



# Oceanside Fire Department

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Oceanside, CA 92054  
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## Standard 12-2008 Large Family Day Care Requirements

### Definition:

Less than 24 hours per day with 9 to 14 persons including children under the age of 10 who reside at the residence. Page 62, CBC 2007 sec 310.0

A floor plan of the facility must be submitted to the Fire Department for a Fire Marshal Plan review. The plan must include:

- A. Areas children will be restricted to
- B. Exits to the outside of the facility
- C. Smoke detector location
- D. Fire extinguisher location
- E. Manual pull station location if applicable

After the plan approval is obtained, the Fire Department will schedule with the applicant to inspect the premises for final approval.

The attached copies of code taken directly from the Health and Safety Code the California Fire Code and the California Building Code highlight the following requirements:

### General

2007 CBC sec 445 & Health and Safety Code sec 1597.46 Pages 129 & 130 2007 CBC

### Exiting

2007 CBC section 1015.7 page 316 2007 CBC

### Alarm Requirements

2007 CBC sec 907.2.6.4 and sec 907.2.6.4 2007 CFC page 107 & 108

### Smoke Alarms

I-4 Occ LARGE FAMILY DAY CARE SEC 907.2.10.1.4 2007 CBC page 269

DEFINITIONS

Group R-4 occupancies shall meet the requirements for construction as defined for Group R-3, except as otherwise provided for in this code.

*This occupancy classification may include a maximum six nonambulatory or bedridden clients (see Section 425, Special Provisions For Licensed 24-Hour Care Facilities in a Group I-1, R-3.1, or R-4 Occupancy). Group R-4 occupancies shall include the following:*

*Assisted living facilities such as: Residential care facilities, Residential Care Facilities for the Elderly (RCFE's), Adult Residential Facilities, Congregate Living Health facilities, and Group homes.*

*Social rehabilitation facilities such as: Halfway houses, Community Correctional Centers, Community Correction Reentry Centers, Community Treatment Programs, Work Furlough Programs, and Alcoholism or drug abuse recovery or treatment facilities.*

**310.2 Definitions.** The following words and terms shall, for the purposes of this section and as used elsewhere in this code, have the meanings shown herein.

**AGED HOME OR INSTITUTION [SFM]** is a facility used for the housing of persons 65 years of age or older in need of care and supervision. (See definition of "Care and supervision.")

**BEDRIDDEN PERSON [SFM]** means a person, requiring assistance in turning and repositioning in bed, or being unable to independently transfer to and from bed, except in facilities with appropriate and sufficient care staff, mechanical devices if necessary, and safety precautions as determined in Title 22 regulations, by the Director of Social Services or his or her designated representative.

*The Director of Social Services or his or her designated representative shall make the determination of the bedridden status of persons with developmental disabilities, in consultation with the Director of Developmental Services or his or her designated representative.*

*The Director of Social Services or his or her designated representative shall make the determination of the bedridden status of all other persons with disabilities who are not developmentally disabled.*

**BOARDING HOUSE.** A building arranged or used for lodging for compensation, with or without meals, and not occupied as a single-family unit.

**CARE AND SUPERVISION [SFM]** means any one or more of the following activities provided by a person or facility to meet the needs of the clients:

*Assistance in dressing, grooming, bathing and other personal hygiene.*

*Assistance with taking medication.*

*Central storage and/or distribution of medications.*

*Arrangement of and assistance with medical and dental care.*

*Maintenance of house rules for the protection of clients.*

*Supervision of client schedules and activities.*

*Maintenance and/or supervision of client cash resources or property.*

*Monitoring of food intake or special diets.*

*Providing basic services required by applicable law and regulation to be provided by the licensee in order to obtain and maintain a community-care facility license.*

**CATASTROPHICALLY INJURED, [SFM]** as termed, means a person whose origin of disability was acquired through trauma or nondegenerative neurologic illness, for whom it has been determined by the Department of Health Services Certification and Licensing that active rehabilitation would be beneficial.

**CHILD-CARE CENTER [SFM]** is any facility of any capacity other than a large or small family day-care home as defined in these regulations in which less than 24-hour-per-day nonmedical supervision is provided for children in a group setting.

**CHILD OR CHILDREN [SFM]** is a person or persons under the age of 18 years.

**CHRONICALLY ILL. [B] [SFM]** See "Terminally ill."

**CONGREGATE LIVING HEALTH FACILITY (CLHF), [SFM]** as termed, is a residential home with a capacity of no more than six beds, which provides inpatient care, including the following basic services: medical supervision, 24-hour skilled nursing and supportive care, pharmacy, dietary, social recreational, and at least provides services for persons who are diagnosed with a terminal illness or who are catastrophically and severely disabled.

**CONGREGATE LIVING FACILITIES.** A building or part thereof that contains sleeping units where residents share bathroom and/or kitchen facilities.

**CONGREGATE RESIDENCE [SFM]** is any building or portion thereof that contains facilities for living, sleeping and sanitation, as required by this code, and may include facilities for eating and cooking, for occupancy by other than a family. A congregate residence may be a shelter, convent, monastery, dormitory, fraternity or sorority house, but does not include jails, hospitals, nursing homes, hotels or lodging houses.

**DAY CARE [SFM]** shall, for the purposes of these regulations, mean the care of persons during any period of a 24-hour day where permanent sleeping accommodations are not provided.

*Note: "Day care" shall not be construed to preclude the use of cots or mats for napping purposes, provided all employees, attendants and staff personnel are awake and on duty in the area where napping occurs.*

**DAY-CARE HOME, LARGE FAMILY [SFM]** is a provider's own home which is licensed to provide day care for periods less than 24 hours per day for nine to 14 persons including children under the age of 10 years who reside at the home.

**DAY-CARE HOME, SMALL FAMILY [SFM]** is a home which provides family day care to eight or fewer children including children under the age of 10 years who reside at the home, in the provider's own home, for periods of less than 24 hours per day. Small-family day-care homes are exempted from state fire and life safety regulations other than those state and

2. *When an entire facility is used for the housing of persons, none of whom are physically or mentally handicapped or nonambulatory, and are between the ages of 18 and 64, the buildings or structures comprising such facility shall be exempt from the provisions of this subsection relating to the installation of an automatic fire alarm system.*

*In occupancies housing nonambulatory persons where restraint is practiced, staff and attendants shall be provided and housed or located in such a manner that such supervisory personnel will also be alerted upon activation of any detector required by this section. Automatic-closing doors shall comply with Section 715.4.7.3.*

**907.2.6.2.1 Smoke detectors shall be installed in patient and client sleeping rooms.** *Actuation of such detectors shall cause a visual display on the corridor side of the room in which the detector is located and shall cause an audible and visual alarm at the respective nurses' station. A nurse call system listed for this function is an acceptable method of providing the audible and visual alarm at the respective nurses station.*

**Exception:** *In rooms equipped with existing automatic door closers having integral smoke detectors, the integral detector may substitute for the room smoke detector, provided it meets all required alerting functions.*

*Operation of the smoke detector shall not include any alarm verification feature.*

**907.2.6.3 Group I-3 occupancies.** *Group I-3 occupancies shall be equipped with a manual and automatic fire alarm system installed for alerting staff.*

**907.2.6.3.1 System initiation.** *Actuation of any automatic fire-extinguishing system, a manual fire alarm box or a fire detector shall initiate an approved fire alarm signal which automatically notifies staff. Presignal systems shall not be used.*

**907.2.6.3.2 Manual fire alarm boxes.** *Manual fire alarm boxes are not required to be located in accordance with Section 907.4 where the fire alarm boxes are provided at staff-attended locations having direct supervision over areas where manual fire alarm boxes have been omitted.*

*Manual fire alarm boxes are allowed to be locked in areas occupied by detainees, provided that staff members are present within the subject area and have keys readily available to operate the manual fire alarm boxes.*

**907.2.6.3.3 Smoke detectors.** *An approved automatic smoke detection system shall be installed throughout resident housing areas, including sleeping units and contiguous day rooms, group activity spaces and other common spaces normally accessible to inmates*

*tampering or for other purposes provided the function of detecting any fire is fulfilled and the location of the detectors is such that the speed of detection will be equivalent to that provided by the spacing and location required in accordance with NFPA 72 as referenced in Chapter 45. This may include the location of detectors in return air ducts from cells, behind grilles or in other locations. Spot type, combination duct and open area smoke detectors may be used when located not more than 14 inches (356 mm) from the return air grille. For initiation and annunciation purposes, these detectors may be combined in groups of four. The fire code official having jurisdiction, however, must approve the proposed equivalent performance of the design.*

**907.2.6.3.4 System annunciation** *A staff alerting fire alarm shall sound at all staff control stations on the floor of activation and an audible and visual signal shall be indicated on an annunciator at the facility control center upon activation of any automatic extinguishing system, automatic detection system, or any smoke detector or manual actuating or initiating device. In addition, where there are staff-control stations on the floor, an audible, visual and manual alarm shall be located in each staff control station.*

*Fire and trouble signals of fire alarm systems and sprinkler water-flow and supervisory signals of extinguishing systems shall be annunciated in an area designated as the facility control center which shall be constantly attended by staff personnel. All such signals shall produce both an audible signal and visual display at the facility control center indicating the building, floor zone or other designated area from which the signal originated in accordance with Section 907.9.*

*All local detention facilities within the scope of Section 6031.4 of the Penal Code shall have an automatic smoke detection system. A manual fire alarm-initiating device shall be installed in all guard control stations and shall be capable of alerting personnel in a central control point to the presence of fire or smoke within the facility.*

**I-A 907.2.6.4 Large-family day-care.** *Every large-family day-care home shall be provided with at least one manual device at a location approved by the enforcing agency. Such device shall actuate a fire alarm signal, which shall be audible throughout the facility at a minimum level of 15 db above ambient noise level. These devices need not be interconnected to any other fire alarm device, have a control panel or be electrically supervised or provided with emergency power. Such device or devices shall be attached to the structure and may be of any type acceptable to the enforcing agency, provided that such devices are distinctive in tone and are audible throughout the structure*

Where the ceiling is attached directly to the underside of the roof structure, automatic smoke detectors shall be installed on the ceiling only.

Heat detectors shall be installed in spaces where sprinklers are not installed. Heat detectors shall be installed and maintained in accordance with Section 907 and NFPA 72 as amended in Chapter 45.

**907.2.3.7 Public school—automatic fire alarm system requirements.**

**907.2.3.7.1 New public school campus.** On or after July 1, 2002, a State Fire Marshal approved and listed automatic fire alarm system shall be provided in all new public school campus as defined in Section 202. The approved fire alarm system shall be both automatic and manual and maintained in accordance with Section 907 and Chapter 45. At least one manual box shall be installed for the purpose of manually initiating the fire alarm system.

**907.2.3.7.2 Modernization project.** A State Fire Marshal approved and listed fire alarm system shall be provided in all modernization projects as defined in Section 202. The approved fire alarm system shall be both automatic and manual and maintained in accordance with Section 907 and Chapter 45. When the requirements of this section are met, manual fire alarm boxes are not required throughout the modernization project. At least one manual box shall be installed for the purpose of manually initiating the fire alarm system.

**907.2.3.8 Portable buildings—automatic fire alarm system requirements.**

**907.2.3.8.1 Permanent-portable buildings.** A portable building that is used to serve or house students from kindergarten through twelfth grade (K-12) and is certified as a permanent building on a new public school campus by the public school administration shall comply with the requirements of Section 907.2.3.7.1.

**907.2.3.8.2 Permanent-portable building modernization project.** A permanent-portable building to undergo modernization efforts, and is used to serve or house students from kindergarten through twelfth grade (K-12) that is certified as a permanent building by the public school administration shall comply with the requirements of Section 907.2.3.7.2.

**907.2.3.8.3 Exempted portable building.** A portable building as defined in Section 202 that is certified by the public school administration as being sited on campus for less than three years is not required to install an automatic fire detection system or automatic sprinkler system.

**907.2.4 Group F.** A manual fire alarm system shall be installed in Group F occupancies that are two or more stories in height and have an occupant load of 500 or more above or below the lowest level of exit discharge.

**Exception:** Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system and the alarm notification appliances will activate upon sprinkler water flow.

**907.2.5 Group H.** A manual fire alarm system shall be installed in Group H-5 occupancies and in occupancies used for the manufacture of organic coatings. An automatic smoke detection system shall be installed for highly toxic gases, organic peroxides and oxidizers in accordance with Chapters 37, 39 and 40, respectively.

**907.2.6 Group I.** A manual fire alarm system shall be installed in Group I occupancies. An electrically supervised, automatic smoke detection system shall be provided in accordance with Sections 907.2.6.1 and 907.2.6.2.

**Exception:** Large-family day care. (PAGE 108)

**907.2.6.1 Group I-1.** Corridors, habitable spaces other than sleeping units and kitchens, and waiting areas that are open to corridors shall be equipped with an automatic smoke detection system.

**Exceptions:**

1. Smoke detection in habitable spaces is not required where the facility is equipped throughout with an automatic sprinkler system.
2. Smoke detection is not required for exterior balconies.

**907.2.6.1.1 Licensed group I-1 occupancies.** Licensed Group I-1 occupancies housing more than six nonambulatory, elderly clients shall be provided with an approved manual and automatic fire alarm system.

**Exceptions:** Buildings housing nonambulatory clients on the first story only and which are protected throughout by the following:

1. An approved and supervised automatic sprinkler system, as specified in Sections 903.3.1.1 or 903.3.1.2, which upon activation will initiate the fire alarm system to notify all occupants.
2. A manual fire alarm system.
3. Smoke alarms required by Section 907.2.10.

**907.2.6.2 Group I-2 and Group I-2.1.** An approved manual and automatic fire alarm system shall be provided for Group I-2 and I-2.1 occupancies. Audible appliances shall be used in nonpatient areas. Visible appliances may be used in lieu of audible appliances in patient-occupied areas. Audible appliances placed in patient areas shall be only chimes or similar sounding appliances for alerting staff. An automatic smoke detection system shall be provided.

**Exceptions:**

1. Heat detectors may be used in closets, unusable space under floor areas, storage rooms, bathrooms, attics, kitchens, laundry rooms and rooms of similar use.

where all dwelling units or sleeping units and contiguous attic and crawl spaces are separated from each other and public or common areas by at least 1-hour fire partitions and each dwelling unit or sleeping unit has an exit directly to a public way, exit court or yard.

2. Manual fire alarm boxes are not required throughout the building when the following conditions are met:
  - 2.1. The building is equipped throughout with an automatic sprinkler system in accordance with Section 903.3.1.1 or Section 903.3.1.2; and
  - 2.2. The notification appliances will activate upon sprinkler flow.
3. A fire alarm system is not required in buildings that do not have interior corridors serving dwelling units and are protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2, provided that dwelling units either have a means of egress door opening directly to an exterior exit access that leads directly to the exits or are served by open-ended corridors designed in accordance with Section 1023.6, Exception 4.

**[F] 907.2.10 Single- and multiple-station smoke alarms.**

Listed single- and multiple-station smoke alarms complying with UL 217 shall be installed in accordance with the provisions of this code and the household fire-warning equipment provisions of NFPA 72.

*Exception: For Group R occupancies. A fire alarm system with smoke detectors located in accordance with this section may be installed in lieu of smoke alarms. Upon actuation of the detector, only those notification appliances in the dwelling unit or guest room where the detector is actuated shall activate.*

**[F] 907.2.10.1 Where required.** Single- or multiple-station smoke alarms shall be installed in the locations described in Sections 907.2.10.1.1 through 907.2.10.1.3.

**[F] 907.2.10.1.1 Group R-1.** Single- or multiple-station smoke alarms shall be installed in all of the following locations in Group R-1:

1. In sleeping areas.
2. In every room in the path of the means of egress from the sleeping area to the door leading from the sleeping unit.
3. In each story within the sleeping unit, including basements. For sleeping units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level provided that the lower level is less than one full story below the upper level.

4. In enclosed common stairwells of multiple-dwelling complexes.

**[F] 907.2.10.1.2 Groups R-2, R-3, R-3.1, R-4 and I-1.** Single- or multiple-station smoke alarms shall be installed and maintained in Groups R-2, R-3, R-3.1, R-4 and I-1, regardless of occupant load at all of the following locations:

1. On the ceiling or wall outside of each separate sleeping area in the immediate vicinity of bedrooms.
2. In each room used for sleeping purposes.
3. In each story within a dwelling unit, including basements but not including crawl spaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level provided that the lower level is less than one full story below the upper level.

4. In enclosed common stairwells of apartment complexes and other multiple-dwelling complexes.

5. In a Group R-3.1 occupancy, in addition to the above, smoke alarms shall be provided throughout the habitable areas of the dwelling unit except kitchens.

**[F] 907.2.10.1.3 Group I-1.** Single- or multiple-station smoke alarms shall be installed and maintained in sleeping areas in Group I-1 occupancies.

**Exception:** Single- or multiple-station smoke alarms shall not be required where the building is equipped throughout with an automatic fire detection system in accordance with Section 907.2.6.

*6 or fewer in on R-3*

**907.2.10.1.4 Group I-4 occupancies.** Large-family day-care homes shall be equipped with State Fire Marshal approved and listed single-station residential-type smoke alarms.

*24m. 6 or fewer Page 61*

**907.2.10.1.5 Group R-3.1.** In all facilities housing a bedridden client, smoke alarms shall receive their primary power from the building wiring when such wiring is served from a commercial source and shall be equipped with a battery backup. Smoke alarms shall be electrically interconnected so as to cause all smoke alarms to sound a distinctive alarm signal upon actuation of any single smoke alarm. Such alarm signal shall be audible throughout the facility at a minimal level of 15 db above ambient noise level. These devices need not be interconnected to any other fire alarm device, have a control panel, or be electrically supervised or provided with emergency power.

**907.2.10.2 Power source.** In new construction and in newly classified Group R-3.1 occupancies, required smoke alarms shall receive their primary power from the building wiring where such wiring is served from a commercial source and shall be equipped with a battery

ways shall be separated by a horizontal distance equal to one-half the maximum horizontal dimension of room.

All portions of machinery rooms shall be within 150 feet (45 720 mm) of an exit or exit access doorway. An increase in travel distance is permitted in accordance with Section 1016.1.

Doors shall swing in the direction of egress travel, regardless of the occupant load served. Doors shall be tight fitting and self-closing.

**1015.5 Refrigerated rooms or spaces.** Rooms or spaces having a floor area of 1,000 square feet (93 m<sup>2</sup>) or more, containing a refrigerant evaporator and maintained at a temperature below 68°F (20°C), shall have access to not less than two exits or exit access doors.

Travel distance shall be determined as specified in Section 1016.1, but all portions of a refrigerated room or space shall be within 150 feet (45 720 mm) of an exit or exit access door where such rooms are not protected by an approved automatic sprinkler system. Egress is allowed through adjoining refrigerated rooms or spaces.

**Exception:** Where using refrigerants in quantities limited to the amounts based on the volume set forth in the *California Mechanical Code*.

**1015.6 Stage means of egress.** Where two means of egress are required, based on the stage size or occupant load, one means of egress shall be provided on each side of the stage.

**1015.6.1 Gallery, gridiron and catwalk means of egress.** The means of egress from lighting and access catwalks, galleries and gridirons shall meet the requirements for occupancies in Group F-2.

**Exceptions:**

1. A minimum width of 22 inches (559 mm) is permitted for lighting and access catwalks.
2. Spiral stairs are permitted in the means of egress.
3. Stairways required by this subsection need not be enclosed.
4. Stairways with a minimum width of 22 inches (559 mm), ladders, or spiral stairs are permitted in the means of egress.
5. A second means of egress is not required from these areas where a means of escape to a floor or to a roof is provided. Ladders, alternating tread devices or spiral stairs are permitted in the means of escape.
6. Ladders are permitted in the means of egress.

**1015.7 Large-family day care home.** Every story or basement of a large-family day care home shall be provided with two exits which are remotely located from each other. Every required exit shall be of a size to permit the installation of a door not less than 32 inches (813 mm) in clear width and not less than 6 feet 8 inches (2032 mm) in height. A manually operated horizontal sliding door may be used as one of the two required exits.

Where basements are used for day care purposes, one of the two required exits shall provide access directly to the exterior without entering the first story. The second exit from the base-

ment may either pass through the story above or exit directly to the exterior.

*Rooms used for day care purposes shall not be located above the first story.*

**Exception:** Buildings equipped with an automatic sprinkler system throughout and which have at least one of the required exits providing access directly to the exterior. NFPA 13R may be used in large-family day care homes. The sprinkler omissions of NFPA 13R shall not apply unless approved by the authority having jurisdiction.

*Exit doors, including manually operated horizontal sliding doors, shall be openable from the inside without use of a key or any special knowledge or effort.*

*Tables 1019.1 and 1019.2 are not applicable to this occupancy classification.*

**SECTION 1016  
EXIT ACCESS TRAVEL DISTANCE**

**1016.1 Travel distance limitations.** Exits shall be so located on each story such that the maximum length of exit access travel, measured from the most remote point within a story to the entrance to an exit along the natural and unobstructed path of egress travel, shall not exceed the distances given in Table 1016.1.

Where the path of exit access includes unenclosed stairways or ramps within the exit access or includes unenclosed exit ramps or stairways as permitted in Section 1020.1, the distance of travel on such means of egress components shall also be included in the travel distance measurement. The measurement along stairways shall be made on a plane parallel and tangent to the stair tread nosings in the center of the stairway.

**Exceptions:**

1. Travel distance in open parking garages is permitted to be measured to the closest riser of open stairs.
2. In outdoor facilities with open exit access components and open exterior stairs or ramps, travel distance is permitted to be measured to the closest riser of a stair or the closest slope of the ramp.
3. Where an exit stair is permitted to be unenclosed in accordance with Exception 8 or 9 of Section 1020.1, the travel distance shall be measured from the most remote point within a building to an exit discharge.

**1016.2 Roof vent increase.** In buildings that are one story in height, equipped with automatic heat and smoke roof vents complying with Section 910 and equipped throughout with an automatic sprinkler system in accordance with Section 903.3.1.1, the maximum exit access travel distance shall be 400 feet (122 m) for occupancies in Group F-1 or S-1.

**1016.3 Exterior egress balcony increase.** Travel distances specified in Section 1016.1 shall be increased up to an additional 100 feet (30 480 mm) provided the last portion of the exit access leading to the exit occurs on an exterior egress balcony constructed in accordance with Section 1014.5. The length of such balcony shall not be less than the amount of the increase taken.

TABLE 443.1(2)  
 MAXIMUM QUANTITY PER LABORATORY SUITE OF HAZARDOUS MATERIALS POSING A HEALTH HAZARD<sup>1</sup>

MATERIAL	STORAGE			USE-CLOSED SYSTEMS			USE-OPEN SYSTEMS	
	Solid Lbs.	Liquid Gallons (Lbs.)	Gas Cu. Ft.	Solid Lbs.	Liquid Gallons (Lbs.)	Gas Cu. Ft.	Solid Lbs.	Liquid Gallons (Lbs.)
1. Corrosives	5,000	500	650 <sup>2</sup>	5,000	500	650	1,000	100
2a. Highly toxics <sup>2</sup>	40	10	65	5	1	65	2	1/4
2b. Toxics	500	50	650 <sup>2</sup>	500	50	650	5	1/2
3. Irritants	5,000	500	650	5,000	500	650	1,000	100
4. Sensitizers	5,000	500	650	5,000	500	650	1,000	100
5. Other health hazards	5,000	500	650	5,000	500	650	1,000	100

1. See Section 443.3 Hazardous Material Restrictions.
2. Permitted only when stored or used in approved exhausted gas cabinets, exhausted enclosures or fume hoods. Quantities of high toxics in use in open systems need not be reduced above the third floor or below the first basement floor level. Individual container size shall be limited to 2 pounds (0.91 kg) for solids and 1/4 gallon (0.95 L) for liquids.

**SECTION 444**  
**Reserved**

**SECTION 445**  
**LARGE-FAMILY DAY CARE HOMES [SFM]**

**445.1 Large-family day care homes.**

**445.2** For purposes of clarification, Health and Safety Code Section 1597.46 is repeated.

(a) A city, county, or city and county shall not prohibit large-family day care homes on lots zoned for single-family dwellings, but shall do one of the following:

(1) Classify these homes as a permitted use of residential property for zoning purposes.

(2) Grant a nondiscretionary permit to use a lot zoned for a single-family dwelling to any large-family day care home that complies with local ordinances prescribing reasonable standards, restrictions and requirements concerning spacing and concentration, traffic control, parking and noise control relating to such homes, and complies with subdivision (d) and any regulations adopted by the State Fire Marshal pursuant to that subdivision. Any noise standards shall be consistent with local noise ordinances implementing the noise element of the general plan and shall take into consideration the noise level generated by children. The permit issued pursuant to this paragraph shall be granted by the zoning administrator, if any, or if there is no zoning administrator by the person or persons designated by the planning agency to grant such permits, upon the certification without a hearing.

(3) Require any large-family day care home to apply for a permit to use a lot zoned for single-family dwellings. The zoning administrator, if any, or if there is no zoning administrator, the person or persons designated by the planning agency to handle the use permits shall review and decide the applications. The use permit shall be granted if the large family day care home complies with local ordinances, if any, prescribing reasonable stan-

dards, restrictions and requirements concerning spacing and concentration, traffic control, parking and noise control relating to such homes, and complies with subdivision (d) and any regulations adopted by the State Fire Marshal pursuant to that subdivision.

Any noise standards shall be consistent with local noise ordinances implementing the noise element of the general plan and shall take into consideration the noise levels generated by children.

The local government shall process any required permit as economically as possible, and fees charged for review shall not exceed the costs of the review and permit process. Not less than 10 days prior to the date on which the decision will be made on the application, the zoning administrator or person designated to handle such use permits shall give notice of the proposed use by mail or delivery to all owners shown on the last equalized assessment roll as owning real property within a 100 (30 480 mm) foot radius of the exterior boundaries of the proposed large-family day-care home. No hearing on the application for a permit issued pursuant to this paragraph shall be held before a decision is made unless a hearing is requested by the applicant or other affected person. The applicant or other affected person may appeal the decision. The appellant shall pay the cost, if any, of the appeal.

(b) A large-family day care home shall not be subject to the provisions of Division 13 (commencing with Section 21000) of the Public Resources Code.

(c) Use of a single-family dwelling for the purposes of a large family day care home shall not constitute a change of occupancy for purposes of Part 1.5 (commencing with Section 17910) of Division 13 (State Housing Law), or for purposes of local building and fire codes.

(d) Large-family day care homes shall be considered as single-family residences for the purposes of the State Uniform Building Standards Code and local building and fire codes, except with respect to any additional standards specifically designed to promote the fire and life safety of the children in

## SPECIAL DETAILED REQUIREMENTS BASED ON USE AND OCCUPANCY

*these homes adopted by the State Fire Marshal pursuant to this subdivision.*

**445.3 Smoke alarms.** *Large-family day care homes shall be equipped with State Fire Marshal approved and listed single-station residential-type smoke alarms. The number and placement of smoke alarms shall be determined by the enforcement authority.*

**445.4 Fire extinguishers.** *Large- and small-family day care homes shall be equipped with a portable fire extinguisher having a minimum 2A10BC rating.*

**445.5 Fire alarm devices.** *Every large-family day care home shall be provided with at least one manual device at a location approved by the authority having jurisdiction. Such device shall actuate a fire alarm signal, which shall be audible throughout the facility at a minimum level of 15 db above ambient noise level. These devices need not be interconnected to any other fire alarm device, have a control panel or be electrically supervised or provided with emergency power. Such device or devices shall be attached to the structure and may be of any type acceptable to the enforcing agent, provided that such devices are distinctive in tone and are audible throughout the structure.*

**445.6 Compliance.** *Every large-family day care home shall comply with the provisions for Group R-3 occupancies.*

*Enforcement of these provisions shall be in accordance with the Health and Safety Code Sections 13145 and 13146. No city, county, city and county, or district shall adopt or enforce any building ordinance or local rule or regulation relating to the subject of fire and life safety in large-family day-care homes which is inconsistent with those standards adopted by the State Fire Marshal, except to the extent the building ordinance or local rule or regulation applies to single-family residences in which day care is not provided.*

**445.7 Special hazards.** *Every unenclosed gas-fired water heater or furnace which is within the area used for child care in a large-family day care home shall be protected in such a way as to prevent children from making contact with those appliances.*

**Exception:** *This does not apply to kitchen stoves or ovens.*