

ORDINANCE NO. 2003-030

ADOPTED BY THE SACRAMENTO CITY COUNCIL
ON DATE OF JUN 24 2003

**AN ORDINANCE AMENDING CHAPTER 8.48 OF THE
SACRAMENTO CITY CODE, RELATING TO SAFE AND
SANE FIREWORKS AND PYROTECHNIC DISPLAYS**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 8.48.050 is amended to read as follows:

8.48.050. Safe and sane fireworks – Exception.

It is not unlawful to possess, use, display or discharge within the city those fireworks as are defined and classified as “safe and sane fireworks” in the State Fireworks Law (Section 12500, et seq. of the Health and Safety Code) during that time period beginning at noon on June 28th and ending at 12:01 a.m. on July 5th of that same year.

Sale of “safe and sane fireworks” shall be permitted only between noon on June 28th and ten p.m. on July 4th of the same year.

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SECTION 2.

Sections 8.48.060 and 8.48.070 are repealed.

[These sections authorized sale and use of safe and sane fireworks to celebrate December 31, 1999 - January 1, 2000.]

SECTION 3.

Subsection 8.48.090.C. is amended to read as follows:

C. No organization shall submit more than two applications in total for permits to sell fireworks within the City of Sacramento and all unincorporated areas of Sacramento County for which the Sacramento Fire Department is the fire authority having jurisdiction. Submittal of more than two applications shall be grounds for denial of all applications.

SECTION 4.

Section 8.48.110 is amended to read as follows:

8.48.110. Operator safety seminar.

Each year, one or more representatives from each organization that is granted a permit to sell fireworks shall attend a stand operator safety seminar conducted by the city fire department and the fireworks industry. Failure of an organization to have a responsible individual(s) attend the seminar shall result in the revocation of the permit to sell fireworks.

SECTION 5.

Subsection 8.48.120.B. is amended to read as follows:

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B. Sale of fireworks shall begin no earlier than noon on June 28th and shall not continue after ten p.m. on July 4th of the same year. Sale of fireworks shall be permitted only from nine a.m. to ten p.m. daily, except June 28th, when the hours shall be 12:00 noon to ten p.m.

SECTION 6.

Subsection F. is added to Section 8.48.130 to read as follows:

F. All temporary fireworks stands shall be disassembled and removed not later than July 20 of each year.

SECTION 7.

Subsection E of Section 8.48.140 is amended to read as follows:

E. All unsold stock of fireworks in the hands of the retailer after ten p.m. on July 4th shall be returned to the distributor or wholesaler immediately. On closing of stands all litter shall be removed from the premises.

SECTION 8.

Subsection F of Section 8.48.140 is deleted and Subsection G of Section 8.48.140 is renamed Subsection F.

SECTION 9.

Section 8.48.152 is added to the Sacramento City Code, to read as follows:

8.48.152. Wholesale storage of safe and sane fireworks.

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Wholesale storage of California State Fire Marshal listed "safe and sane fireworks" may be allowed under the provisions of this section and chapter. All wholesale storage facilities or buildings shall conform to the applicable building and fire codes of the City of Sacramento. Any storage arrangements approved prior to the adoption of this section that are not in compliance with current building and fire codes may continue for temporary storage between June 1st and July 15th only, but in no event after July 15th, 2006. An annual storage permit shall be required from the city fire department for the wholesale storage of fireworks. The annual storage permit shall be annually renewable, subject to inspection clearance.

SECTION 10.

Section 8.48.154 is added to the Sacramento City Code, to read as follows:

8.48.154 Manufacture of fireworks prohibited.

No person, firm or corporation shall manufacture fireworks within the City of Sacramento.

SECTION 11.

Section 8.48.022 is added to the Sacramento City Code, to read as follows:

8.48.022 Public displays within a building – sprinklers required.

Public display of fireworks or pyrotechnics shall be permitted within a building only if an approved automatic sprinkler system is installed throughout the building.

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MAYOR

ATTEST:


CITY CLERK

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