



Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: May 14, 2018

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE OF THE CITY OF PASADENA AMENDING PASADENA MUNICIPAL CODE TITLE 14, CHAPTER 14.30, RELATING TO PROHIBITION OF FIREWORKS

TITLE OF PROPOSED ORDINANCE:

AN ORDINANCE OF THE CITY OF PASADENA AMENDING PASADENA MUNICIPAL CODE TITLE 14, CHAPTER 14.30 RELATING TO PROHIBITION OF FIREWORKS

PURPOSE OF PROPOSED ORDINANCE:

The proposed ordinance will amend the City's municipal code provisions regarding fireworks to hold property owners and tenants who permit the possession, sale, usage, or discharge of fireworks on their property responsible, allowing for the prosecution of fireworks related offenses to be either an infraction or a misdemeanor, and clarify that offenders are responsible for all costs associated with the safe disposal of all confiscated fireworks. The City Council directed preparation of this ordinance on May 14, 2018.

BACKGROUND:

The Pasadena Fire Department has found that enforcement of the City's Fireworks Ordinance is being hampered by property owners and tenants who allow fireworks to be possessed, sold, used or discharged on their property but claim that they are unaware of the activity. The purpose of the proposed amendments is to hold those who allow for the possession, sale, use or discharge of fireworks on their property, responsible.

MEETING OF 05/14/2018

AGENDA ITEM NO. 10

Also, the Municipal Code currently provides that violation of the Fireworks Ordinance is a misdemeanor, and this ordinance provides that violations could be prosecuted as an infraction or misdemeanor.

REASON WHY LEGISLATION IS NEEDED:

The City's ordinance relating to fireworks and fireworks enforcement was established by ordinance and must be amended by ordinance.

PROGRAM, DEPARTMENT, OR GROUPS AFFECTED:

The Fire Department issues citations. The City Prosecutor's Office prosecutes violations. The Department of Finance assists in collections of unpaid administrative citation fines.

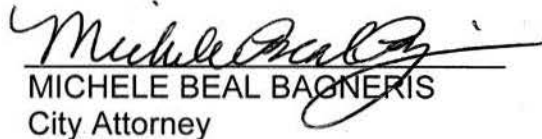
ENVIRONMENTAL:

The proposed amendment has been determined to be exempt from environmental review pursuant to CEQA Guidelines Section 15060(c)(2).

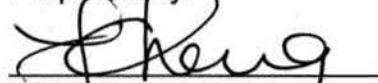
FISCAL IMPACT:

The proposed ordinance change shall likely result in an estimated increase in revenue of an indeterminate amount, resulting from increased fines and fees paid by offenders.

Respectfully submitted,


MICHELE BEAL BAGNERIS
City Attorney

Prepared By:


LESLEY CHEUNG
Assistant City Attorney

Approved by:


STEVE MERMELL
City Manager