

ORDINANCE NO. 2026-11

AMENDING THE COUNTY'S INDUSTRIAL SAFETY ORDINANCE TO AUTHORIZE THE
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT TO ADMINISTER AND
ENFORCE THE ORDINANCE

The Contra Costa County Board of Supervisors ordains as follows (omitting the parenthetical footnotes from the official text of the enacted or amended provisions of the County Ordinance Code):

SECTION I. SUMMARY. This action amends the County's Industrial Safety Ordinance, Chapter 450-8 of the County Ordinance Code, to permit the Contra Costa County Fire Protection District to enforce the ordinance pursuant to a written delegation agreement approved by the Board of Supervisors.

SECTION II. Section 450-8.008 of the County Ordinance Code is amended to read:

The Department is charged with the responsibility of administering and enforcing this chapter. Pursuant to a written delegation agreement approved by the Board of Supervisors, the Contra Costa County Fire Protection District may administer, inspect, investigate, and enforce this chapter to the extent set forth in the delegation agreement. References in this chapter to the "Department" shall include the Contra Costa County Fire Protection District when acting pursuant to the delegation agreement.

(Ord. 2026-11, § II; 2024-14, § IV; Ord. 98-48 § 2)

SECTION III. Subsection (b) of Section 450-8.014 of the County Ordinance Code is amended to read:

"Department" means the county health services director and any director-authorized deputies. "Department" also means the Contra Costa County Fire Protection District when acting pursuant to a written delegation agreement approved by the Board of Supervisors.

(Ord. 2026-11, § III; 2024-14, § IV; Ord. 98-48 § 2)

SECTION IV. Subsection (b)(2) of Section 450-8.017 of the County Ordinance Code is amended to read:

The hazard review shall be conducted within one year of the effective date of the ordinance adding Section 450-8.017 to this chapter and no later than the submittal date of the safety plan. Hazard reviews shall be updated and revalidated at least once every five years after completion of the initial hazard review. As part of the HR, a tank terminal shall complete a seismic

assessment in accordance with good engineering practices as set forth in American Petroleum Institute Standard 650, 13th edition, and a security and vulnerability assessment (SVA) within one year after the effective date of the ordinance adding Section 450-8.017 to this chapter or within one year after the Department first issues a safety program guidance document for tank terminals, whichever is later, and at least once every five years after the initial assessment. A tank terminal that demonstrates its compliance with Department of Homeland Security or U.S. Coast Guard SVA requirements to the Department is exempt from the requirement to complete an SVA under this subsection. The tank terminal shall document its process for assuring that recommended action items in the HR are addressed.

(Ord. 2026-11, § IV; 2024-14, § IV)

SECTION V. Section 450-8.022 of the County Ordinance Code is amended to read:

An ombudsperson shall be provided for the hazardous materials programs. The ombudsperson will serve as a single point of contact for people who live or work in Contra Costa County regarding environmental health concerns, questions, and complaints about hazardous materials programs. The ombudsperson will be empowered to make recommendations to the Department. The ombudsperson may retain appropriate technical experts to fulfill technical assistance requests from members of the public. The cost of experts may be funded through programs established by the U.S. EPA or other appropriate entities.

(Ord. 2026-11, § V; 2024-14, § IV; Ord. 2000-20 § 2, Ord. 98-48 § 2)

SECTION VI. EFFECTIVE DATE. This ordinance becomes effective 30 days after passage, and within 15 days after passage shall be published once with the names of supervisors voting for or against it in the *East Bay Times*, a newspaper published in this County.

PASSED ON _____, 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: MONICA NINO,
Clerk of the Board of Supervisors
and County Administrator

Board Chair

By: _____
Deputy

[SEAL]