

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk

County of: San Luis Obispo

1055 Monterey St., Rm. D120

San Luis Obispo, CA 93408

From: (Public Agency): Templeton CSD

420 Crocker Street/P.O. Box 780

Templeton, CA 93465

(Address)

Project Title: Ordinance No. 2025-1 Fire Code Amendment

Project Applicant: Templeton Community Services District

Project Location - Specific:

Templeton Community Services District

Project Location - City: Templeton

Project Location - County: San Luis Obispo

Description of Nature, Purpose and Beneficiaries of Project:

Every three years the CA Fire Code is updated and adopted by the State of CA. TCSD is amending Chapter 6.16 of Title 6 of the District Code adopting the 2025 Edition of the CA Fire Code. Most local changes revolve around changing section numbers, with more material changes to the sale and use of "safe and sane" fireworks.

Name of Public Agency Approving Project: Templeton Community Services District

Name of Person or Agency Carrying Out Project: Templeton Community Services District

Exempt Status: **(check one):**

☐ Ministerial (Sec. 21080(b)(1); 15268);

☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));

☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));

☐ Categorical Exemption. State type and section number: _____

☒ Statutory Exemptions. State code number: Section 15061(b)(3)

Reasons why project is exempt:

Per statute cited above.

Lead Agency

Contact Person: Jeff Briltz, General Manager

Area Code/Telephone/Extension: 805-434-4900

If filed by applicant:

1. Attach certified document of exemption finding.

2. Has a Notice of Exemption been filed by the public agency approving the project? ☒ Yes ☐ No

Signature: _____

Date: 01/22/2026

Title: General Manager

jbriltz@templetoncsd.org
☒ Signed by Lead Agency ☐ Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.

Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____

BOARD OF DIRECTORS

Navid Fardanesh
President

Chelsea Tirone
Vice-President

Debra Logan
Director

Eric Mortensen
Director

Wayne Petersen
Director



STAFF

Jeff Briltz
General Manager

Lori Azeem, P.E.
District Engineer

Keri Dodson
Executive Assistant/Board
Clerk

Justin Black
Assistant General Manager -
Operations
Natalie Klock
Finance Officer

Mel Johnson
Recreation Supervisor

Tom Peterson
Fire Chief

TEMPLETON COMMUNITY SERVICES DISTRICT

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

ORDINANCE NO. 2025-1

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF
THE TEMPLETON COMMUNITY SERVICES DISTRICT AMENDING
CHAPTER 6.16 OF TITLE 6 OF THE TEMPLETON COMMUNITY
SERVICES DISTRICT CODE ADOPTING AND AMENDING THE 2025
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, the District Board of Directors now desires to amend Chapter 6.16 of Title 6 of the Templeton Community Services District Code, in order to adopt the 2025 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. Chapter 6.16 of Title 6 of the Templeton Community Services District Code is hereby amended to read as follows:

CHAPTER 6.16. – FIRE CODE OF THE TEMPLETON COMMUNITY SERVICES DISTRICT

Sec. 6.16.010. Adoption of 2025 California Fire Code.

The Board of Directors of the District hereby adopts the 2025 Edition of the California Fire Code, including Articles and Appendices, with certain amendments and exceptions, which are set forth in Section 6.16.020 of this Chapter, 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," 2025 Edition, on file in the District Office, are hereby referred to and made a part hereof as if fully set out in this Chapter, except as otherwise provided in this Chapter.

Sec. 6.16.020. Amendments, Exceptions and Additions to the California Fire Code, 2025 Edition.

Pursuant to Resolution No. 19-2025 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. 19-2025 and the findings contained therein are hereby incorporated herein by this reference. The following amendments, exceptions and additions to the California Fire Code, 2025 Edition, are therefore hereby made:

SECTION 101.1 Title is hereby amended to read as follows:

101.1 Title - These regulations shall be known as the Fire Code of the Templeton Community Services District.

Section 112 Board of Appeals is hereby amended to read as follows:

112.1 Board of appeals established. In order to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be the Templeton Community Services District Board of Directors. The fire chief or their designated fire code official shall be an ex officio member, but will not have a vote upon any matter before the board. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the fire code official. The appeals process requires a four-to-six-week period to allow for the scheduling of a public hearing.

Sections 903.2 and 903.3 Automatic Sprinkler Systems are hereby amended to as follows:

Section 903.3 is amended to read as follows:

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) All "U" that exceed 1000 sq. ft. must also 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 sprinkler system.

Exception: any "U" Occupancy that is open on three side up to 5000 sq. ft. and used solely for agricultural storage.

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 the 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.

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.

The following is added after the end of subsection 9.03.3:

“Plans for all automatic fire extinguishing systems 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).” Note: All sprinkler systems including NFPA 13, 13R and 13D shall require a flow switch that is connected to a local bell and shall have an inspector test valve at the most hydraulically remote location.

Sections 903.2.11.7, 907.1.6, 907.1.7 and 907.1.8 are hereby added to read as follows:

“903.2.11.7 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.

“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.”

“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.”

“907.1.8 False alarm fee.

The amount of the cost recovery fee will be as set forth in the Templeton Community Services District Resolution 16-2025 Master Schedule of Fees and Charges, as such may be amended. Additional fees may be charged for extraordinary circumstances.”

Sections 1205.2 and 1205.3.2 relating to Solar Photovoltaic Power Systems are hereby amended to read as follows:

1205.2 Access and pathways. Roof access, pathways and spacing requirements shall be provided in accordance with Sections 1205.2.1 through 1205.3.3. Pathways shall be over areas capable of supporting firefighters accessing the roof. No portion of a pathway shall be located on

a portion of a gable roof overhanging the gable rafter or truss. Pathways shall be located in areas with minimal obstructions. Such as vent pipes, conduit or mechanical equipment.

Exceptions:

1. Detached, non-habitable Group U structures including, but not limited to, detached garages serving Group R-3 buildings, parking shade structures, carports, solar trellises and similar structures.
2. Roof access, pathways, and spacing requirements need not be provided where the fire code official has determined that rooftop operations will not be employed.

1205.3.2 Interior pathways. Interior pathways shall be provided between array sections to meet the following requirements:

1. Pathways shall be provided at intervals not greater than 150 feet (45,720 mm) throughout the length and width of the roof.
2. A pathway of not less than 4 feet (1219 mm) wide in a straight line to roof standpipes or ventilation hatches.
3. A pathway not less than 4 feet (1219 mm) wide around roof access hatches, with not fewer than one such pathway to a parapet or roof edge.
4. A pathway of not less than 4 feet (1219 mm) wide to and around each piece of powered mechanical equipment.

Chapter 56 – Explosives and Fireworks is hereby amended by adding Section 5608.1.2 and 5608.2 to read as follows:

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 Marshal as “safe and sane” in accordance with Section 12562 of the Health and Safety code.

(b) Application

Eligible organizations desiring to sell at retail “safe and sane” fireworks within the District must first apply for a permit to the fire code official. Applications for permits must be made in writing and submitted to the District during the period of March 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.

A permit for sale of safe and sane fireworks may be issued only to an organization that meets all of the following criteria for a continuous period of not less than one full year preceding submittal of an application for a permit from the District:

- (i) The organization is a qualified non-profit organization as defined by this section.
- (ii) The organization has its principal and permanent meeting place within the District's legal boundaries.
- (iii) The organization must have a demonstrated benefit or provide a service to the citizens of the District.
- (iv) The organization must have a minimum bona fide membership of at least twelve members who either reside in the District or are owners or operators of a business or other establishment in the District.
- (v) The organization must not have had a permit to sell fireworks revoked within twenty-four months prior to the organization's submittal of an application for a permit to sell fireworks.

As used in this section, qualified non-profit organization means: (i) any nonprofit association or charity organized under the Internal Revenue Code or California Revenue and Taxation Code; (ii) a group which is an integral part of a recognized national organization having such tax-exempt status; or (iii) an organization affiliated with and officially recognized by an elementary school, middle school, and/or high school and/or school district that serves, in whole or in part, the residents of the District.

(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 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, which is limited to non-commercial private property with the permission of the owner. The map is required to include language that specifies "safe and sane" fireworks are not permitted to be discharged in the street, public right-of-way, parking lots, commercial spaces, parks, school sites, or any space which is not privately owned.
- (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) Nonrefundable permit fees will be established by resolution of the District's Board of Directors as permitted by Health & Safety Code Section 12635.5. Permittees shall submit to the District's General Manager an annual report of the amount of sales in a format as designated by the District.
- (v) The maximum number of permits to be issued under this Section will be four per year. The fire code official will allocate permits to applicants in the following order until all of the permits for the year have been issued:
 - (1) applicants who held permits from the District for the previous three (3) years, by lottery;

- (2) applicants who held permits from the District for the previous two (2) years, by lottery;
- (3) applicants who held permits from the District for the previous one (1) year, by lottery;
- (4) all other applicants, by lottery.

No more than one permit per year may be issued to an eligible organization and all of its affiliates.

- (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 but are limited to use only on non-commercial private property with the permission of the owner. “Safe and sane” fireworks are not permitted to be discharged in the street, public right-of-way, parking lots, commercial spaces, parks, school sites, or any space which is not privately owned.
- (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 8:00pm on July 4th. With the exception of demonstrations conducted by fireworks booths, it is unlawful for any person to discharge fireworks at anytime outside the hours of 12:00pm through 10:00pm on July 4th.

- (ii) It is unlawful to perform any demonstration for sales of "safe and sane" fireworks within 25 feet of any structure and spectators are not within 35 feet of the demonstration.
- (iii) It is unlawful to discharge any "safe and sane" fireworks within the public right of way or public property. All "safe and sane" fireworks must be discharged on non-commercial private property with the permission of the owner.
- (iv) It is unlawful for any person to store any "safe and sane" fireworks for sale and distribution without having in his/her possession a valid permit as required by this Ordinance.
- (v) It is unlawful for any person to store or possess any "safe and sane" fireworks for sale or distribution 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.
- (vi) 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.
- (vii) 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.
- (viii) 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.
- (ix) 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.
- (x) It is unlawful for any person to conduct a public display without possessing a valid permit for this purpose.
- (xi) It is unlawful for any person to advertise to sell "safe and sane" fireworks without a valid license and permit.

(xii) 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.

(xiii) 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.”

All appendices in the 2022 California Fire Code are hereby adopted except D102, D103.1, 103.2, 103.3, 103.4, Figure D103.1.

Appendix D, Fire Apparatus Access Roads is hereby amended by amending Sections D103.4, D107.1 and the provisions in Appendix D relating to design standards, and by adding Section D109.1 to read as follows:

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.”

Notwithstanding any other design standard in Appendix D, Fire Apparatus Access, Fire Hydrant Type and Location for developments shall conform to any and all applicable Templeton Specific Standards for Fire Apparatus Access, Fire Hydrant Type and Location as such Standards have been approved by the Fire Chief, and are on file at the Fire Department.

SECTION 2. Repeal of Sections in Chapter 6.08

Sections 6.08.020 and 6.08.030 are hereby repealed.

SECTION 3. Effective Date

This Ordinance shall take effect thirty days from the date of final passage, and upon it being ratified by the San Luis Obispo County Board of Supervisors, as provided by law.

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.

PASSED AND ADOPTED by the Board of Directors of the Templeton Community Services District at a regular meeting on the 20th day of January, 2026, on the following roll call vote:

AYES: Logan, Petersen, Tirone and Fardanesh

NOES: None

ABSENT: Mortensen

ABSTAIN: None

TEMPLETON COMMUNITY SERVICES DISTRICT

By: 
President, Board of Directors

Attest:

By: K. Dodson
Keri Dodson, Board Secretary

Approved as to form:

By: D. Hirsch
David Hirsch, Assistant District Counsel