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ORDINANCE NO. 4369

An ordinance of the County of San Bernardino, State of California, amending Section 23.0801 of the San Bernardino County Code, relating to roof coverings.

The Board of Supervisors of the County of San Bernardino, State of California, ordains as follows:

SECTION 1. Section 23.0801 of the San Bernardino County Code is amended to read:

23.0801 Compliance With Roof Covering Requirement Provisions of the County Development Code and California Building Code.

(a) Except as provided in subdivisions (b) and (c) of this section, all properties within the Fire Safety Overlay, as defined in Section 82.13.030 of the County Code, shall be in compliance with County Code section 82.13.050(p)(4) prior to July 1, 2016.

(b) Structures registered in the California Register of Historical Resources or other state or federal government registers or official inventories are exempt from this section in accordance with Sections 18954 and 18955 of the California State Historical Building Code.

(c) A roof covering installed prior to January 1, 2009, with fire retardant treated wood or other organic material with a Class A rated assembly, under a permit from the County's Building and Safety Division and supporting documentation showing date of installation, is allowed if the roof covering is inspected and approved in writing as to its condition by the Fire Chief or the Fire Chief's designee. The inspection will also include a review of the property by the Fire Chief or the Fire Chief's designee for compliance with County Code section 23.0301. If inspected and approved in writing by the Fire Chief or the Fire Chief's designee, the requirements of County Code section 82.13.050(p)(4) are held in abeyance 25 years past the final inspection approval date identified on the County's Building and Safety Division construction permit for the roof

1 covering or when the warranty of the roof covering has expired, whichever comes first.

2 (d) Notwithstanding subdivision (c) and except as provided in subdivision (b),
3 all construction, addition, alteration, repair, moving, conversions and/or change of
4 occupancy that causes a change in more than ten percent of the existing total roof area
5 or in at least 200 square feet of the existing total roof area, whichever is smaller, of
6 buildings and/or structures within the Fire Safety Overlay as defined in Section
7 82.13.030 of the County Code and mapped on the Fire Hazard Overlay Maps of the
8 County General Plan, shall, as to the entire roof structure, be brought into and/or shall
9 be in compliance with County Code section 82.13.050(p)(4). If any of the provisions of
10 the California Building Code, as adopted by the County Code, are in conflict with the
11 provisions in this section or Section 82.13.050(p)(4) of the County Code, the more
12 restrictive in terms of fire/ember resistance shall apply.


13 (e) Properties failing to meet the standards identified in this section shall be
14 deemed not in compliance and, as such, property owners are subject to available
15 enforcement actions identified in Section 11.0201 et seq. of the County Code, including,
16 but not limited to, civil, administrative citation, and/or criminal actions, as well as the
17 recordation of a notice of pendency or a notice of action.

18
19 SECTION 2. This ordinance shall take effect thirty (30) days from the date of
20 adoption.

21 
22 CURT HAGMAN, Chairman
Board of Supervisors

23 SIGNED AND CERTIFIED THAT A COPY
24 OF THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIRMAN OF THE BOARD

25 LYNNA MONELL, Clerk of the
26 Board of Supervisors

27 
28

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

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of the County of San
5 Bernardino, State of California, hereby certify that at a regular meeting of the Board of
6 Supervisors of said County and State, held on the 8th day of October, 2019, at which
7 meeting were present Supervisors: Robert A. Lovingood, Janice Rutherford, Dawn
8 Rowe, Curt Hagman, Josie Gonzales and the Clerk, the foregoing ordinance was
9 passed and adopted by the following vote, to wit:

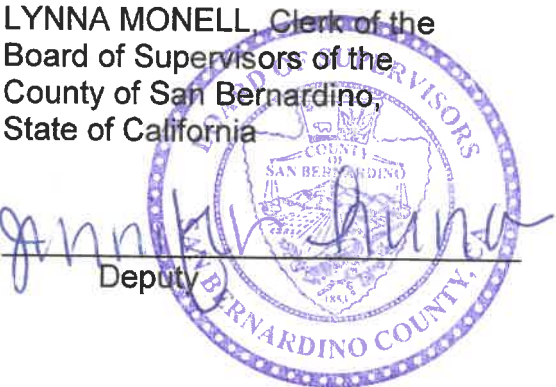
8 AYES: SUPERVISORS: Robert A. Lovingood, Janice Rutherford,
9 Dawn Rowe, Curt Hagman, Josie Gonzales

10 NOES: SUPERVISORS: None

11 ABSENT: SUPERVISORS: None

12 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
13 seal of the Board of Supervisors this 8th day of October, 2019.

14 LYNNA MONELL, Clerk of the
15 Board of Supervisors of the
16 County of San Bernardino,
17 State of California



18 Approved as to Form:

19 MICHELLE D. BLAKEMORE
20 County Counsel

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

24 Date: 9/23/19