

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF THE SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

November 15, 2011

**FROM: MARK A. HARTWIG, Fire Chief
San Bernardino County Fire Protection District**

**SUBJECT: ADOPTION – AN ORDINANCE OF THE COUNTY OF SAN BERNARDINO,
STATE OF CALIFORNIA, AMENDING SUBSECTION 23.0732 (c) TO CHAPTER
7 OF DIVISION 3 OF TITLE 2 OF THE SAN BERNARDINO COUNTY CODE
RELATING TO HAZARDOUS MATERIAL RELEASE RESPONSE PLANS**

RECOMMENDATION(S)

**CONTINUED FROM TUESDAY, NOVEMBER 1, 2011, Item 55 - Adopt Ordinance No. 4154
relating to hazardous materials release response plans.**

(Affected Districts: All)

(Presenter: Peter Brierty, Assistant Chief/Fire Marshal, 936-5533)

BACKGROUND INFORMATION

The title of the ordinance relating to a public hearing to accept the Certified Unified Program Agency's finding and determination that Carbon Dioxide (CO₂) gas used for carbonation of beverages at retail food establishments stored in quantities of not more than 6,000 cubic feet and Helium gas for filling balloons stored in quantities of not more than 6,000 cubic feet would not pose a present or potential danger to the environment or to human health and safety if released into the environment since inert gases do not exhibit either physical or health hazard properties or hazardous properties other than those of a compressed gas was read on November 1, 2011. The recommendation before the Board of Supervisors today will adopt the ordinance on the consent calendar.

cc: w/ ordinance
SBCFPD-Hartwig
SBCFPD-Watkins
SBCFPD-Brierty
County Counsel-Hardy
File - SBCFPD w/ attach
jr 11/17/11

ITEM 79

Record of Action of the Board of Supervisors
APPROVED (CONSENT CALENDAR)
COUNTY OF SAN BERNARDINO
Board of Supervisors

MOTION	<u>AYE</u>	<u>MOVE</u>	<u>AYE</u>	<u>SECOND</u>	<u>AYE</u>
	1	2	3	4	5

LAURA H. WELCH, CLERK OF THE BOARD

BY _____

DATED: November 15, 2011

1 hazardous materials stored in the following manner are exempt from provisions of Article 3
2 of Chapter 7 of Division 3 of Title 2 of the San Bernardino County Code:

3 (1) Carbon dioxide gas used for carbonation of beverages and stored in
4 quantities of not more than six thousand (6,000) cubic feet at standard temperature and
5 pressure.

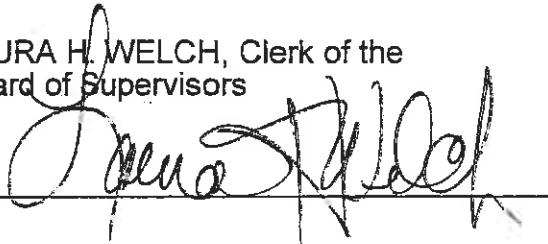
6 (2) Helium gas used for inflation of balloons and stored in quantities of not
7 more than six thousand (6,000) cubic feet at standard temperature and pressure.

8
9 SECTION 3. This ordinance shall take effect thirty (30) days from the date of
10 adoption.

11
12 
13 JOSIE GONZALES, Chair
14 Board of Supervisors

15 SIGNED AND CERTIFIED THAT A COPY
16 OF THIS DOCUMENT HAS BEEN DELIVERED
17 TO THE CHAIR OF THE BOARD

18 LAURA H. WELCH, Clerk of the
19 Board of Supervisors

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN BERNARDINO) ss.

3 I, LAURA H. WELCH, Clerk of the Board of Supervisors of the County of San
4 Bernardino, State of California, hereby certify that at a regular meeting of the Board of
5 Supervisors of said County and State, held on the 15th day of November, 2011, at
6 which meeting were present Supervisors: _____
Mitzelfelt, Rutherford, Derry, Ovitt, Gonzales

7 and the Clerk, the foregoing ordinance was passed and adopted by the following vote, to
8 wit:

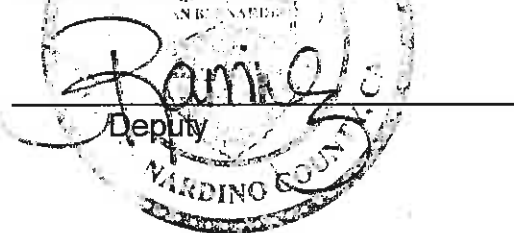
9 AYES: SUPERVISORS: **Mitzelfelt, Rutherford, Derry, Ovitt, Gonzales**

10 NOES: SUPERVISORS: **None**

11 ABSENT: SUPERVISORS: **None**

12 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
13 official seal of the Board of Supervisors this 15th day of November, 2011.

14 LAURA H. WELCH, Clerk of the
15 Board of Supervisors of the
16 County of San Bernardino,
17 State of California



18 Approved as to Form:

19 JEAN-RENE BASLE
20 County Counsel

21 By: Kenneth C. Hardy
22 KENNETH C. HARDY
23 Deputy County Counsel

24 Date: 8/10/11