




State of California - Department of Fish and Wildlife  
**2024 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

**Print**  **Save**

RECEIPT NUMBER:  
47-08/20/2024-036

STATE CLEARINGHOUSE NUMBER (If applicable)

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

LEAD AGENCY CITY OF DUNSMUIR	LEAD AGENCY EMAIL	DATE 08/20/2024
COUNTY/STATE AGENCY OF FILING SISKIYOU COUNTY	DOCUMENT NUMBER 2024-47-036	

PROJECT TITLE  
  
FIREWORKS BAN ORDINANCE/TEXT AMENDMENT

PROJECT APPLICANT NAME CITY OF DUNSMUIR	PROJECT APPLICANT EMAIL	PHONE NUMBER
PROJECT APPLICANT ADDRESS 5915 DUNSMUIR AVE.	CITY DUNSMUIR	STATE CA
		ZIP CODE 96025

PROJECT APPLICANT (Check appropriate box)

Local Public Agency   
  School District   
  Other Special District   
  State Agency   
  Private Entity

**CHECK APPLICABLE FEES:**

- Environmental Impact Report (EIR) \$ 4,051.25 \$ \_\_\_\_\_
- Mitigated/Negative Declaration (MND)(ND) \$ 2,916.75 \$ \_\_\_\_\_
- Certified Regulatory Program (CRP) document - payment due directly to CDFW \$ 1,377.25 \$ \_\_\_\_\_
- Exempt from fee
  - Notice of Exemption (attach)
  - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)

- Water Right Application or Petition Fee (State Water Resources Control Board only) \$ 850.00 \$ \_\_\_\_\_
- County documentary handling fee \$ 50.00 \$ 50.00
- Other \$ \_\_\_\_\_

**PAYMENT METHOD:**

Cash   
  Credit   
  Check   
  Other 059201   
 TOTAL RECEIVED \$ 50.00

SIGNATURE  <b>X</b> ENDORSED-D. BROOKS	AGENCY OF FILING PRINTED NAME AND TITLE  Dana Brooks    Deputy Clerk
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AUG 20 2024

Notice of Exemption

Appendix E

LAURA BYNUM, CLERK

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: (Public Agency): City of Dunsmuir
5915 Dunsmuir Ave, Dunsmuir, CA 96025

County Clerk
County of: Siskiyou
510 N Main St
Yreka, CA 96097

(Address)

FILED

Siskiyou County

AUG 20 2024

LAURA BYNUM, CLERK

BY: ENDORSED-D. BROOKS
Deputy Clerk

Project Title: Fireworks Ban Ordinance/Text Amendment

Project Applicant: City of Dunsmuir

Project Location - Specific:

City of Dunsmuir - Citywide

Project Location - City: Dunsmuir Project Location - County: Siskiyou

Description of Nature, Purpose and Beneficiaries of Project:

This is a Text Amendment/Ordinance that bans the use of fireworks within Dunsmuir City limits.

Name of Public Agency Approving Project: City of Dunsmuir

Name of Person or Agency Carrying Out Project: City of Dunsmuir

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
Declared Emergency (Sec. 21080(b)(3); 15269(a));
Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
Categorical Exemption. State type and section number: Common Sense (15061(b)(3))
Statutory Exemptions. State code number:

Reasons why project is exempt:

This project is exempt because it can be seen with certainty that there is no possibility that a fireworks ban would have a significant impact on the environment. A citywide ban on fireworks does not impact the environment. CEQA Section 15061(b)(3)

Lead Agency
Contact Person: Wendy Perkins Area Code/Telephone/Extension: (530)235-4822 ext. 102

If filed by applicant:

- 1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: [Handwritten Signature] Date: 8/15/2024 Title: Deputy City Clerk

Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR:

**CITY OF DUNSMUIR  
CEQA EXEMPTION  
ENVIRONMENTAL ASSESSMENT FOR  
FIREWORK BAN ORDINANCE/TEXT AMENDMENT**

THE PROJECT DESCRIBED HEREIN IS DETERMINED TO BE  
EXEMPT FROM THE PREPARATION OF ENVIRONMENTAL DOCUMENTS  
PURSUANT TO ARTICLE 5 OF THE STATE CEQA GUIDELINES.

**APPLICANT:** City of Dunsmuir

**PROJECT LOCATION:** Areas within the jurisdiction of the City of Dunsmuir.

**PROJECT DESCRIPTION:** Firework Ban Text Amendment amends Chapter 9 of the Dunsmuir Municipal Code (DMC) relating to use of fireworks within Dunsmuir City Limits.

**This project is exempt under Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines as follows:**

CEQA Guidelines Section 15061(b)(3) under the common sense exemption states that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Because the proposed Text Amendment is to ban the use of fireworks within Dunsmuir City Limits and does not commit the City to any specific project, it can be seen with certainty that there is no possibility that accepting this Text Amendment may have a significant effect on the environment.

The proposed Text Amendment modifies the existing regulations regarding the use of fireworks within the City of Dunsmuir. There will be no physical change to the environment as a result of the adoption of this Text Amendment as it is an amendment to Dunsmuir Municipal Code Chapter 9. The Text Amendment does not relate to any physical project.

The regulations of the proposed Text Amendment will not intensify the use of any establishment. The prohibition of the use of fireworks within the City of Dunsmuir adds a new local regulation within the City that does intensify or add to any existing establishments. As such, the proposed Text Amendment will not intensify any existing uses.

Because this Text Amendment does not effectuate any approvals and does not result in any changes in use or intensity, it can be seen with certainty that there is no possibility that approval of this Text Amendment will have a significant effect on the environment or a reasonably foreseeable indirect effect on the environment.

Therefore, this Text Amendment is exempt from CEQA pursuant to the common sense exemption set forth in Section 15061(b)(3) of the CEQA Guidelines.

Date: August 1, 2024

Prepared By: Luke Risner, Associate Planner

Submitted by:

A handwritten signature in cursive script, appearing to read "Wendy Perkins", written over a horizontal line.

Wendy Perkins  
Deputy City Clerk  
City of Dunsmuir  
(503) 235-4822 ext. 102

**ORDINANCE NO. 577**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
DUNSMUIR ADDING DUNSMUIR MUNICIPAL CODE CHAPTER 9.15  
ENTITLED “FIREWORKS AND PYROTECHNIC DEVICES” AND  
FINDING THE ADOPTION OF THIS ORDINANCE TO BE EXEMPT  
FROM CEQA**

**Recitals**

BE IT ORDAINED by the City Council of the City of Dunsmuir as follows:

SECTION 1. Chapter 9.15 of the Dunsmuir Municipal Code is added in its entirety as follows:

**Chapter 9.15 FIREWORKS AND PYROTECHNIC DEVICES**

**9.15.010 Purpose**

The purpose and intent of this chapter is to protect the public by reducing the likelihood of wildfires and other accidental fires caused by fireworks.

**9.15.020 Definitions**

Unless otherwise indicated, the terms and phrases used in this chapter shall have the same meaning as those terms defined under the State Fireworks Law, Health and Safety Code § 12500 et seq.

**9.15.030 Fireworks Prohibited**

Except as otherwise provided in this chapter, no person shall sell, offer for sale, use, discharge, display, possess, or store fireworks (Health and Safety Code § 12511) within the City Limits of the City of Dunsmuir. This prohibition applies to both dangerous fireworks (Health and Safety Code § 12505) and safe and sane fireworks (Health and Safety Code § 12529).

**9.15.040 Exceptions**

A. The provisions of this chapter shall not apply to any person or entity engaged in the preparation for or performance of a public fireworks display authorized in writing by the State Fire Marshall and conducted in full compliance with any conditions or restrictions placed upon such authorization.

B. Exempt from the prohibition of Section 9.15.030 are emergency signaling devices as defined in Health and Safety Code § 12506, when used for emergency signaling purposes.

C. Exempt from the prohibition of Section 9.15.030 are the following types of fireworks if written approval is first secured from the responsible fire jurisdiction:

1. Agricultural and wildlife fireworks as defined by Health and Safety Code § 12503;
2. Emergency signaling devices when used for non-emergency purposes as defined in Health and Safety Code § 12506;

3. Exempt fireworks as defined by Health and Safety Code § 12508;
4. Model rocket motors as defined by Health and Safety Code § 12520;
5. Any fireworks or pyrotechnic device exempted under Health and Safety Code § 12540.

**9.15.050 Enforcement and penalty.**

Any violation of this chapter is hereby declared to be an infraction subject to enforcement pursuant to the provisions of Siskiyou County Code Section 1-5.05(a)(2) and (b). Any peace officer or code enforcement officer may enforce this chapter.

SECTION 2. Any provisions of the Dunsmuir Municipal Code, or appendices thereto, or any other ordinances of the City inconsistent herewith, to the extent of such inconsistencies and no further, are hereby repealed.

SECTION 3. Exemption from CEQA. The action taken in this Ordinance does not commit the City to any action that may have a significant effect on the environment. As a result, pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3) such approval does not constitute a project subject to the requirements of the California Environmental Quality Act. The City Council directs City staff to file a Notice of Exemption within five (5) days following adoption of this Ordinance with the Siskiyou County Clerk.

SECTION 4. Severability. If any section, subsection, part, clause, sentence or phrase of this Ordinance or the application thereof is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, the validity of the remaining portions of this Ordinance, the application thereof, shall not be effected thereby but shall remain in full force and effect, it being the intention of the City Council to adopt each and every section, subsection, part, clause, sentence phrase regardless of whether any other section, subsection, part, clause, sentence or phrase or the application thereof is held to be invalid or unconstitutional.

SECTION 5. Effective Date. This ordinance shall take effect thirty days after its adoption.

SECTION 6. Implementation. The City Council hereby authorizes and directs the City Manager to take any action and sign any documents necessary to implement this Ordinance.

SECTION 7. Publication. The City Clerk is directed to prepare, post and publish a summary of this ordinance as provided in Government Code Section 36933(c)(1).

SECTION 8. Codification. The City Clerk is directed and authorized to instruct the publisher of the City of Dunsmuir Municipal Code that codification of this Ordinance is limited to Section 1.

SECTION 9. Execution. The Mayor and City Clerk are authorized to subscribe this ordinance where indicated below to evidence its approval.

Introduced at a regular meeting of the City Council held 20<sup>th</sup> day of June 2024, and adopted as an ordinance of the City of Dunsmuir at a regular meeting of the City Council held on July 18<sup>th</sup>, 2024 by the following vote:

AYES: Keisler, Deutsch, Lucchesi, Clarno

NOES: None

ABSENT: None

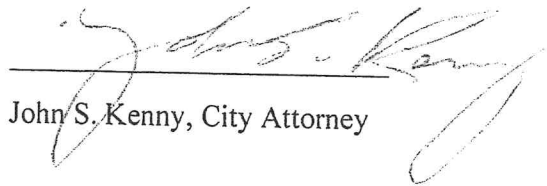
ABSTAIN: Bryan



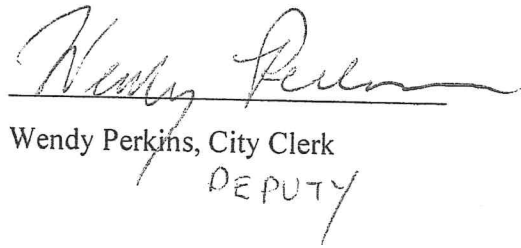
Michael Clarno, Mayor

APPROVED AS TO FORM

Attest:



John S. Kenny, City Attorney



Wendy Perkins, City Clerk

DEPUTY

**CALIFORNIA ENVIRONMENTAL FEE FORM**

On July 19th, 2024, City of Dunsmuir filed an application  
(Date) (Name)  
for development with the City of Dunsmuir. Before the application  
(Name of City)  
is accepted as complete for processing, fees in the following amount(s) must be deposited with  
the County Clerk.

- Clerk Processing Fee \$50.00

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- Negative Declaration \$2,548.00\*
- EIR \$3,539.25
- Categorically Exempt \$0.00
- Statutorily Exempt \$0.00
- Fee Exemption issued by the DFG \$0.00
- Other General exemption \$ 0.00  
Common Sense (15061(b))(3)

No project shall be operative, vested or final until the required fee is paid. *Public Resources Code §21089 (b)*

On July 19th, 2024, City of Dunsmuir deposited \$ 50,  
(Date) (Name)

with the Siskiyou County Clerk ENDORSED-D. BROOKS  
(Attest)

Application No. N/A Receipt # 2024003538/  
(To be completed when application is received for processing) 47-08/20/2024-036

\* If it is determined by Siskiyou County that the fee required for a Negative Declaration does not apply to your project a refund will be granted.  
2022 Fee Form