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### **16.32.375 Section 5601.1.3 amended—Fireworks.**

Section 5601.1.3 is amended in its entirety to read as follows:

- A. It shall be unlawful to sell, offer for sale, use, discharge, possess, store, or transport fireworks, unless subject to one of the following exceptions:
  - 1. Sale of fireworks when allowed by the Fire Chief under special permits when not otherwise prohibited by applicable local or state laws, ordinances and regulations.
  - 2. Use and handling of fireworks for display in accordance with Title 19 of the California Code of Regulations.
  - 3. Activities listed in the State Fireworks Law where all necessary valid state and local permits for the activity or activities have been issued
  - 4. Transportation of fireworks by a person holding a valid state license upon approved routes pursuant to the State Fireworks Law.
  - 5. Possession, storage, sale, use, and handling of snap caps, snappers, or party poppers in accordance with Title 19 of the California Code of Regulation.
- B. The manufacturing of fireworks is prohibited unless permitted by the Fire Chief and in accordance with the State Fireworks Law.
- C. The manufacture, storage, or use of pyrotechnic special effects material is prohibited unless permitted by the Fire Chief and in accordance with all applicable laws.
- D. Nothing in this section shall be construed to prohibit the use of fireworks by railroads or other transportation agencies for signal purposes or illumination, or the sale or use of blank cartridges for a show or theater, or for signal or ceremonial purposes in athletics or sports or for use by military organizations.
- E. It shall be unlawful and a public nuisance for any person and/or responsible party to allow or permit the violation of this section.

(Ord. 7613 § 1(Exh. A), 2022)