

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BRUNO AMENDING SECTION 6.51.020 OF THE SAN BRUNO MUNICIPAL CODE TO PROHIBIT PROPERTY OWNERS FROM ALLOWING ILLEGAL FIREWORKS ACTIVITIES ON THEIR PROPERTY**

The City Council of the City of San Bruno **ORDAINS** as follows:

**SECTION 1.** Section 6.51.020 of the San Bruno Municipal Code is hereby amended to read as follows (added language is shown with double underlines and deleted language is show with ~~strikethrough~~) :

“6.51.020 Prohibitions.

A. Except as otherwise provided for by this chapter, no person shall sell, use, discharge, offer for sale, or display for sale any dangerous fireworks or any altered safe and sane fireworks within the limits of the city of San Bruno.

B. Except as authorized by the fire chief in accordance with the currently adopted California Fire Code, no property owner or tenant shall allow or permit the sale, offer to sell, use, or possession of dangerous fireworks on their property when the property owner or tenant knows or should know of the sale, offer to sell, use, or possession of dangerous fireworks at the property.

~~B.C.~~ Except as otherwise provided in this article, no person shall possess twenty-five pounds or less (gross weight including packaging) of any dangerous fireworks.

~~C.D.~~ It is unlawful for any person having the care, custody, or control of a minor (under eighteen years old) to permit such minor to sell, use, or discharge dangerous fireworks.

~~D.E.~~ Causing, permitting, aiding, abetting, or concealing a violation of any provision of this section shall also constitute a violation.”

**SECTION 2. CONSTITUTIONALITY; SEVERABILITY.** If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, invalid or ineffective by a court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance. The city council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

**SECTION 3. EFFECTIVE DATE.** This ordinance shall take effect 30 days from and after the date of its adoption.

**SECTION 4. PUBLICATION.** The City Clerk is directed to cause publication of this Ordinance as required by law.

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I, Lupita Huerta, City Clerk, do hereby certify that the foregoing Ordinance No. \_\_\_\_ was introduced at a regular meeting of the San Bruno City Council on \_\_\_\_\_ and adopted by the San Bruno City Council at a regular meeting on \_\_\_\_\_, by the following vote:

AYES: Councilmembers:

NOES: Councilmembers: \_\_\_\_\_

RECUSED: Councilmembers: \_\_\_\_\_

ABSENT: Councilmembers: \_\_\_\_\_

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Lupita Huerta  
City Clerk