k) Penalties.

Except as provided in Section 12702 of the Health and Safety Code, any person who violates any provision of this Chapter 56 of this Ordinance, or any regulations issued pursuant thereto, is guilty of misdemeanor, and upon conviction shall be punished by a fine of not less than \$500.00 no more than \$1,000.00, or by imprisonment in the San Luis Obispo County jail for not exceeding one year, or by both such fine and imprisonment.

In addition to all other penalties, the fire code official may deny an application to sell “safe and sane” fireworks if the applicant violated any provision of this Chapter 56 of this Ordinance, or any regulations issued pursuant thereto, in a prior year.

- (l) Signage.
Any approved retail location that sells “Safe and Sane” Fireworks will be required to post a banner which shall read, “This booth is sponsored by (name of organization) located in (City or District organization is headquartered).” The banner shall be made of a minimum of 12-inch wide, white vinyl-type material with 6” solid black-block letters (lettering to have a professional appearance). The banner design shall be approved by the Fire Chief prior to granting permission to sell “Safe and Sane” Fireworks. The banner shall be posted above the retail area of the booth and shall be posted during the hours of retail operation.”

(Add a new section 5608.2)

“5608.2 Establishment of limits in which storage of explosives and blasting agents is to be prohibited.

The limits referred to in Section 7701.2.2 of the Uniform Fire Code, in which storage of explosives and blasting agents is prohibited, are hereby established as the Templeton Community Services District Fire Department boundaries.”

CHAPTER 57 FLAMMABLE AND COMBUSTIBLE LIQUIDS

(Add a new section 5704.2.9.5.3)

“5704.2.9.5.3 Locations where above-ground tanks inside of buildings are prohibited.

Storage of Class I and Class II liquids in aboveground tanks inside of buildings is prohibited within the Templeton Community Services District Fire Department boundaries.

Exceptions:

- (ii) Tanks for emergency power generators which are integrated into the generator assembly. These installations shall be reviewed and approved by fire code official prior to installation.
- (iii) In all installations located on District, County, State, or Federal properties.

5704.2.9.6.1 Locations where above-ground tanks outside of buildings are prohibited.

(Delete subsection 5704.2.9.6.1 in its entirety and add)

Storage of Class I and Class II liquids in aboveground tanks outside of buildings

is prohibited within the Templeton Community Services District Fire Department boundaries.

- Exceptions:
- (i) Exterior aboveground-protected tanks are permitted within those parcel(s) identified on the District's map of approved tank locations on file with the District. Maximum amounts shall be limited to 12,000 gallons per tank with an aggregate total of 24,000 gallons. When permitted installations shall be in conformance with CFC/IFC.
 - (ii) Tanks for emergency power generators which are integrated into the generator assembly. These installations shall be reviewed and approved by fire code official prior to installation.
 - (iii) In all installations located on District, County, State, or Federal properties.

CHAPTER 61- LIQUEFIED PETROLEUM GASES

6104.3 Container Location.

(Add to the beginning of the subsection) "Geographical limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas are hereby established as the Templeton Community Services District."

APPENDIX C- FIRE HYDRANT LOCATIONS AND DISTRIBUTION

C105.1 Hydrant spacing.

(Delete current subsection in its entirety and add) "In general fire hydrant distribution spacing shall not be less than 300-feet in commercial and industrial areas and 400-feet in residential areas. Adjustments in spacing may be made with the approval of the fire code official depending on fire flow requirements, occupancy classification or other circumstances unique to a project."

(Add a new section C106 is added)

"C106 Fire hydrant type.

The type of hydrant to be used shall be installed pursuant to Templeton Community Services District water standards for type and installation of a fire hydrant. All fire hydrants are to be identified in the roadway by "blue" reflective markers with a minimum dimension of three (3") inches (Botz Dot).

- (1) Public Hydrants. All barrels are to be yellow. The tops shall be painted with the following capacity-indicating color scheme to provide simplicity and consistency with colors used in signal work for safety, danger, and intermediate condition.

Class AA-Light Blue - Rated capacity of 1500 gpm or greater
Class A-Green - Rated capacity of 1000-1499 gpm
Class B-Orange - Rated capacity of 500-999 gpm
Class C-Red - Rated capacity of less than 500 gpm”

APPENDIX D- FIRE APPARATUS ACCESS ROADS

D103.4 Dead-ends.

(Delete entire subsection and add)

“When a fire access road serves three or more parcels only a cul-de-sac turnaround is permitted. Exception: When approved by fire code official.”

D107.1 One- or two-family dwelling residential developments.

(Delete exceptions)

(Add a new section D109.1)

“D109.1 Parking.

Access roadways or streets in a residential or commercial subdivision shall have an unobstructed width of not less than 20-feet. Road widths shall be as approved by the fire official or as follows:

1. 20-feet wide when parking is not allowed on either side of roadway.
2. 30-feet wide when parking is not allowed on only one side of roadway.
3. 40-feet wide when parking is not restricted.”

Section 3. Effective Date.

This Ordinance shall take effect upon ratification by the San Luis Obispo County Board of Supervisors.

Section 4. Inconsistency.

To the extent that the terms and provisions of this Ordinance may be inconsistent or in conflict

with the terms or conditions of any prior District ordinances, resolutions, rules or regulations governing the same subject, the terms of this Ordinance shall prevail with respect to the subject matter thereof and such inconsistent or conflicting provisions of prior ordinances, resolutions, rules or regulations are hereby repealed.

Section 5. Invalidity.

If any provision of this Ordinance or application thereof to any person or circumstance is held invalid, no other provision of this Ordinance shall be affected thereby.

Section 6. Publication.

The District General Manager is directed to publish a summary of this Ordinance once, with the names of the Board members voting for and against the Ordinance, in a newspaper published in the District within 15 days after the adoption of this Ordinance.

Section 7. CEQA Finding.

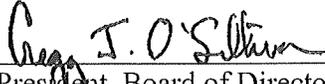
The Board of Directors of the District hereby finds that adoption of this Ordinance does not constitute a “project” under the California Environmental Quality Act (“CEQA”) (Public Resources Code sections 21000, et. seq.) or its implementing Guidelines (14 Cal. Code of Regulations sections 15000, et. seq.) (“CEQA Guidelines”). The adoption of the Ordinance falls within the activities described in Section 15378(b)(2) of the CEQA Guidelines which are deemed not to be “projects,” as the Ordinance constitutes general policy and procedure making. Even if the adoption of the Ordinance were a “project” for purposes of CEQA, such adoption is exempt from review pursuant to Section 15061(b)(3) which provides that an activity is not subject to CEQA review where it can be seen with certainty that there is no possibility that it may have a “significant effect on the environment.” It can be seen with certainty that there is no possibility that the adoption of this Ordinance and the rules and regulations contained herein may have a significant effect on the environment. The District General Manager is authorized to prepare and file a Notice of Exemption consistent with these findings.

INTRODUCED by the Board of Directors on this 17th day of December, 2013.

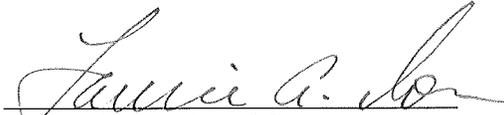
PASSED AND ADOPTED by the Board of Directors of the Templeton Community Services District at a regular meeting on the 21st day of January, 2014, on the following roll call vote:

AYES: Gannon, English, Dietch, LaCaro and O’Sullivan
NOES:
ABSENT:
ABSTAIN:

TEMPLETON COMMUNITY SERVICES DISTRICT

By: 
President, Board of Directors

Attest:

By: 
Laurie Ion, Board Secretary

Approved as to form:

By: 
Heather K. Whitham,
Local District Counsel