

[< 5133 - Issuance—Denial—Appeal.](#)

[Part H. - Taxicabs >](#)

Part G. - Fireworks^[1]

Footnotes:

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Editor's note— Ord. No. 739, § 1, adopted May 21, 2018, repealed the former Part G, §§ 5142 and 5143, and § 2 of Ord. No. 739 enacted a new Part G as set out herein. The former Part G pertained to similar subject matter.

5141 - Definitions.

The following words and phrases as used in this Part shall be defined as follows:

- (a) "Dangerous Fireworks" shall be defined as set forth in Section 12505 of the Health and Safety Code of the State of California.
- (b) "Fireworks" shall be defined as set forth in Section 12511 of the Health and Safety Code of the State of California.

(Ord. No. 739, § 2, 5-21-18; Ord. No. 776, § 2, 3-1-21)

5142 - Fireworks prohibited.

- (a) Except as authorized by the fire chief in accordance with the currently adopted California Fire Code, no person shall sell, offer to sell, use or have in his or her possession within the city any fireworks or dangerous fireworks.
- (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 fireworks on their property when the property owner or tenant knows or should know of the sale, offer to sell, use or possession of fireworks at the property.

(Ord. No. 739, § 2, 5-21-18)

5143 - Penalties.



Two hundred fifty dollars (\$250.00) for the first violation, if the involved fireworks are classified as "safe and sane." Safe and sane fireworks are defined by California Health and Safety Code Section 12529 as any fireworks that have not been classified as "dangerous" or "exempt." These fireworks typically comply with California's fireworks laws, unless prohibited by local ordinances.

- Five hundred dollars (\$500.00) for the second violation within twelve (12) months of the first violation.
- One thousand dollars (\$1,000.00) for each subsequent violation within twelve (12) months of the first violation.
- One thousand dollars (\$1,000.00) per offense related to "dangerous fireworks," as defined by Health and Safety Code Section 12505. In general, dangerous fireworks are those that "explode, skip, fly, travel, or dart."

(Ord. No. 739, § 2, 5-21-18)