

ORDINANCE NO. 20-04

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GROVER BEACH,
CALIFORNIA, AMENDING ARTICLE III, CHAPTER 12, SECTION 3996 OF THE
GROVER BEACH MUNICIPAL CODE PERTAINING TO FIREWORKS PUBLIC
DISCHARGE PERIOD**

WHEREAS, the City Council of the City of Grover Beach has received multiple requests in the past to ban or restrict the public discharge period of fireworks in the community; and

WHEREAS, City staff has reviewed of the current ordinance, evaluated the calls for service to both Police and Fire and considered the community's requests in regards to possibly changing the public discharge period for fireworks; and

WHEREAS, the City Council of the City of Grover Beach, having received and considered the staff report, public testimony and following a public hearing on this issue finds the fireworks public discharge period shall be changed as reflected in the ordinance amendment.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Grover Beach as follows:

PART 1. Article III, Chapter 12, Section 3996. Public Discharge Period shall be amended to read as follows:

Section 3996. Public Discharge Period. Discharge of "safe and sane fireworks" shall only occur from ~~noon-10:00 a.m.~~ on the third fourth of July through ~~midnight-10:00 p.m.~~ on the fifth-fourth of July ~~and noon on the thirtieth of December through midnight on the first of January.~~ No person under eighteen (18) years of age may possess or discharge "safe and sane fireworks" except when under the direct supervision of a person twenty-one (21) years of age or older.

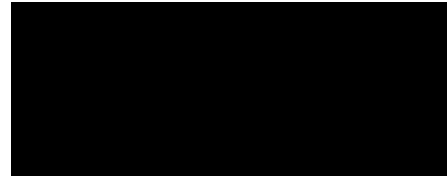
PART 2: If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this Ordinance or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional.

PART 3: All ordinances and parts of ordinances in conflict with those sections amended or added herein are hereby repealed.

PART 4: Effective Date. This Ordinance shall not become effective and in full force and effect until 12:01 a.m. on the thirty first day after its final passage. However, within fifteen (15) days after adoption by the City Council, the Ordinance shall be published once, together with the names of the Council Members voting thereon, in a newspaper of general circulation within the City

INTRODUCED at a regular meeting of the City Council held on May 4, 2020, and **PASSED, APPROVED, and ADOPTED** by the City Council on May, 18, 2020 on the following roll call vote, to wit:

AYES: Lance, Nicolls, Shah, Mayor Pro Tem Bright, and Mayor Lee
NOES: None
ABSENT: None
ABSTAIN: None

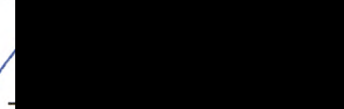


JEFF LEE, MAYOR



WENDI SIMS, CITY CLERK

APPROVED AS TO FORM:



DAVID P. HALE, CITY ATTORNEY