General Plan Safety Element Assessment

Board of Forestry and Fire Protection



Dana Point

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Purpose and Background

Upon the next revision of the housing element on or after January 1, 2014, the safety element is required to be reviewed and updated as necessary to address the risk of fire for land classified as state responsibility areas and land classified as very high fire hazard severity zones. (Gov. Code, § 65302, subd. (g)(3).)

The safety element is required to include:

- Fire hazard severity zone maps available from the Department of Forestry and Fire Protection.
- Any historical data on wildfires available from local agencies or a reference to where the data can be found.
- Information about wildfire hazard areas that may be available from the United States Geological Survey.
- The general location and distribution of existing and planned uses of land in very high fire hazard severity zones (VHFHSZs) and in state responsibility areas (SRAs), including structures, roads, utilities, and essential public facilities. The location and distribution of planned uses of land shall not require defensible space compliance measures required by state law or local ordinance to occur on publicly owned lands or open space designations of homeowner associations.
- The local, state, and federal agencies with responsibility for fire protection, including special districts and local offices of emergency services. (Gov. Code, § 65302, subd. (g)(3)(A).)

Based on that information, the safety element shall include goals, policies, and objectives that protect the community from the unreasonable risk of wildfire. (Gov. Code, § 65302, subd. (g)(3)(B).) To carry out those goals, policies, and objectives, feasible implementation measures shall be included in the safety element, which include but are not limited to:

- Avoiding or minimizing the wildfire hazards associated with new uses of land.
- Locating, when feasible, new essential public facilities outside of high fire risk areas, including, but not limited to, hospitals and health care facilities, emergency shelters, emergency command centers, and emergency communications facilities, or identifying construction methods or other methods to minimize damage if these facilities are located in the SRA or VHFHSZ.
- Designing adequate infrastructure if a new development is located in the SRA or VHFHSZ, including safe access for emergency response vehicles, visible street signs, and water supplies for structural fire suppression.
- Working cooperatively with public agencies with responsibility for fire protection. (Gov. Code, § 65302, subd. (g)(3)(C).)

The safety element shall also attach or reference any fire safety plans or other documents adopted by the city or county that fulfill the goals and objectives or contains the information required above. (Gov. Code, § 65302, subd. (g)(3)(D).) This might include Local Hazard Mitigation Plans, Unit Fire Plans, Community Wildfire Protection Plans, or other plans.

There are several reference documents developed by state agencies to assist local jurisdictions in updating their safety elements to include wildfire safety. The Fire Hazard Planning, General Plan Technical Advice Series from the Governor's Office of Planning and Research (OPR), referenced in Government Code section 65302, subdivision (g)(3) and available at

1400 Tenth Street Sacramento, CA 95814 Phone: (916) 322-2318

The Technical Advice Series is also available from the OPR website (**Technical Advice Series link**).* The Technical Advice Series provides policy guidance, information resources, and fire hazard planning examples from around California that shall be considered by local jurisdictions when reviewing the safety element of its general plan.

The Board of Forestry and Fire Protection (Board) utilizes this Safety Element Assessment in the Board's review of safety elements under Government Code section 65302.5. At least 90 days prior to the adoption or amendment of their safety element, counties that contain SRAs and cities or counties that contain VHFHSZs shall submit their safety element to the Board. (Gov. Code, § 65302.5, subd. (b).) The Board shall review the safety element and respond to the city or county with its findings regarding the uses of land and policies in SRAs or VHFHSZs that will protect life, property, and natural resources from

unreasonable risks associated with wildfires, and the methods and strategies for wildfire risk reduction and prevention within SRAs or VHFHSZs. (Gov. Code, § 65302.5, subd. (b)(3).)

The CAL FIRE Land Use Planning team provides expert fire protection assistance to local jurisdictions statewide. Fire captains are available to work with cities and counties to revise their safety elements and enhance their strategic fire protection planning.

Methodology for Review and Recommendations

Utilizing staff from the CAL FIRE Land Use Planning team, the Board has established a standardized method to review the safety element of general plans. The methodology includes

- 1) reviewing the safety element for the requirements in Government Code section 65302, subdivision (g)(3)(A),
- 2) examining the safety element for goals, policies, objectives, and implementation measures that mitigate the wildfire risk in the planning area (Gov. Code, § 65302, subd. (g)(3)(B) & (C)), and
- 3) making recommendations for methods and strategies that would reduce the risk of wildfires (Gov. Code, § 65302.5, subd. (b)(3)(B)).

The safety element will be evaluated against the attached Assessment, which contains questions to determine if a safety element meets the fire safety planning requirements outlined in Government Code, section 65302. The reviewer will answer whether or not a submitted safety element addresses the required information, and will recommend changes to the safety element that will reduce the wildfire risk in the planning area. These recommended changes may come from the list of sample goals, policies, objectives, and implementation measures that is included in this document after the Assessment, or may be based on the reviewer's knowledge of the jurisdiction in question and their specific wildfire risk. By answering the questions in the Assessment, the reviewer will determine if the jurisdiction's safety element has adequately addressed and mitigated their wildfire risk. If it hasn't, any specific recommendations from the reviewer will assist the jurisdiction in revising the safety element so that it does.

Once completed, the Assessment should provide clear guidance to a city or county regarding any areas of deficiency in the safety element as well as specific goals, policies, objectives, and implementation measures the Board recommends adopting in order to mitigate or reduce the wildfire threat in the planning area.

Jurisdiction: City of Dana Point	Notes:	CAL FIRE Unit ORC/RRU:	Date Received: 10/19/21
County: Orange	LUPP Reviewer Brian Barkley:	UNIT CONTACT: Nick Pivaroff	Date Reviewed: 10/18/21

BACKGROUND INFORMATION SUMMARY

The safety element must contain specific background information about fire hazards in each jurisdiction.

Instructions for this table: Indicate whether the safety element includes the specified information. If YES, indicate in the comments where that information can be found; if NO, provide recommendations to the jurisdiction regarding how best to include that information in their revised safety element.

Required Information	Yes or No	Comments and Recommendations
Are Fire Hazard Severity Zones Identified?	Yes	Page 26, Figure PS-8 Fire Hazard Severity Zones
CAL FIRE or Locally Adopted Maps		
Is historical data on wildfires or a reference to where the	Yes	Page 25, Figure PS-7 Historic Wildfire Burn Areas
data can be found, and information about wildfire hazard		
areas that may be available from the United States		
Geological Survey, included?		
Has the general location and distribution of existing and	Yes	Pages 24, PS-5 Fire and Explosion Hazards
planned uses of land in very high fire hazard severity		
zones (VHFHSZs) and in state responsibility areas		
(SRAs), including structures, roads, utilities, and		
essential public facilities, been identified?		
Have local, state, and federal agencies with responsibility	Yes	Page 24, PS-5 Fire and Explosion Hazards
for fire protection, including special districts and local		
offices of emergency services, been identified?		
Are other fire protection plans, such as Community	Yes	Page 2, Related Plans and Programs
Wildfire Protection Plans, Local Hazard Mitigation Plans,		
CAL FIRE Unit or Contract County Fire Plans, referenced		
or incorporated into the Safety Element?		
Are residential developments in hazard areas that do not	Yes	Page 33, Figure PS-11 Evacuation-Constrained Parcels
have at least two emergency evacuation routes		
identified?		
Have evacuation routes and their capacity, safety, and	Yes	Page 32, Figure PS-10 Evacuation Routes
viability under a range of emergency scenarios been		
identified?		

Is there any other information in the Safety Element regarding fire hazards in SRAs or VHFHSZs?

GOALS, POLICIES, OBJECTIVES, AND FEASIBLE IMPLEMENTATION MEASURES

The safety element must contain a set of goals, policies, and objectives based on the above information to protect the community from unreasonable risk of wildfire and implementation measures to accomplish those stated goals, policies, and objectives.

Instructions for this table: Critically examine the submitted safety element and determine if it is adequate to address the jurisdiction's unique fire hazard. Answer YES or NO appropriately for each question below. If the recommendation is irrelevant or unrelated to the jurisdiction's fire hazard, answer N/A. For NO, provide information in the Comments/Recommendations section to help the jurisdiction incorporate that change into their safety element revision. This information may utilize example recommendations from <u>Sample Safety Element Recommendations</u> and <u>Fire Hazard Planning in Other Elements of the General Plan</u> below, may indicate how high of a priority this recommendation is for a jurisdiction, or may include other jurisdiction-specific information or recommendations.

Section 1 Avoiding or minimizing the wildfire hazards associated with new uses of land

Questions	Yes or No	Comments and Recommendations
Does local ordinance require development standards that meet or exceed title 14, CCR, division 1.5, chapter 7, subchapter 2, articles 1-5 (commencing with section 1270) (<u>SRA Fire Safe Regulations</u>) and title 14, CCR, division 1.5, chapter 7, subchapter 3, article 3 (commencing with section 1299.01) (<u>Fire Hazard</u> <u>Reduction Around Buildings and Structures</u> <u>Regulations</u>) for SRAs and/or VHFHSZs?	Yes	Page 28, 5.5 Adopt, and modify as necessary, updated California Building Code requirements that ensure adequate fire protection. 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements, and has adequate water supplies for fire protection. 5.7 Require properties within and adjacent to the Very High Fire Hazard Severity Zones, Wildland/Urban Interface areas, and Ember Zones to comply with Orange County Fire Authority Community Safety and Education Bureau guidelines for fuel modification plans and maintenance. New developments within these zones shall produce and maintain fire protection plans.
Are there goals and policies to avoid or minimize new residential development in VHFHSZs?	YES	Page 29, 5.8 Locate, when feasible, new development (especially residential and essential public facilities) outside of high fire risk areas. If no alternative feasible location exists require new development within a

Questions	Yes or No	Comments and Recommendations
		high fire risk area to be constructed with defensible
		space, fire-resistant materials, and landscaping.
	Yes	Page 28, 5.2 Require fire-safe design features in new development and ongoing
		maintenance of vegetation and fuel modification areas, especially in fire prone areas of the City. 5.6 Require that new development is reviewed by OCFA to ensure that
		properties are adequately served by firefighting services, incorporates defensible space, includes visible street
Has fire safe design been incorporated into future development requirements?		signs and address numbers, meets road width and ingress/egress requirements, and has adequate water supplies for fire protection.
		5.7 Require properties within and adjacent to the Very High Fire Hazard
		Severity Zones, Wildland/Urban Interface areas, and
		Ember Zones to comply with Orange County Fire
		Authority Community Safety and Education Bureau
		guidelines for fuel modification plans and maintenance.
		New developments within these zones shall produce and
	Ma a	maintain fire protection plans.
	Yes	Page 28, 5.8 Locate, when feasible, new essential public
Are new essential public facilities located outside high		facilities outside of high fire risk areas. If no alternative location exists and the essential public facility must
fire risk areas, such as VHFHSZs, when feasible?		be located within a high fire risk area, construct the
		facility with defensible space, fire-resistant materials, and
		landscaping.
	YES	Page 29, 5.6 Require that new development is reviewed
		by OCFA to ensure that properties are adequately
		served by firefighting services, incorporates defensible
Are there plans or actions identified to mitigate existing		space, includes visible street signs and address
non-conforming development to contemporary fire safe		numbers, meets road width and ingress/egress
standards, in terms of road standards and vegetative		requirements, and has adequate water supplies for fire
hazard?		protection. Work to address any such deficiencies on
		existing public land and public rights-of-way and
		coordinate with homeowners' associations and property
		owners to improve conditions as needed on private land.
Does the plan include policies to evaluate re-	Yes	Page 29, 5.14 Re-evaluate wildfire protection standards
development after a large fire?		and prevention policies following a wildfire event, and
		revise standards and policies as appropriate.

Questions	Yes or No	Comments and Recommendations
Is fuel modification around homes and subdivisions required for new development in SRAs or VHFHSZs?	Yes	Page 28, 5.7 Require properties within and adjacent to the Very High Fire Hazard Severity Zones, Wildland/Urban Interface areas, and Ember Zones to comply with Orange County Fire Authority Community Safety and Education Bureau guidelines for fuel modification plans and maintenance. New developments within these zones shall produce and maintain fire protection plans
Are fire protection plans required for new development in VHFHSZs?	Yes	Page 28, 5.7 Require properties within and adjacent to the Very High Fire Hazard Severity Zones, Wildland/Urban Interface areas, and Ember Zones to comply with Orange County Fire Authority Community Safety and Education Bureau guidelines for fuel modification plans and maintenance. New developments within these zones shall produce and maintain fire protection plans
Does the plan address long term maintenance of fire hazard reduction projects, including community fire breaks and private road and public road clearance?	Yes	Page 28, 5.9 Encourage ongoing fire hazard reduction activities programs, such as community fire breaks and road clearance. Work with homeowners' associations and the OCFA to ensure that this maintenance is being conducted on private land.
Is there adequate access (ingress, egress) to new development in VHFHSZs?	Yes	Page 28, 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements, and has adequate water supplies for fire protection.
Are minimum standards for evacuation of residential areas in VHFHSZs defined?	Yes	Page 30, 6.1 Maintain the City's Emergency Plan that identifies all available resources and funds for use in the event of a disaster, including plans and procedures for a large-scale evacuation event. Ensure that these plans address how to effectively evacuate at-risk populations, including those with disabilities or those lacking access to a private vehicle.
If areas exist with inadequate access/evacuation routes, are they identified? Are mitigation measures or improvement plans identified?	Yes	Page 31, 6.11 Encourage evacuation-constrained residential developments to establish a secondary emergency access point for use during evacuations or by emergency responders.

Questions	Yes or No	Comments and Recommendations
Are there policies or programs promoting public outreach about defensible space or evacuation routes? Are there specific plans to reach at-risk populations?	Yes	 pages 28, 30, and 31 5.1 Establish an education program for resident and businesses on fire hazards in Dana Point, particularly for those residents located in areas that have high fire hazard risks. 5.3 Provide notice to all residents located in areas that may have higher risks of fire hazards, including very high fire hazard severity zones and ember zones. 5.9 Encourage ongoing fire hazard reduction activities programs, such as community fire breaks and road clearance. Work with homeowners' associations and the OCFA to ensure that this maintenance is being conducted on private land. 6.1 Maintain the City's Emergency Plan that identifies all available resources and funds for use in the event of a disaster, including plans and procedures for a large-scale evacuation event. Ensure that these plans address how to effectively evacuate at-risk populations, including those with disabilities or those lacking access to a private vehicle.
Does the plan identify future water supply for fire suppression needs?	Yes	Page 28, 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements, and has adequate water supplies for fire protection.
Does new development have adequate fire protection?	YES	6.12 Work with the Orange County Fire Authority and other emergency service providers to regularly assess current and future community emergency response needs, and to address any deficiencies.

Section 2 Develop adequate infrastructure if a new development is located in SRAs or VHFHSZs.

Does the plan identify adequate infrastructure for new development related to:		
Water supply and fire flow?	Yes	Page 28 (5.6) (new infrastructure not anticipated) 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by

Does the plan identify adequate infrastructure for new development related to:		
I		firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements and has adequate water supplies for fire protection.
Location of anticipated water supply?	Yes	Page 28 (5.6) (new infrastructure not anticipated) 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements and has adequate water supplies for fire protection.
Maintenance and long-term integrity of water supplies?	Yes	Page 28 (5.6) (new infrastructure not anticipated) 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements and has adequate water supplies for fire protection.
Evacuation and emergency vehicle access?	Yes	 Page 28 and 31, 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements, and has adequate water supplies for fire protection. 5.10 Maintain adequate fire and safety access for first responders and response vehicles, including but not limited to, emergency vehicle preemption devices at all traffic signals in the City and at our bordering cities.
Fuel modification and defensible space?	Yes,	Page 28, 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements, and has adequate water supplies for fire protection.

Does the plan identify adequate infrastructure for new development related to:		
Vegetation clearance maintenance on public and private roads?	Yes	Page 28, 5.9 Encourage ongoing fire hazard reduction activities programs, such as community fire breaks and road clearance. Work with homeowners' associations and the OCFA to ensure that this maintenance is being conducted on private land.
Visible home and street addressing and signage?	Yes	Page 28, 5.6 Require that new development is reviewed by OCFA to ensure that properties are adequately served by firefighting services, incorporates defensible space, includes visible street signs and address numbers, meets road width and ingress/egress requirements, and has adequate water supplies for fire protection.
Community fire breaks? Is there a discussion of how those fire breaks will be maintained?	Yes	Page 28, 5.9 Encourage ongoing fire hazard reduction activities programs, such as community fire breaks and road clearance. Work with homeowners' associations and the OCFA to ensure that this maintenance is being conducted on private land.

Section 3 Working cooperatively with public agencies responsible for fire protection.

Question	Yes or No	Comments and Recommendations
Is there a map or description of existing emergency	Yes	Page 24, PS-5 Fire and Explosion Hazards
service facilities and areas lacking service, specifically noting any areas in SRAs or VHFHSZs?		(no identified gaps)
	Yes	Page 31, 6.12 Work with the Orange County Fire
		Authority and other emergency service
Does the plan include an assessment and projection of		providers to regularly assess current and future community emergency
future emergency service needs?		response needs, and to address any deficiencies.
	Yes	Page 29, 5.13 Encourage emergency services training
Are goals or standards for emergency services training described?		and fire drills. (goals and standards set by OCFA, outside of City's authority)
	Yes, page 28 and 29 (5.4, 5.12)	page 28 and 29, 5.4 Maintain mutual-aid agreements
		with surrounding cities for fire protection. 5.12 Coordinate with the County of Orange to prepare a
Does the plan outline inter-agency preparedness		fire prevention and preparation program to provide
coordination and mutual aid multi-agency agreements?		notification of fire hazard to high threat

Question	Yes or No	Comments and Recommendations
		area owners, education aimed at reducing fire occurrences and damage, and mutual aid among jurisdictions to fight fires.

Sample Safety Element Recommendations

These are examples of specific policies, objectives, or implementation measures that may be used to meet the intent of Government Code sections 65302, subdivision (g)(3) and 65302.5, subdivision (b). Safety element reviewers may make recommendations that are not included here.

A. MAPS, PLANS AND HISTORICAL INFORMATION

- 1. Include or reference CAL FIRE Fire Hazard Severity Zone maps or locally adopted wildfire hazard zones.
- 2. Include or reference the location of historical information on wildfires in the planning area.
- 3. Include a map or description of the location of existing and planned land uses in SRAs and VHFHSZs, particularly habitable structures, roads, utilities, and essential public facilities.
- 4. Identify or reference a fire plan that is relevant to the geographic scope of the general plan, including the Unit/Contract County Fire Plan, Local Hazard Mitigation Plan, and any applicable Community Wildfire Protection Plans.
- 5. Align the goals, policies, objectives, and implementation measures for fire hazard mitigation in the safety element with those in existing fire plans, or make plans to update fire plans to match the safety element.
- 6. Create a fire plan for the planning area.

B. LAND USE

- 1. Develop fire safe development codes to use as standards for fire protection for new development in SRAs or VHFHSZs that meet or exceed the statewide minimums in the SRA Fire Safe Regulations.
- 2. Adopt and have certified by the Board of Forestry and Fire Protection local ordinances which meet or exceed the minimum statewide standards in the SRA Fire Safe Regulations.
- 3. Identify existing development that do not meet or exceed the SRA Fire Safe Regulations or certified local ordinances.
- 4. Develop mitigation measures for existing development that does not meet or exceed the SRA Fire Safe Regulations or certified local ordinances or identify a policy to do so.

C. FUEL MODIFICATION

- 1. Develop a policy to communicate vegetation clearance requirements to seasonal, absent, or vacation rental owners.
- 2. Identify a policy for the ongoing maintenance of vegetation clearance on public and private roads.
- 3. Include fuel breaks in the layout/siting of subdivisions.
- 4. Identify a policy for the ongoing maintenance of existing or proposed fuel breaks.
- 5. Identify and/or map existing development that does not conform to current state and/or locally adopted fire safety standards for access, water supply and fire flow, signing, and vegetation clearance in SRAs or VHFHSZs.
- 6. Identify plans and actions for existing non-conforming development to be improved or mitigated to meet current state and/or locally adopted fire safety standards for access, water supply and fire flow, signing, and vegetation clearance.

D. ACCESS

- 1. Develop a policy that approval of parcel maps and tentative maps in SRAs or VHFHSZs is conditional based on meeting the SRA Fire Safe Regulations and the Fire Hazard Reduction Around Buildings and Structures Regulations, particularly those regarding road standards for ingress, egress, and fire equipment access. (See Gov. Code, § 66474.02.)
- 2. Develop a policy that development will be prioritized in areas with an adequate road network and associated infrastructure.
- 3. Identify multi-family housing, group homes, or other community housing in SRAs or VHFHSZs and develop a policy to create evacuation or shelter in place plans.
- 4. Include a policy to develop pre-plans for fire risk areas that address civilian evacuation and to effectively communicate those plans.
- 5. Identify road networks in SRAs or VHFHSZs that do not meet title 14, CCR, division 1.5, chapter 7, subchapter 2, articles 2 and 3 (commencing with section 1273.00) or certified local ordinance and develop a policy to examine possible mitigations.

E. FIRE PROTECTION

- 1. Develop a policy that development will be prioritized in areas with adequate water supply infrastructure.
- 2. Plan for the ongoing maintenance and long-term integrity of planned and existing water supply infrastructure.
- 3. Map existing emergency service facilities and note any areas lacking service, especially in SRAs or VHFHSZs.
- 4. Project future emergency service needs for the planned land uses.
- 5. Include information about emergency service trainings or standards and plans to meet or maintain them.
- 6. Include information about inter-agency preparedness coordination or mutual aid agreements.

Fire Hazard Planning in Other Elements of the General Plan

When updating the General Plan, here are some ways to incorporate fire hazard planning into other elements. Wildfire safety is best accomplished by holistic, strategic fire planning that takes advantage of opportunities to align priorities and implementation measures within and across plans.

LAND USE ELEMENT

Goals and policies include mitigation of fire hazard for future development or limit development in very high fire hazard severity zones.

Disclose wildland urban-interface hazards, including fire hazard severity zones, and/or other vulnerable areas as determined by CAL FIRE or local fire agency. Design and locate new development to provide adequate infrastructure for the safe ingress of emergency response vehicles and simultaneously allow citizen egress during emergencies.

Describe or map any Firewise Communities or other fire safe communities as determined by the National Fire Protection Association, Fire Safe Council, or other organization.

HOUSING ELEMENT

Incorporation of current fire safe building codes.

Identify and mitigate substandard fire safe housing and neighborhoods relative to fire hazard severity zones. Consider diverse occupancies and their effects on wildfire protection (group housing, seasonal populations, transit-dependent, etc).

OPEN SPACE AND CONSERVATION ELEMENTS

Identify critical natural resource values relative to fire hazard severity zones.

Include resource management activities to enhance protection of open space and natural resource values.

Integrate open space into fire safety planning and effectiveness.

Mitigation for unique pest, disease and other forest health issues leading to hazardous situations.

CIRCULATION ELEMENT

Provide adequate access to very high fire hazard severity zones.

Develop standards for evacuation of residential areas in very high fire hazard severity zones.

Incorporate a policy that provides for a fuel reduction maintenance program along roadways.