

ORDINANCE NO. 2744

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
AMENDING SECTION 5.28.020 OF CHAPTER 5.28 OF TITLE 5 OF THE GARDEN
GROVE MUNICIPAL CODE RELATING TO TEMPORARY FIREWORKS STAND PERMITS

City Attorney Summary

This Ordinance adds requirements for eligibility to obtain temporary fireworks stand permits by requiring permittees, in addition to being certified non-profit tax exempt organizations, to be located in and primarily benefiting the Garden Grove community. The Ordinance also requires permittees to distribute firework safety educational materials.

THE CITY COUNCIL OF THE CITY OF GARDEN GROVE FINDS AND
DETERMINES AS FOLLOWS:

Section 1. Code Amendment.

Section 5.28.020 "Eligible organizations" of Chapter 28 "Fireworks" of Title 5 of the Municipal Code is hereby amended in its entirety to read as follows:

"Section 5.28.020. Eligible Organizations.

(a) The City Council finds that locally based tax exempt organizations consistently contribute to the public health and safety of city residents by: donating time and funding to a variety of community events; assisting individuals with medical, educational, and moral support; conducting unique volunteered events contributing to the city's historical and cultural heritage. These organizations further contribute to the city's mission of providing cost effective public services to the community. They are also uniquely qualified to assist in educating city residents in fire safety procedures as further provided herein. Accordingly, based upon these contributions, the City Council finds and determines that it is appropriate to designate such organizations located within city limits as the only organizations eligible to sell fireworks under the conditions set forth in this section.

(b) Only federally and/or state certified non-profit tax exempt organizations located within the city limits and primarily benefiting the Garden Grove community are eligible to receive temporary fireworks stand permits. Applicants for temporary fireworks stands shall provide to the City documentation which establishes, to the reasonable satisfaction of the City, compliance with these requirements.

(c) As a condition to receiving a temporary fireworks stand permit, each permittee shall work with the Fire Chief to prepare and deliver educational material to customers pertaining to fire safety in the use of fireworks at any location. In addition, each permittee agrees to present such educational materials in a programmed manner to its members on an annual basis and to the public in conjunction with sales from fireworks stands."

Section 2. This Ordinance shall become effective August 1, 2009.

The foregoing Ordinance was passed by the City Council of the City of Garden Grove on the ____ day of _____.

ATTEST:

MAYOR

CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS:
CITY OF GARDEN GROVE)

I, KATHLEEN BAILOR, City Clerk of the City of Garden Grove, do hereby certify that the foregoing Ordinance was introduced and presented on March 24, 2009, with a vote as follows:

AYES: COUNCIL MEMBERS: (5) BROADWATER, DO, JONES, NGUYEN, DALTON
NOES: COUNCIL MEMBERS: (0) NONE
ABSENT: COUNCIL MEMBERS: (0) NONE