



"The City With a Heart"

Rico E. Medina, Mayor  
Sandy Alvarez, Vice Mayor  
Tom Hamilton, Councilmember, District 2  
Michael Salazar, Councilmember, District 3  
Marty Medina, Councilmember, District 4

**AGENDA**  
**SAN BRUNO CITY COUNCIL SPECIAL MEETING**  
**June 23, 2026**  
**5:30 PM**

<p><b>IN PERSON* MEETING LOCATION</b></p> <p>San Bruno Recreation and Aquatic Center, Community Room 251 City Park Way San Bruno, CA 94066</p> <p>*Please turn off all electronic devices before the start of the meeting to prevent disruptions*</p>	<p><b>**Zoom Link</b></p> <p><a href="https://sanbruno-ca-gov.zoom.us/j/89413431794?pwd=DZaDc6gaFxDQgJ2oe4DhPh3gbrCaGv.1">https://sanbruno-ca-gov.zoom.us/j/89413431794?pwd=DZaDc6gaFxDQgJ2oe4DhPh3gbrCaGv.1</a></p> <p><b>Phone Line:</b> 1-646-558-8656 <b>Webinar ID:</b> 894 1343 1794 <b>Webinar Password:</b> 820329</p> <p>*Broadcast of the meeting is offered via Zoom as a courtesy to the public. **No public comment accepted via Zoom.</p>
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**PUBLIC COMMENT:** In person attendees who want to provide public comment, will be asked to fill out a speaker card and turn it into the City Clerk. Public comment may also be emailed to [CityClerk@sanbruno.ca.gov](mailto:CityClerk@sanbruno.ca.gov). Comments received via email will not be read aloud during the meeting.

**ACCESSIBILITY:** In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or modifications to participate in this meeting should contact the City Clerk's Office 48 hours prior to the meeting at (650) 616-7061 or [CityClerk@sanbruno.ca.gov](mailto:CityClerk@sanbruno.ca.gov).

\*Any disclosable public writings related to an open session item on a regular meeting agenda and distributed by the City to at least a majority of the City Council less than 72 hours prior to that meeting are available for public inspection at the City Clerk's Office at City Hall located at 567 El Camino Real, San Bruno, California during normal business hours. In addition, the City may also post such documents on the City's Website at [sanbruno.ca.gov/AgendaCenter](http://sanbruno.ca.gov/AgendaCenter).


1. **CALL TO ORDER**
2. **ROLL CALL**
3. **CLOSED SESSION**
  - a. **CONFERENCE WITH LABOR NEGOTIATORS**  
Agency designated representatives: City Manager  
Employee Organizations: Teamsters Local 856, IBT Public Safety Mid-Management
4. **STUDY SESSION**

*Public comment will be requested after each topic in this section*

  - a. 2026 Ballot Measures: Revenue Measure Options, Height Ordinance (Ord. No. 1284), and Safe and Sane Fireworks Ban

5. **ADJOURNMENT** – The next Regular City Council Meeting will be held on June 23, 2026 at 7:00 pm.

POSTING: I declare a copy of this agenda was posted at City Hall, 567 El Camino Real, San Bruno, among other locations in the city limits of San Bruno, on June 18, 2026, by 8:00 pm.

  
Lupita Huerta, City Clerk



## City Council Agenda Item Staff Report

CITY OF SAN BRUNO

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**DATE:** June 23, 2026

**TO:** Honorable Mayor and Members of the City Council

**FROM:** Alex D. McIntyre, City Manager

**PREPARED BY:** Joseph D. Toney, Assistant City Manager  
Peter Gilli, Community Development Director  
Brian Adam, Assistant to the City Manager

**SUBJECT:** 2026 Ballot Measures: Revenue Measure Options, Height Ordinance (Ord. No. 1284), and Safe and Sane Fireworks Ban

### **BACKGROUND:**

Presented for City Council consideration are three potential ballot measures for the November 2026 Consolidated Gubernatorial Election. Each measure addresses a distinct area of City policy and fiscal management. Together, they represent an integrated strategy to strengthen San Bruno's long-term financial position, remove regulatory barriers to economic development, and respond to community concerns about public safety.

#### **1. Revenue Measure Options (Parcel Tax and/or Business License Tax Restructure)**

The City's Revenue Subcommittee has evaluated a range of revenue tools and identified two viable ballot measure options: a commercial parcel tax projected to generate approximately \$5.6 million annually and a restructured Business License Tax estimated to generate \$3–4 million annually. Community polling indicates the commercial parcel tax has 70.5% support among likely voters—above the two-thirds supermajority threshold required for passage. A restructured Business License Tax would require only a simple majority vote. The community was not polled on the Business License Tax option.

#### **2. Height Ordinance No. 1284 Rescission or Amendment**

San Bruno Ordinance No. 1284 (1977) requires voter approval for building heights exceeding three stories or 50 feet, among other land use changes. Due to the evolution of State housing law, the Ordinance now primarily constrains commercial and economic development rather than housing. Documented lost opportunities—including the Crossings Hotel and the Google/YouTube Bayhill master plan—illustrate the Ordinance's ongoing cost to San Bruno's fiscal base. November 2025 polling shows majority support for both full rescission (53.2%) and a targeted geographic amendment (51.4%).

#### **3. Safe and Sane Fireworks Ban**

San Bruno and Pacifica are the only cities in San Mateo County that permit the sale of "Safe and Sane" fireworks. The City's fireworks program became a net cost to the City in FY 2024–25 following a fee cap adopted by Council. In addition, much of San Bruno is located within State-designated high fire hazard severity zones.

Staff seeks City Council direction on all three potential ballot measures. Each item is addressed in full detail in the sections below.

## **DISCUSSION:**

### **SECTION 1: REVENUE MEASURE OPTIONS**

The City Council's Adopted Budget Principles promote sound financial management and long-term stability. The City Council appointed a Revenue Subcommittee (the "Subcommittee") to review the City's revenue options and report their findings. As part of that effort, staff evaluated potential revenue measures for a future ballot election with the Subcommittee. Staff from the City Manager's Office, City Attorney's Office, and Finance Department have supported the Subcommittee's work throughout this process.

The Subcommittee first met on March 23, 2026, and reviewed both the City's potential revenues at risk and the full range of potential revenue ballot measure options. The Subcommittee evaluated the following options:

- **General Obligation (G.O.) Bond:** The City pursued a G.O. Bond measure in 2024. The Subcommittee determined that returning to voters with another G.O. Bond so soon would not be appropriate and did not recommend this option.
- **Sales Tax:** San Bruno's current combined sales tax rate is 9.875%, the maximum rate permitted under State law. This option is therefore not available.
- **Transient Occupancy Tax (TOT):** San Bruno's TOT is currently 14%. A survey of San Mateo County jurisdictions found that only Half Moon Bay (15%) and Menlo Park (15.5%) impose a higher TOT rate. While a modest increase may be possible, the Subcommittee noted limited upside revenue potential relative to the political and business community considerations involved.
- **Charter City/Documentary Transfer Tax:** San Bruno is a General Law city. Becoming a Charter City would enable the City to impose a Documentary Transfer Tax at a locally-set rate. The Subcommittee identified this as an option warranting further exploration but ultimately did not recommend it, citing that San Mateo is the only other San Mateo County city with an above-standard Documentary Transfer Tax, legal risk from a pending statewide initiative that could eliminate such taxes, and revenue projections significantly below those of a parcel tax.
- **Parcel Tax:** A special tax levied on parcels of real property at a fixed rate, requiring two-thirds (2/3) voter approval. The Subcommittee identified this as an option warranting further exploration.

Following its review, the Subcommittee recommended that staff further analyze and develop the Parcel Tax and Charter City/Documentary Transfer Tax options. The Subcommittee reviewed polling results at its June 3, 2026, meeting. Key findings (margin of error  $\pm 4.8\%$ ) included:

- A parcel tax applied to all property types received support from 54.6% of respondents—below the two-thirds (66.7%) threshold required for approval.
- A parcel tax limited to commercial and non-residential properties, including multi-family residential of five or more units, received support from 70.5% of respondents, indicating viability for reaching the required supermajority threshold.

Given that polling results pointed toward a measure targeting the business and commercial property sector, staff also presented a Business License Tax (BLT) restructuring option. A restructured BLT as a general tax would require only a simple majority (50%+1) vote, a

meaningfully lower bar than the two-thirds threshold required for a parcel tax. Based on initial estimates, projected annual revenues are as follows:

- **Commercial Parcel Tax:** Estimated to generate approximately \$5.6 million annually.
- **Business License Tax Restructure:** Estimated to generate approximately \$3-4 million annually.

### **Commercial Parcel Tax**

A parcel tax is a special tax imposed on parcels of real property, charged as a fixed amount rather than based on assessed value. Because parcel taxes are classified as special taxes under California's Proposition 13 (1978) and Proposition 218 (1996), they carry strict constitutional requirements: they must fund specific, identifiable public purposes; require two-thirds (2/3) voter approval; and must include a 75-word ballot question, a dedicated special revenue fund, and annual public reporting.

Community polling tested at \$0.50 per square foot for non-residential properties showed 70.5% support after voters heard additional information about the measure—above the 66.7% supermajority threshold, with a margin of error of  $\pm 4.8\%$ . This suggests the measure is viable but competitive. The difficulty of achieving two-thirds voter approval is further illustrated by the recent track record in San Mateo County: over the past five years, no new non-school parcel taxes have been passed in the County.

A commercial parcel tax is projected to generate approximately \$5.6 million annually. Unlike transaction-dependent revenue sources, parcel tax receipts are stable and forecastable year to year. Revenue must be restricted to the specific purposes identified in the measure, such as fire and emergency services, street maintenance, or other capital needs consistent with the City's unfunded infrastructure gap.

### **Business License Tax Restructure**

A business license tax is an annual tax levied on businesses operating within the incorporated area of the City of San Bruno. San Bruno's current business license tax rate schedule was last comprehensively updated years ago and may not reflect current economic conditions or rates in comparable San Mateo County jurisdictions. The current schedule is structured such that the marginal tax rate declines at higher gross receipts levels, meaning smaller businesses bear a proportionally greater relative tax burden than larger ones. A restructured schedule could achieve a more equitable distribution of the tax burden.

A restructured business license tax designed as a general tax requires only a simple majority vote (50%+1), a materially lower threshold than the two-thirds requirement for a parcel tax. Revenue from a general tax is unrestricted, giving the City flexibility to direct proceeds to any lawful municipal purpose. Based on initial estimates, a restructured BLT could generate approximately \$3–4 million annually.

**Comparison of Options**

Attribute	Commercial Parcel Tax	Business License Tax Restructure
<b>Tax Base</b>	Square footage of non-residential buildings and multi-family (5+ units)	Gross receipts of businesses operating in San Bruno
<b>Voter Approval</b>	Two-thirds (2/3) supermajority	Simple majority (50%+1) if structured as general tax
<b>Est. Annual Revenue</b>	~\$5.6 million	~\$3–\$4 million
<b>Revenue Use</b>	Restricted to specific purposes named in measure	General fund (if general tax); restricted if special tax
<b>Revenue Stability</b>	High — consistent and forecastable year to year	Moderate — dependent on business activity and economic conditions
<b>Who Pays</b>	Owners of commercial, industrial, and multi-family (5+ unit) properties	Businesses operating in San Bruno
<b>Polling Support</b>	70.5% after hearing more information (±4.8% margin of error)	Not polled
<b>Administration</b>	San Mateo County Tax Collector (billed with property taxes)	City Finance Department (existing infrastructure)
<b>Key Challenge</b>	Competitive margin above 66.7% threshold; outreach critical	Rate schedule redesign requires analysis of current revenue baseline (in process)

The two options are not mutually exclusive. However, staff does not recommend placing both measures on the same ballot simultaneously, as competing ballot measures often reduce the likelihood of either passing. The Subcommittee directed staff to provide Council with each option to determine how to proceed.

**SECTION 2: HEIGHT ORDINANCE NO. 1284 – RESCISSION OR AMENDMENT**

San Bruno Ordinance No. 1284 was adopted by the voters in 1977 and codified in the San Bruno Municipal Code. The Ordinance was enacted at a time of significant concern about rapid growth and development pressure throughout the San Francisco Bay Area. Its stated purpose was to give San Bruno residents direct decision-making authority over the most consequential land use changes affecting the character of their community.

Under Ordinance No. 1284, a public vote is required before the City may approve or authorize any of the following:

- Buildings or structures exceeding three (3) stories or fifty (50) feet in height;
- Increases in unit counts or density for residentially zoned properties beyond what existing zoning allows;

- Construction of free-standing parking structures; and
- Widening of designated segments of Crystal Springs Road and Sneath Lane.

These requirements apply citywide and cannot be waived by the City Council acting alone.

### State Housing Law Impacts

In the nearly five decades since Ordinance No. 1284 was adopted, the California Legislature has enacted a broad array of State housing laws that override local zoning regulations, including voter-approved height and density limits. As a result, many of the development scenarios that Ordinance No. 1284 was designed to subject to voter approval may now proceed under State law regardless of local voter sentiment. Key examples of State law pre-emption include:

- **Accessory Dwelling Units (ADUs):** State law mandates that every residential parcel may accommodate up to two ADUs without any parking requirement—without a public vote, directly contrary to the policy intent of Ordinance No. 1284.
- **SB 9 (2021) – Two-Unit Development and Lot Splits:** Requires local governments to ministerially approve two residential units on a single-family parcel and, in many cases, approve a lot split, pre-empting the Ordinance for these projects.
- **State Density Bonus Law:** Allows developers of qualifying affordable housing projects to exceed local height and density limits without City authority to require changes, resulting in approved projects at 732 El Camino Real (6 stories) and 850 San Bruno Avenue (10 stories) with limited on-site parking and that exceed local zoning limits (5 stories) without a public vote.
- **SB 79 (2025) – Transit Oriented Development:** Establishes minimum height and density standards for parcels within one-half (0.5) mile of Caltrain and BART stations. Ironically, adopting an alternative plan to protect residential neighborhoods from this upzoning would itself trigger a vote under Ordinance No. 1284, causing the Ordinance to operate against its original intent.

### Lost Economic Development Opportunities

The practical effect of Ordinance No. 1284 on San Bruno's economic development has been documented through several high-profile cases:

- **The Crossings Hotel (1999):** A ballot measure to allow a 10-story hotel development received only 46% of the vote. A revised 7-story project was subsequently approved by voters, but the lost time and reduced project value contributed to the hotel deal falling through. The estimated present-day revenue of the lost hotel opportunity is between \$3 and \$4 million annually.
- **Google/YouTube - Bayhill Business Park:** Google has advised the City that it has no current intention of completing or implementing its Bayhill campus master plan due, in part, to the constraints imposed by Ordinance No. 1284. The company has redirected its expansion planning to other jurisdictions, representing a significant foregone opportunity for commercial property tax revenue, business license tax, and associated economic activity.

### City Council Initiatives

The City Council's FY 2025-26 priority called for a fiscal analysis of the Transit Corridors Plan area, which confirmed that San Bruno's current development regulations—combined with state laws—limit the City's ability to attract revenue-generating private investment. As neighboring communities allow taller buildings without requiring ballot measures, developers seeking to build market-rate housing, offices, or hotels reasonably choose those cities instead. This results in

San Bruno missing out on tax revenues needed to maintain desired service levels, while property owners here find that 100% affordable housing projects are often their only viable development option, even though those projects do not generate property tax revenue for schools or City services.

To address this, the City Council established an FY 2026-27 priority to strengthen the City's fiscal base and launched the **Elevate San Bruno** initiative in January 2026. This multi-year effort seeks to make the City more competitive for private investment through targeted General Plan, Specific Plan, and Municipal Code updates, as well as new Objective Design Standards. Implementing the initiative's vision under the current ordinance would require zoning changes that trigger a ballot measure in 2028 or later and could delay major investment opportunities. A 2026 ballot measure to rescind or amend Ordinance No. 1284 would remove this added procedural step, enabling the City Council to advance economic development on a timeline aligned with San Bruno's fiscal needs and long-term goals

### Public Opinion and Options

In November 2025, the City commissioned polling to assess voter attitudes toward Ordinance No. 1284 and potential ballot measure options:

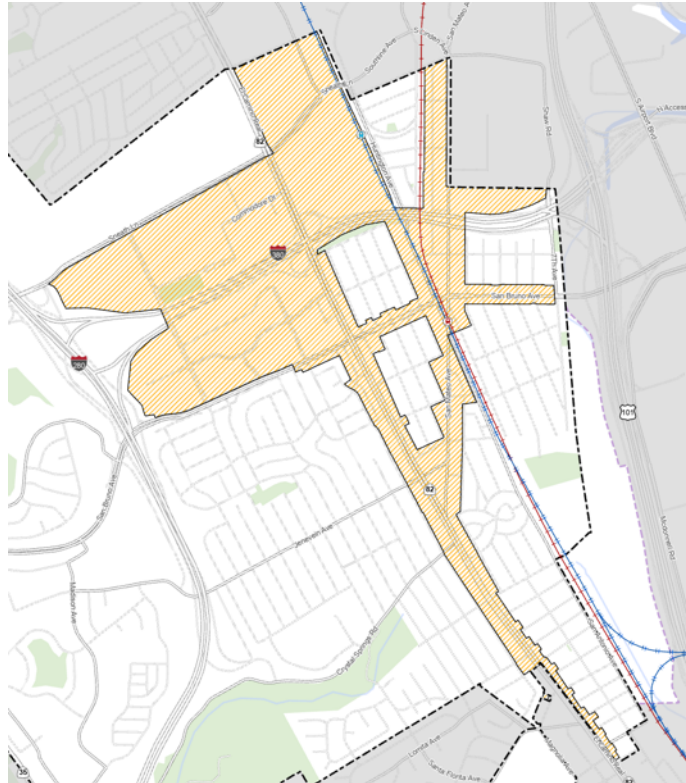
Ballot Question / Scenario	Support
Full rescission of Ordinance No. 1284 (repeal of voter-approval requirement for all height and density changes)	53.2%
Targeted geographic amendment applying to specified corridors (El Camino Real, San Mateo Avenue, San Bruno Avenue) while retaining voter approval for single-family residential neighborhoods	51.4%

Both options polled above a simple majority threshold, suggesting that a 2026 ballot measure in either form has a reasonable prospect of success. The targeted geographic amendment received slightly lower support (51.4% versus 53.2%), likely reflecting the additional complexity of the geographic distinctions. Both options remain viable, and the Council's direction will inform the specific ballot question language to be developed.

Staff has identified the following options for Council consideration:

- **Option A - Full Rescission (Staff Recommendation):** Place a measure on the November 2026 ballot to repeal Ordinance No. 1284 in its entirety. This approach would restore full City Council authority to approve land use changes, including height and density increases, without a separate public vote. This option received the highest polling support (53.2%) and would provide the greatest flexibility for economic development and the Elevate San Bruno initiative.

- **Option B - Targeted Geographic Amendment:** Place a measure on the November 2026 ballot to amend Ordinance No. 1284 to remove the voter-approval requirement for development along designated commercial corridors (El Camino Real, San Mateo Avenue, and San Bruno Avenue), while retaining voter approval for height and density changes in single-family residential neighborhoods. This option received 51.4% support in polling. However, it would limit the City’s ability to adopt alternative SB 79 plans to protect single-family neighborhoods within a half-mile of transit stations.



- **Option C - No Action at This Time:** Continue operating under Ordinance No. 1284 as currently in effect. Under this option, staff would anticipate that a ballot measure would be needed in 2028 or later to authorize the heights and densities envisioned in the Elevate San Bruno initiative.

### SECTION 3: SAFE AND SANE FIREWORKS BAN

In 2005, San Bruno voters approved a ballot measure permitting the sale and use of state-approved “Safe and Sane” fireworks during the Independence Day holiday. On June 24, 2008, the City Council adopted Resolution No. 2008-67, establishing Chapter 6.50 in the City code, which provided for the regulation and sale of “Safe and Sane” fireworks.

Pursuant to California Health and Safety Code section 12635.5, on May 28, 2024, the City Council adopted Resolution No. 2024-37, which capped cost recovery fees for permittees at 7% of their gross fireworks sales for the 2023 and 2024 Independence Day holidays and waived the collection of prior application fees. Since FY 2015-16, the number of permittees for temporary fireworks stands has fallen from 17 to 10 permittees in FY 2025-26.

On June 9, 2026, the City Council approved agendizing a discussion of the foregoing resolutions and whether to ask voters to consider prohibiting the sale of “Safe and Sane” fireworks in San Bruno during the November 2026 Consolidated Gubernatorial Election.

**Bay Area Context**

San Bruno and Pacifica are the only cities in San Mateo County which permit the sale of “Safe and Sane” fireworks. Some Bay Area cities chose to phase out “Safe and Sane” fireworks in recent years, Petaluma and Rohnert Park both did so in 2020 and 2021, respectively. In 2022, Pacifica voters defeated Measure Q, which would have banned all fireworks in the city.

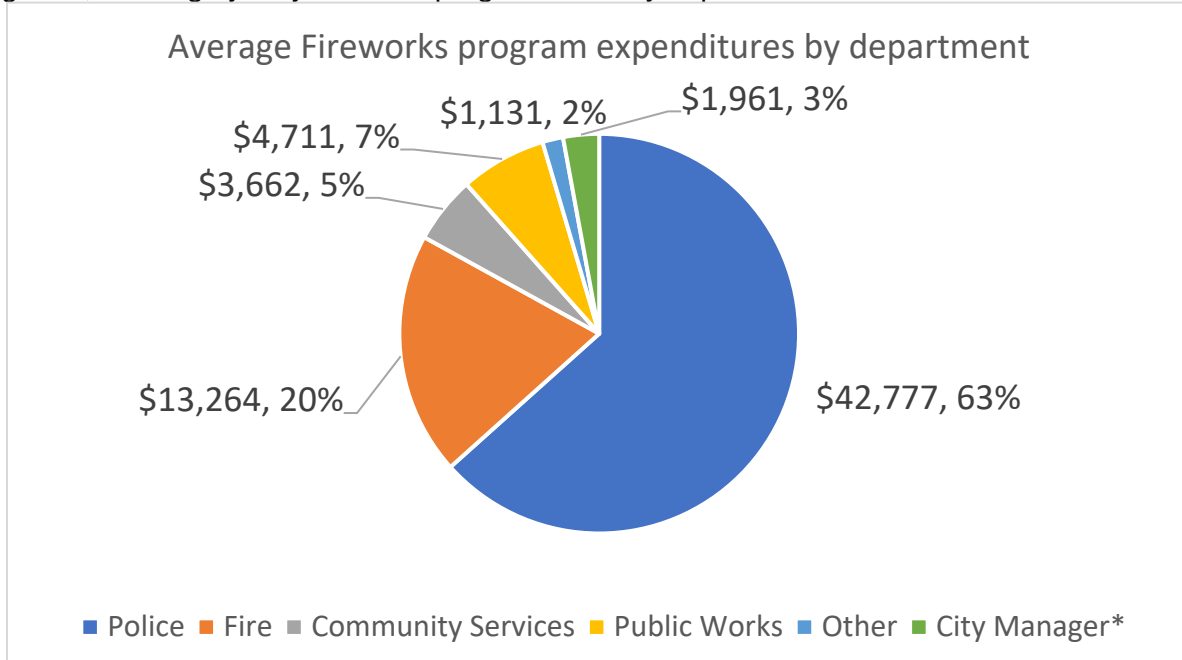
Table 1, “Bay Area Cities and Counties that permit Safe and Sane Fireworks”

<b>City Name</b>	<b>County Name</b>
San Bruno	San Mateo
Pacifica	San Mateo
Dublin	Alameda
Newark	Alameda
Union City	Alameda
Hollister	San Benito
San Juan Batista	San Benito
Gilroy	Santa Clara
Watsonville	Santa Cruz
Dixon	Solano
Rio Vista	Solano
Suisun City	Solano
Cloverdale	Sonoma

**Fireworks Revenues and Costs**

The City of San Bruno allows permittees to open temporary fireworks stands to sell state-approved “Safe and Sane” fireworks within a select window surrounding the Independence Day holiday. The program had a net neutral financial impact until FY 2024-25 when it became a net negative after Resolution No. 2024-37 went into effect. Between FYs 2016-24, average yearly total application fees collected were \$12,538 (approximately \$600–\$1,000 per permittee). After the cap, the average total collected for FY 2025-26 is \$1,045 (approximately \$100 per permittee). The average annual program costs by department are displayed in Figure 1 below, with 83% related to public safety.

Figure 1, "Average yearly Firework program costs by department"



\*City Manager costs are related to mailers and cable tv public service announcements. Since FY 2023-24, these have all been handled by the Police and Fire departments.

**Fire and Public Safety Concerns**

The State Fire Marshal released updated Fire Hazard Severity Zone maps in 2025. Much of San Bruno includes high hazard severity zones, which requires property owners to “harden” their properties against potential fires and for the City Fire Department to perform routine inspections of these parcels. Fireworks-related fires in recent fiscal years are summarized below:

	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26
<b>Total Fires</b>	<b>8</b>	<b>9</b>	<b>11</b>	<b>5</b>
<b>Exterior</b>	<b>8</b>	<b>7</b>	<b>10</b>	<b>5</b>
<b>Structural</b>	<b>0</b>	<b>2</b>	<b>1</b>	<b>0</b>

Both “Safe and Sane” fireworks and illegal fireworks carry potential fire risks that cannot be fully mitigated or prevented. Previous staff reports have highlighted significant fireworks-related property damage, including an estimated \$200,000 in damage for a single resident.

The City issues an average of 23 citations each year for dangerous fireworks at a fine of \$1,000 each (Chapter 6.51). The city generally collects about 51% of these fines. Staff does not recommend using citations to backfill lost revenues from the application fee cap, as citations are focused on changing resident or visitor behavior rather than serving as a revenue source.

**SECTION 4: NEXT STEPS**

Following tonight’s meeting should the City Council direct staff to return with resolutions introducing ballot measure(s), staff will return to the July 14 Regular City Council Meeting with resolutions to place the measure(s) on the November 3, 2026, General Election Ballot. The resolutions must be adopted and finalized by the end of July in order to submit the measure(s) to the County by the deadline of August 7, 2026.

Date	Item
March-April	Develop options & legal review
June	City Council Direction
July	City Council Adopts Resolution Calling the Election
August 7, 2026	FINAL DEADLINE (88 days before election)
August	Argument & Rebuttal Windows
September	County Ballot Production
October	Ballots Mailed; Outreach Continues
November 3, 2026	Election Day

**FISCAL IMPACT:**

Estimated election costs are included in the FY 2026-27 budget, however, the final costs will be determined by the County and depend on the number of ballot measures.

The County of San Mateo manages the election and will recoup the associated costs from the City as estimated in the table below. The City may have additional translation and legal costs that will be nominal and that the City will expend directly.

On the Ballot	\$/Registered Voters Low	\$/Registered Voters High	County Low	County High
Mayor/Council Seats only	\$ 4.52	\$ 5.42	\$ 118,000.00	\$ 141,600.00
Mayor/Council +1 Measure	5.05	6.06	131,000.00	157,200.00
Mayor/Council +2 Measures	5.57	6.69	145,000.00	174,000.00
Mayor/Council +3 Measures	6.48	7.78	165,000.00	198,000.00

*Measures are 5 pages per in the Voter Information Pamphlet*

**ENVIRONMENTAL IMPACT:**

The action is not a project subject to CEQA. City Council’s action is not considered a “Project” per CEQA Guidelines and therefore no further environmental analysis is required.

**RECOMMENDATION:**

Receive the 2026 Ballot Measures Report and Provide Direction on November 3, 2026, General Election Ballot Measure(s)

**ATTACHMENTS:**

1. (Revenue) 2026 City of San Bruno Revenue Measure Feasibility Survey Presentation
2. (Height) San Bruno Ordinance No. 1284 (1977) [<https://ecode360.com/44258077>]
3. (Height) November 2025 Community Priorities Survey, January 13, 2026
4. (Fireworks) Resolution No. 2008-67
5. (Fireworks) Resolution No. 2024-37



GODBE RESEARCH  
Gain Insight



# City of San Bruno: 2026 Revenue Measure Feasibility Survey

May 2026

The City of San Bruno commissioned Godbe Research to conduct a survey of local voters with the following research objectives:

- Gauge the public's rating of quality of life, perceptions of the City's provision of services, and perceptions of the City's use of taxpayer funds;
- Assess potential voter support for two revenue measures to maintain city services;
- Prioritize projects and programs to be funded with the proceeds;
- Test the influence of informational and critical statements on potential voter support; and
- Assess opinion on the future direction of the economy.
- Identify demographic and behavioral characteristics to ensure that the sample is representative of the likely voter in the City of San Bruno.

# Methodology Overview

- Data Collection Landline (4), cell (85), text to online (268), and email to online interviewing (47)
- Universe 18,371 Likely November 2026 Voters
- Fielding Dates April 27 to May 7, 2026
- Interview Length 25 minutes
- Sample Size n=404
- Margin of Error November 2026 Voters  $\pm$  4.82%

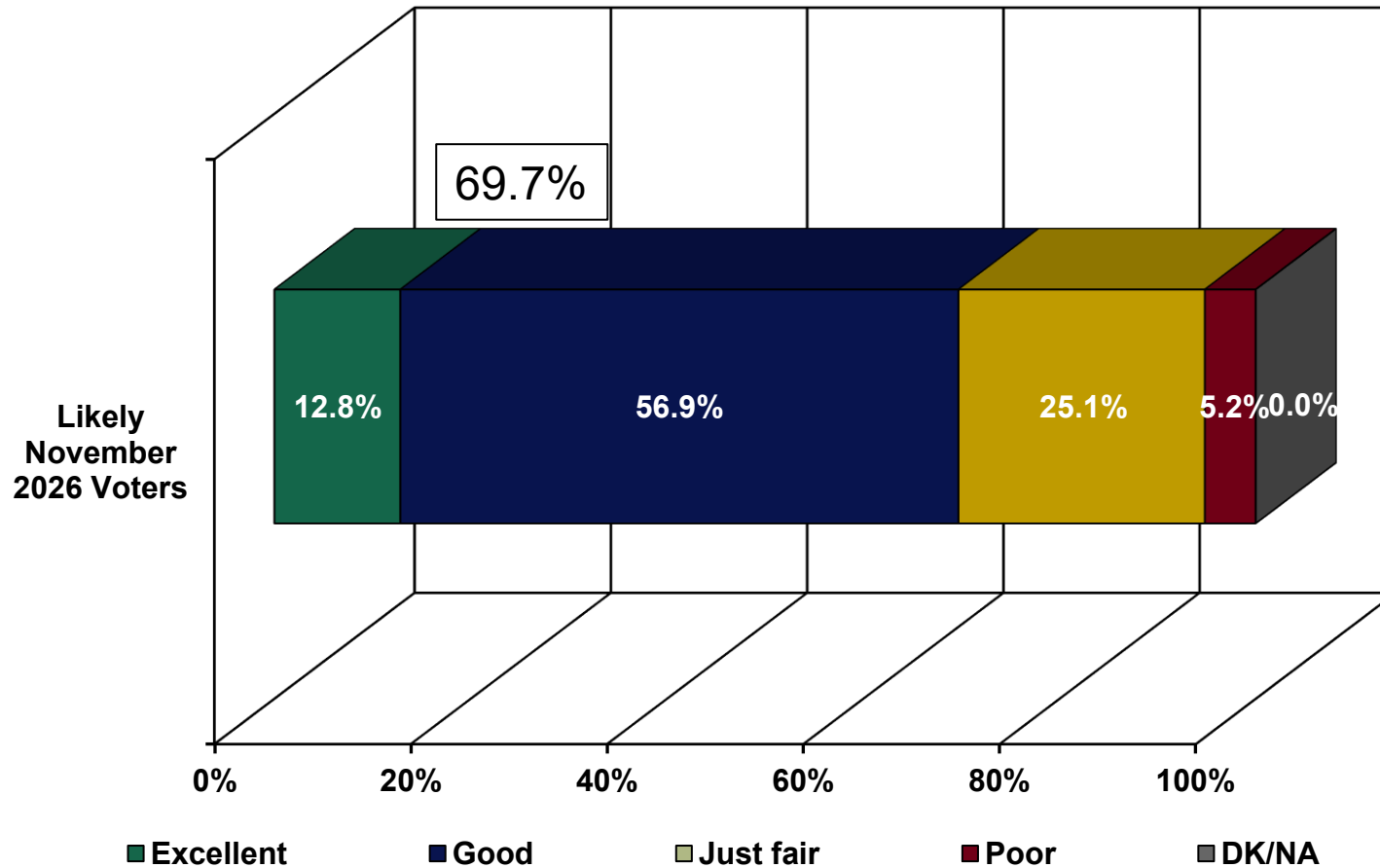


GODBE RESEARCH  
Gain Insight



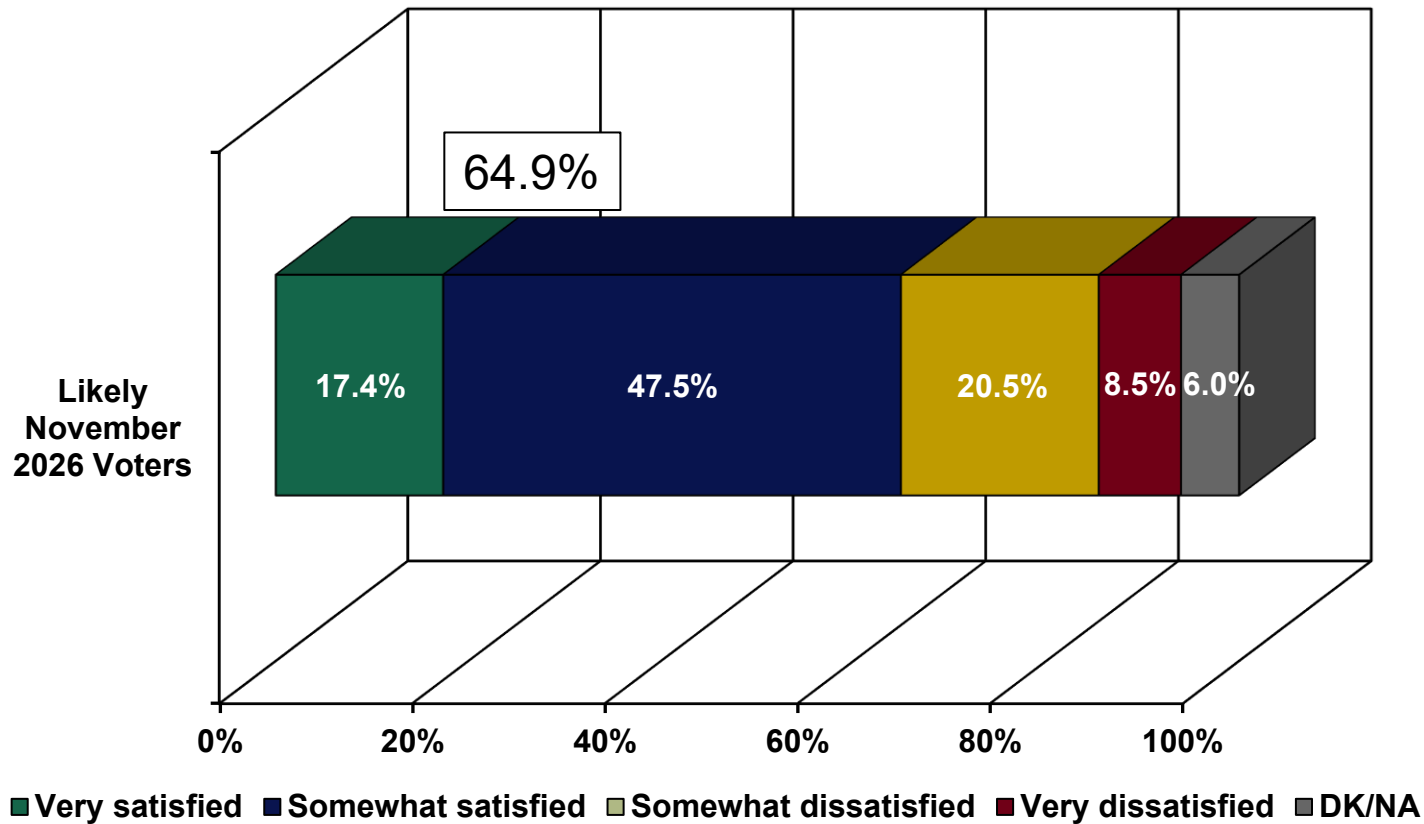
## Key Findings

# Q1. Rating of the Quality of Life in the City of San Bruno



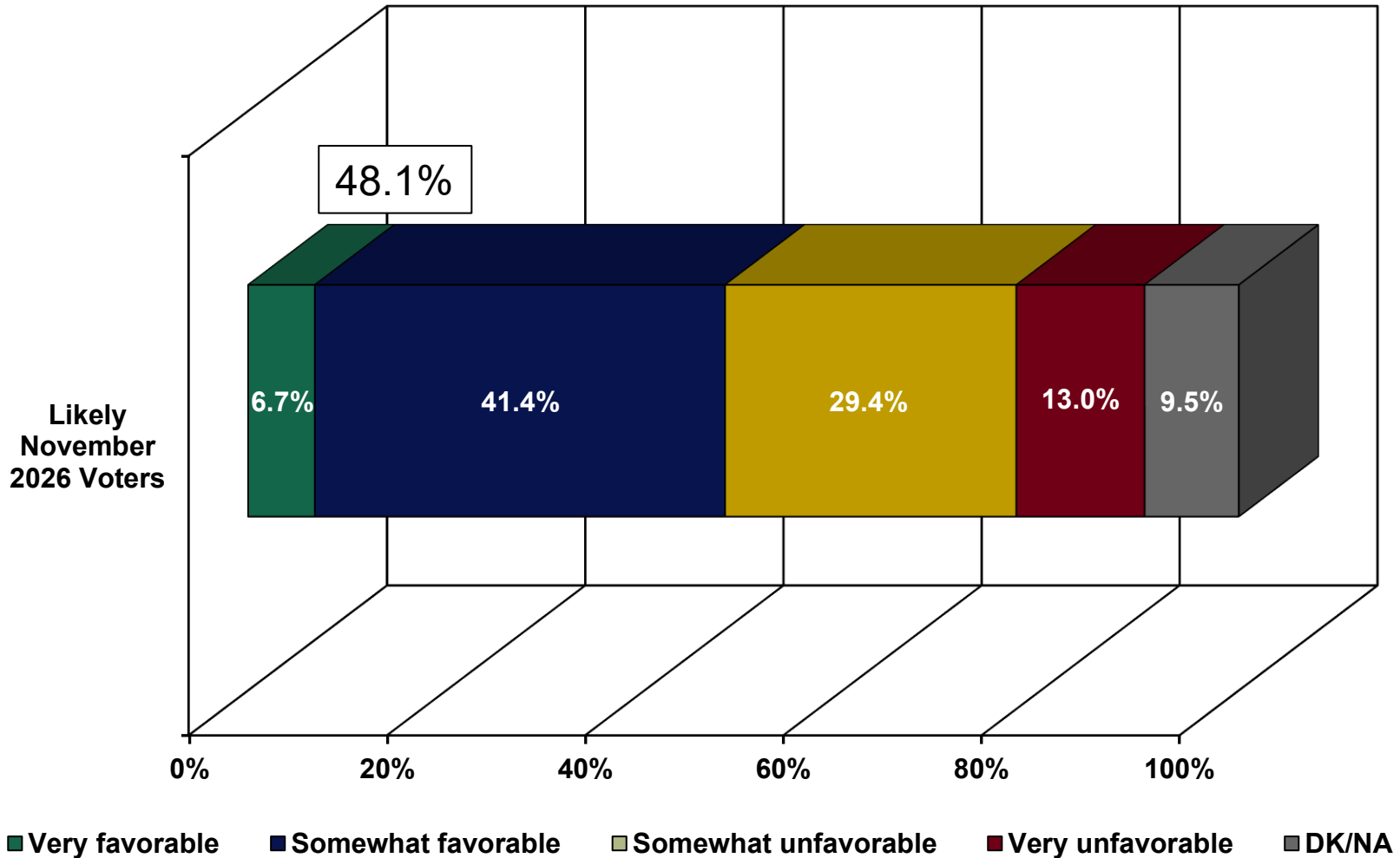
	9/23 Survey 11/24 Voters	11/25 Survey 11/26 Voters	5/26 Survey 11/26 Voters
Total Excellent + Good	64.2%	70.0%	69.7%
Total Poor	5.8%	6.5%	17.6%
Ex + Good / Poor	11.7	10.8	13.4

# Q2. Satisfaction with the Job the City of San Bruno is Doing to Provide Community Services



	3/20 Survey 11/20 Voters	5/22 Survey 11/22 Voters	9/23 Survey 11/24 Voters	11/25 Survey 11/26 Voters	5/26 Survey 11/26 Voters
Total Satisfaction	63.9%	58.8%	60.1%	65.6%	64.9%
Total Dissatisfaction	20.2%	31.4%	31.6%	27.7%	29.1%
Ratio Sat to Dissat	3.2	1.87	1.9	2.37	2.23

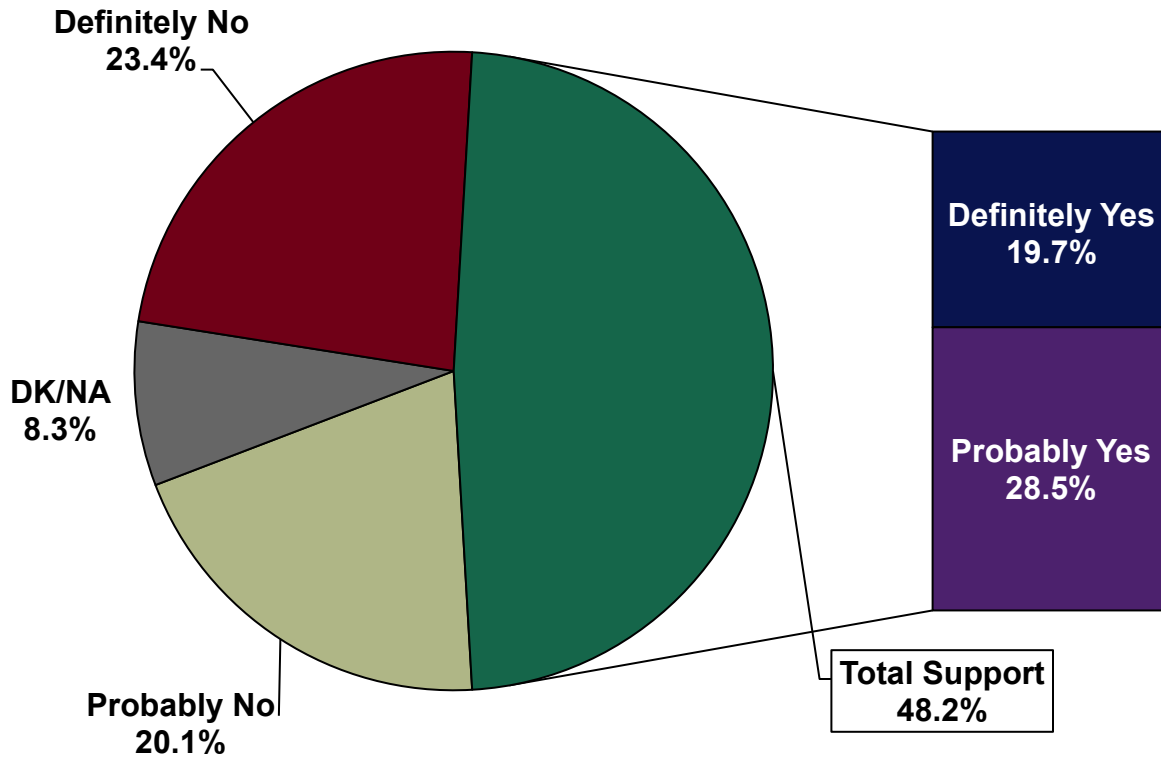
# Q3. Favorability Rating of the Job the City of San Bruno is Doing to Effectively Manage and Spend Taxpayer Dollars and Public Funds



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# Q4. Initial Support for the Residential & Commercial Parcel Tax

Sample A



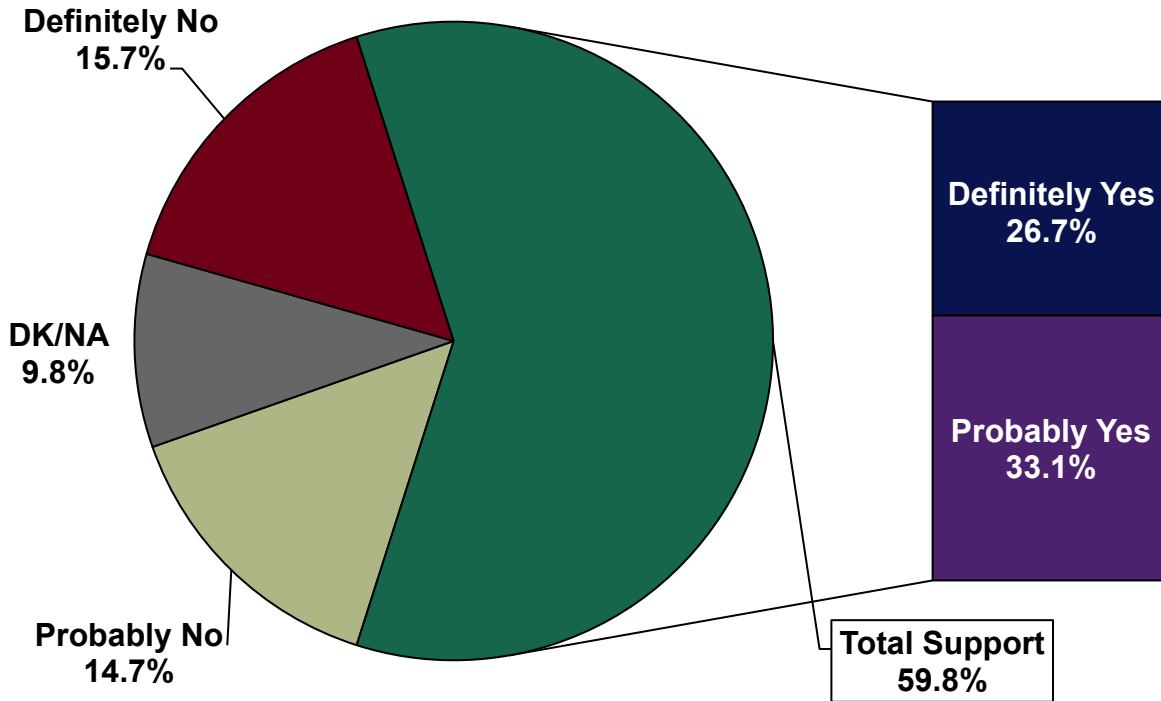
**City of San Bruno Local Services Measure. Shall the measure be adopted to maintain the following city services**

- rapid 9-1-1 emergency response,
- wildfire prevention,
- neighborhood police patrols,
- youth crime prevention and gang intervention programs, and
- storm drains and flood protection,

by levying 9¢ per single family residence square foot tax annually (rates for other land uses as specified in the ordinance), until ended by voters, providing \$7,600,000 annually, with independent citizen oversight and audits and senior exemptions?

# Q5. Initial Support for the Residential & Commercial Parcel Tax

Sample B

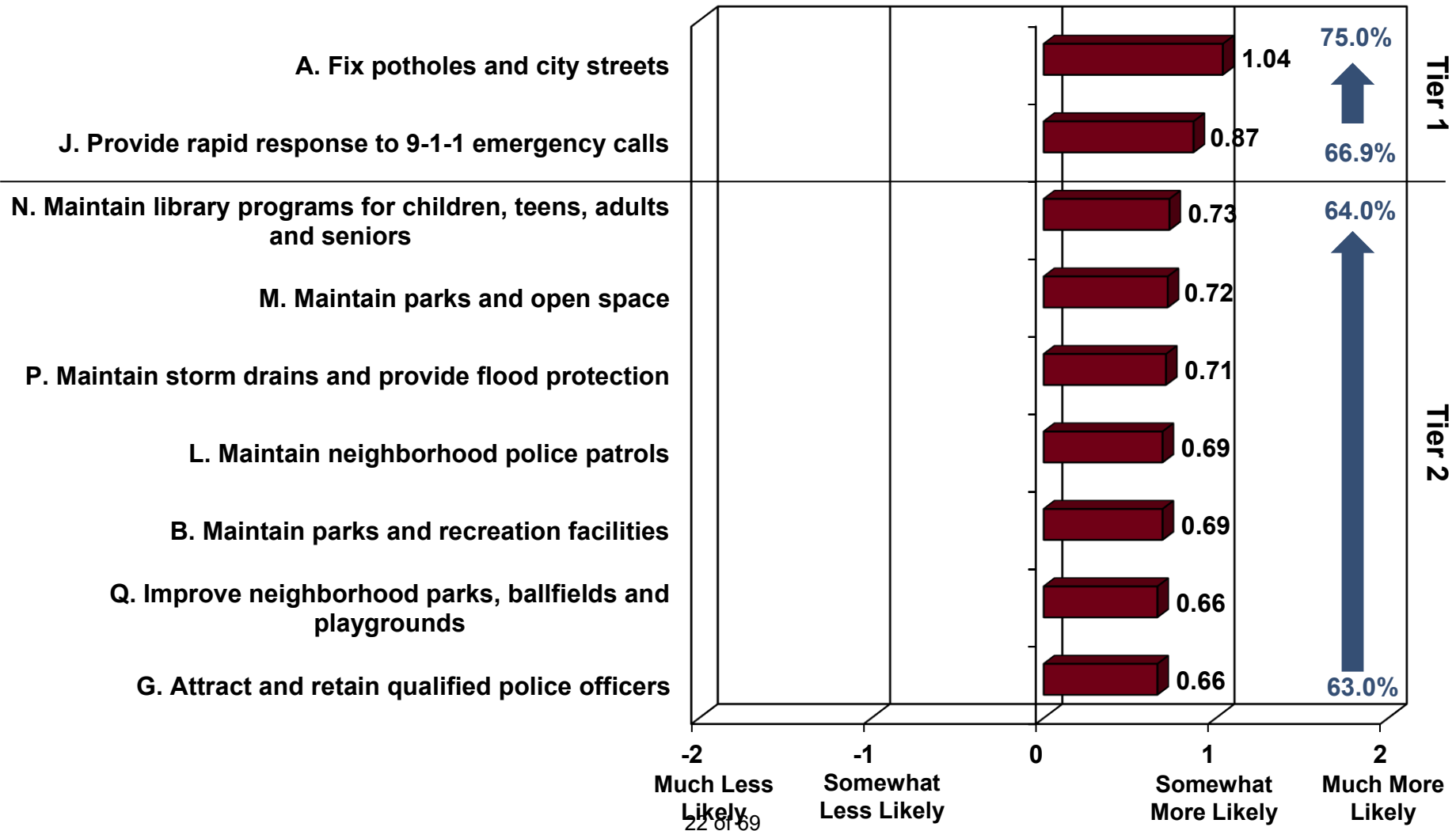


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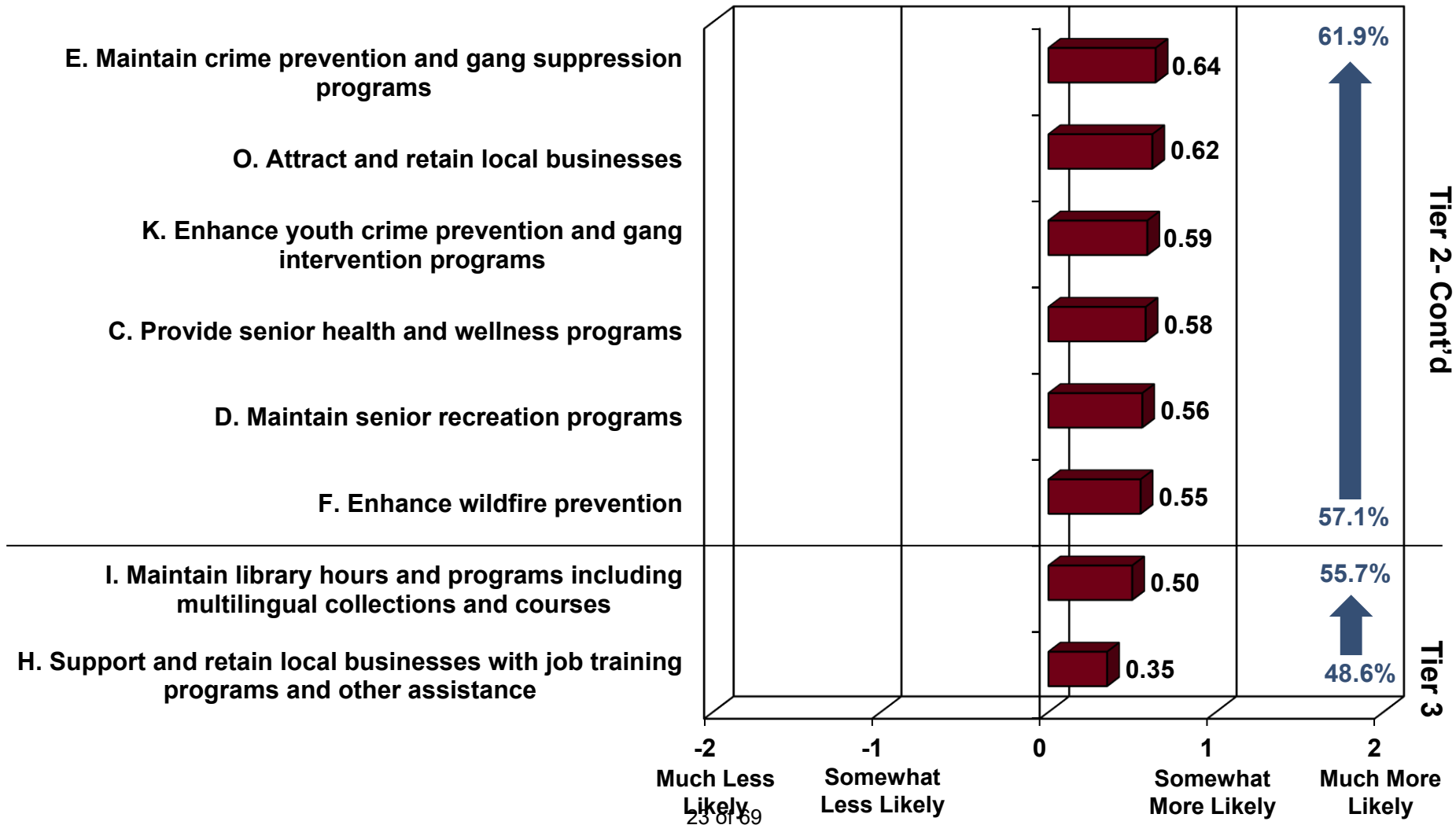
by levying 50¢ per commercial building square foot tax annually, until ended by voters, providing \$5,600,000 annually, with independent citizen oversight and audits?

# Q6. Features of the Measure I



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, "No Effect" = 0, "Somewhat Less Likely" = -1, and "Much Less Likely" = -2.

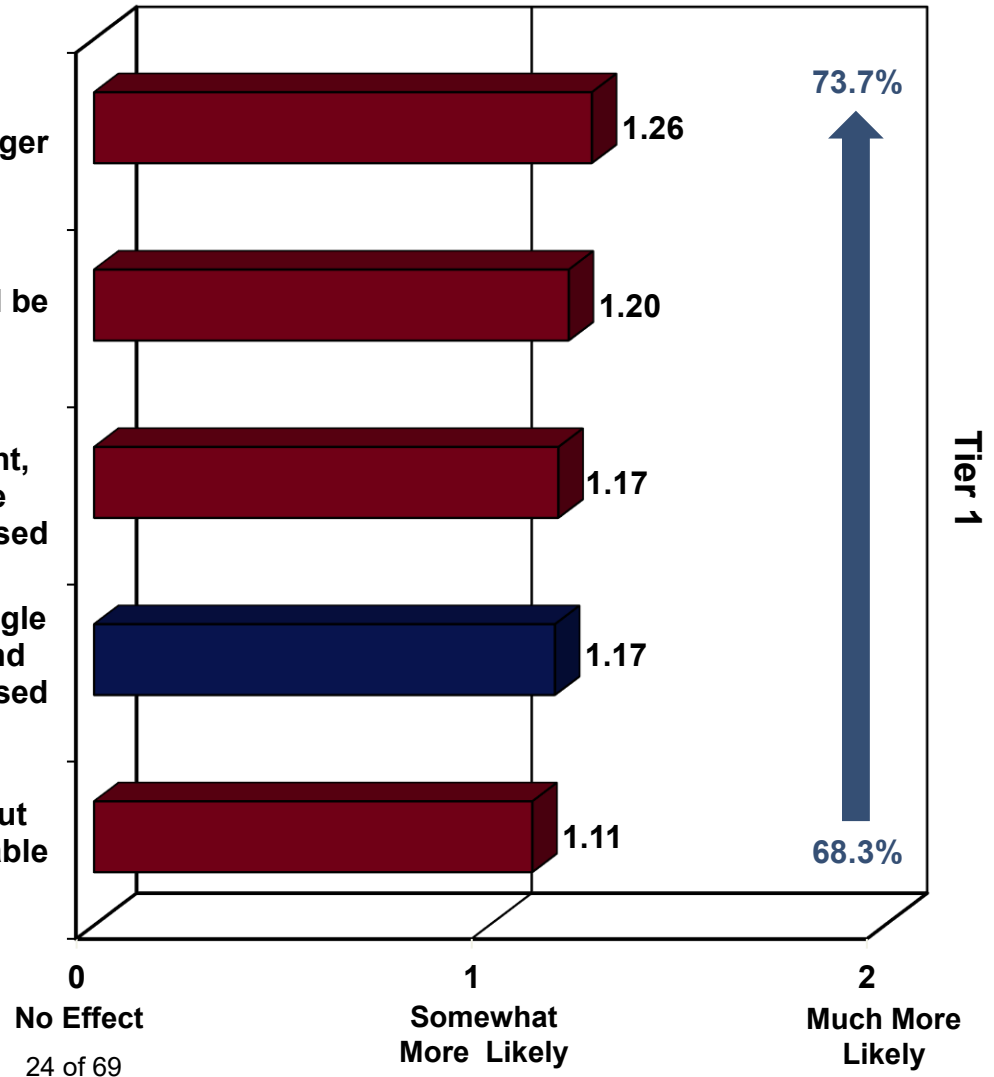
# Q6. Features of the Measure II



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, "No Effect" = 0, "Somewhat Less Likely" = -1, and "Much Less Likely" = -2.

# Q7. Informational Statements I

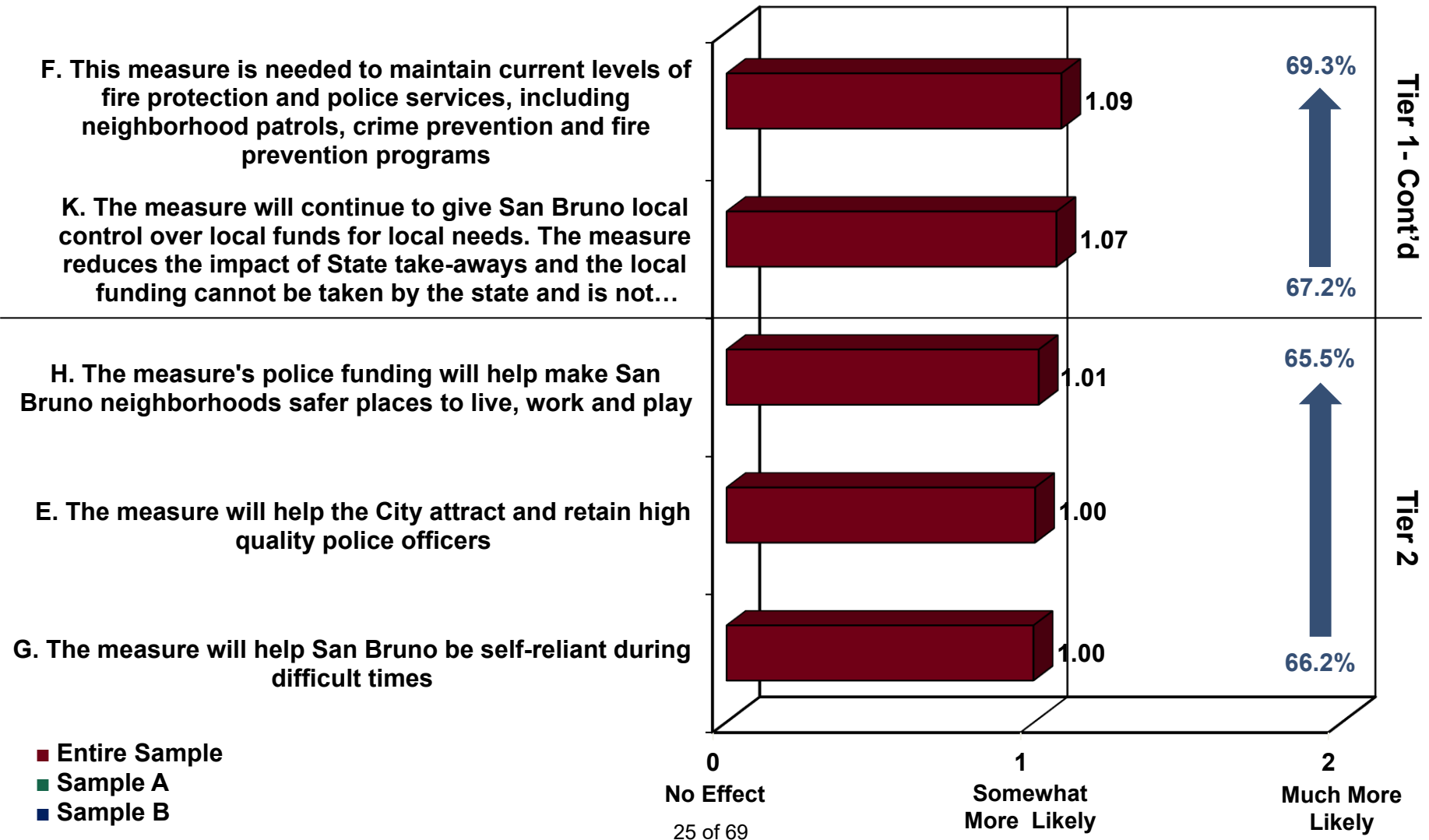
- I. Large commercial properties, owned by big corporations, will pay their fair share based on the larger size of the buildings**
- J. None of the money raised by the measure would be used for City administrator salaries**
- A. The measure requires independent citizen oversight, mandatory financial audits, and yearly reports to the community to ensure that all funds are spent as promised**
- O. The proposal would not impact residential single family homes, only non-residential buildings and multifamily residential buildings would be assessed based on building size**
- C. If the measure fails, the City would have to cut firefighters and police officers that provide valuable services to San Bruno residents**



- Entire Sample
- Sample A
- Sample B

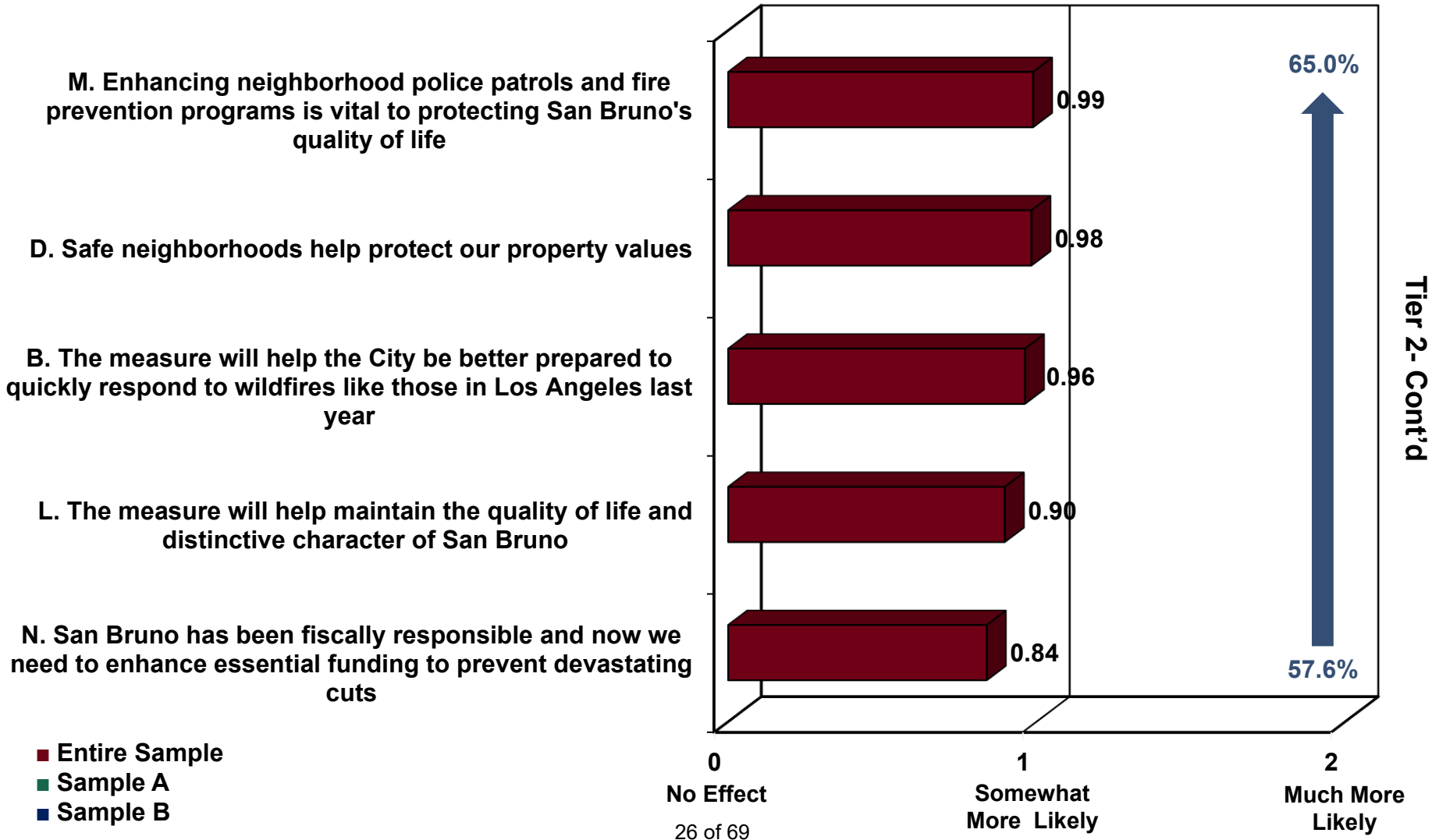
Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, and "No Effect" = 0.

# Q7. Informational Statements II



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, and "No Effect" = 0.

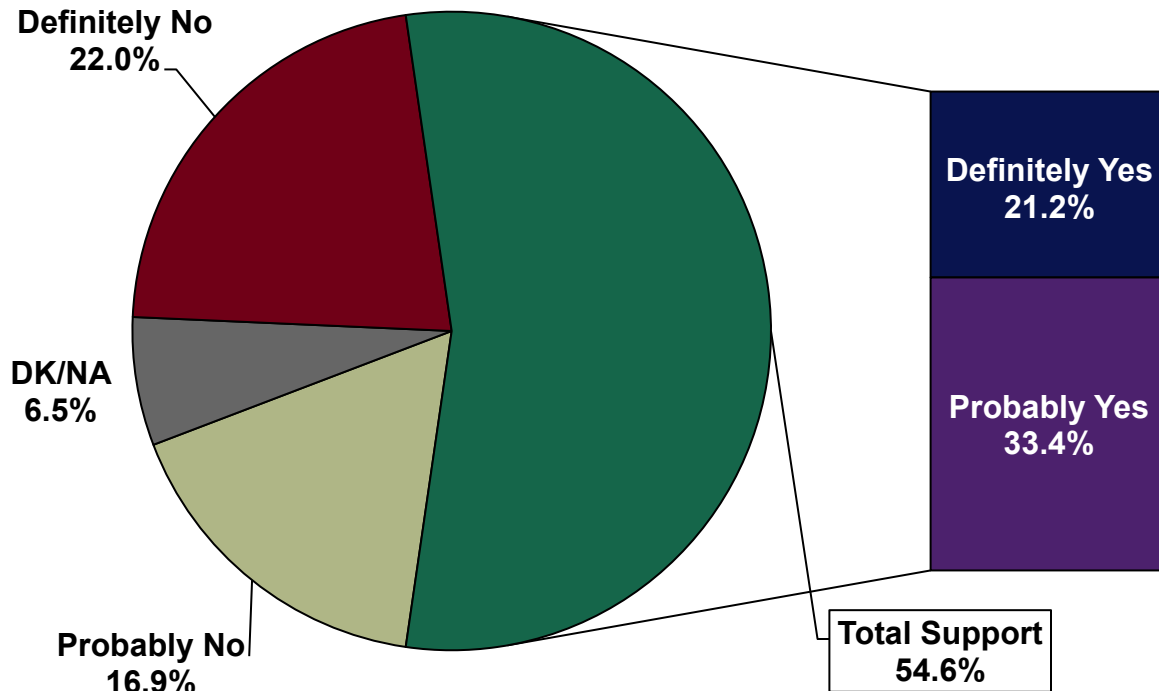
# Q7. Informational Statements III



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, and "No Effect" = 0.

# Q8. Interim Support for the Residential & Commercial Parcel Tax

Sample A



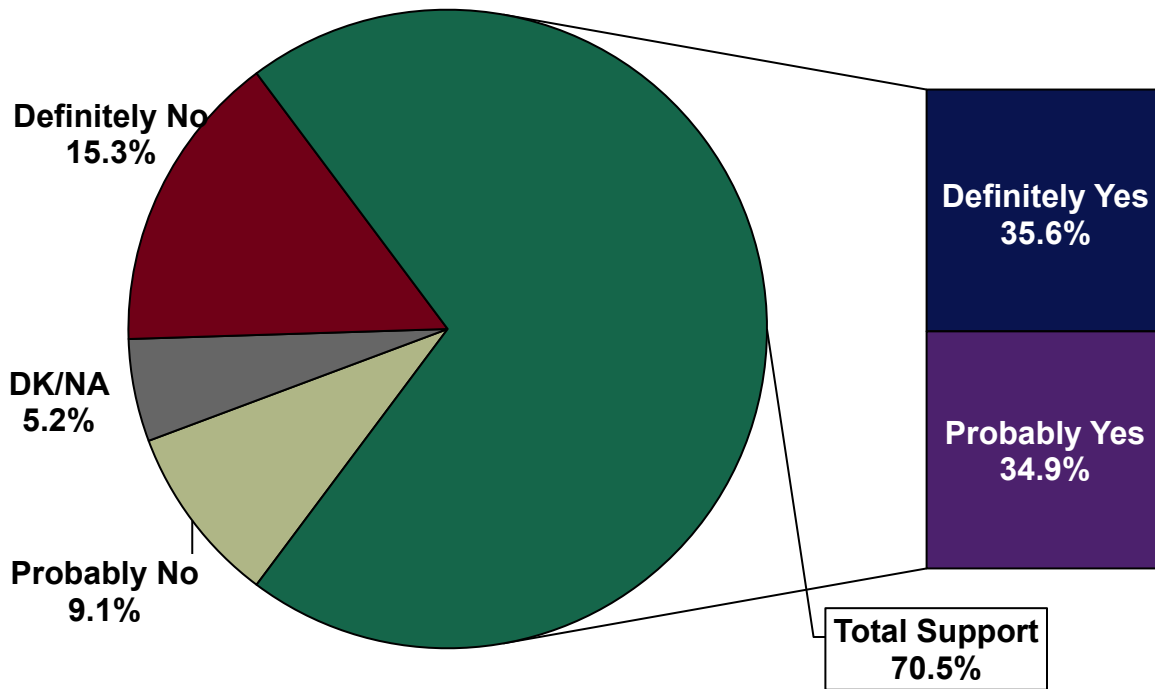
**City of San Bruno Local Services Measure. Shall the measure be adopted to maintain the following city services**

- rapid 9-1-1 emergency response,
- wildfire prevention,
- neighborhood police patrols,
- youth crime prevention and gang intervention programs, and
- storm drains and flood protection,

by levying 9¢ per single family residence square foot tax annually (rates for other land uses as specified in the ordinance), until ended by voters, providing \$7,600,000 annually, with independent citizen oversight and audits?

# Q9. Interim Support for the Residential & Commercial Parcel Tax

Sample B

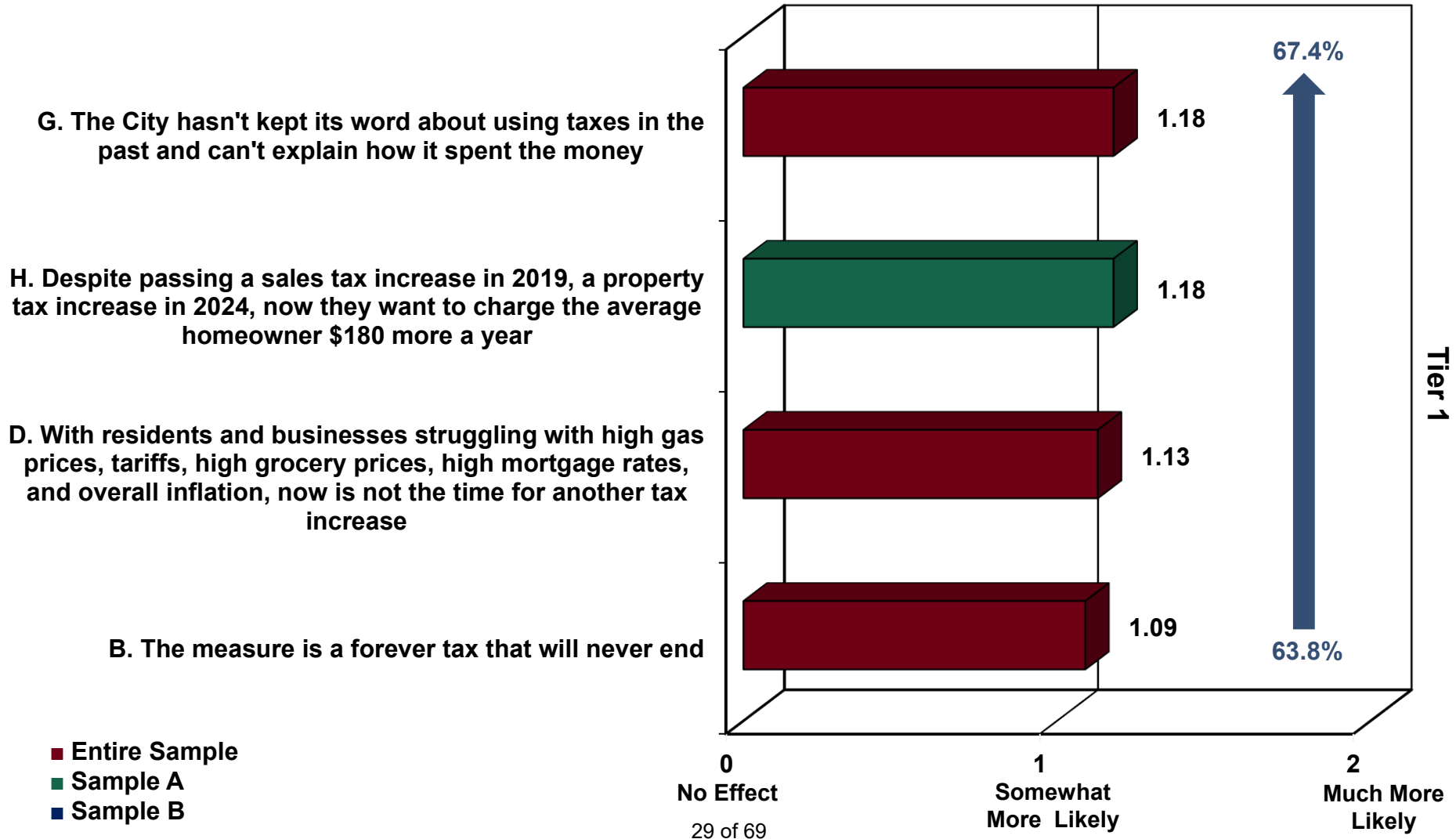


**City of San Bruno Local Services Measure. Shall the measure be adopted to maintain the following city services**

- rapid 9-1-1 emergency response,
- wildfire prevention,
- neighborhood police patrols,
- youth crime prevention and gang intervention programs, and
- storm drains and flood protection,

by levying 50¢ per commercial building square foot tax annually, until ended by voters, providing \$5,600,000 annually, with independent citizen oversight and audits?

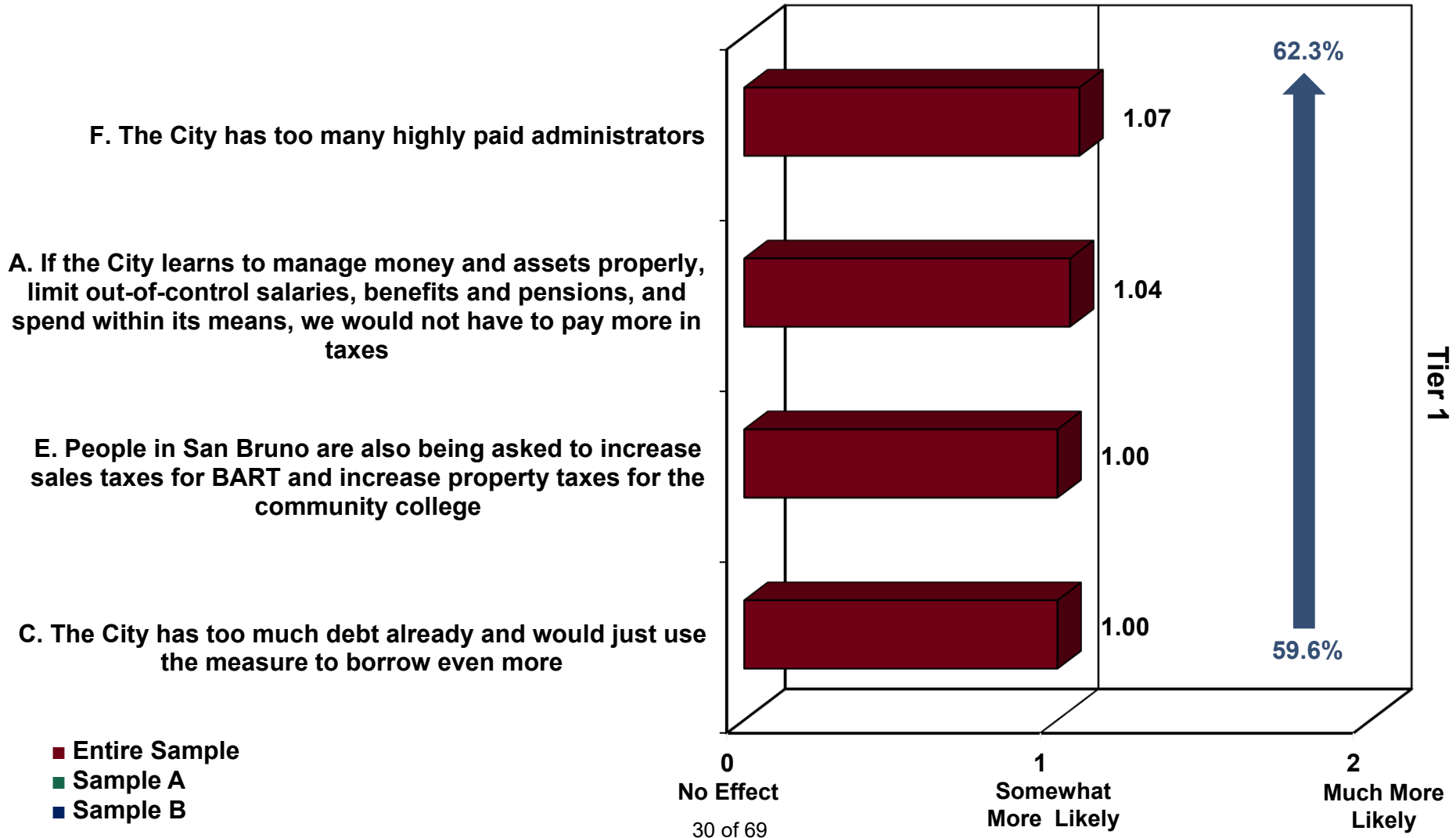
# Q10. Critical Statements I



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Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, and "No Effect" = 0.

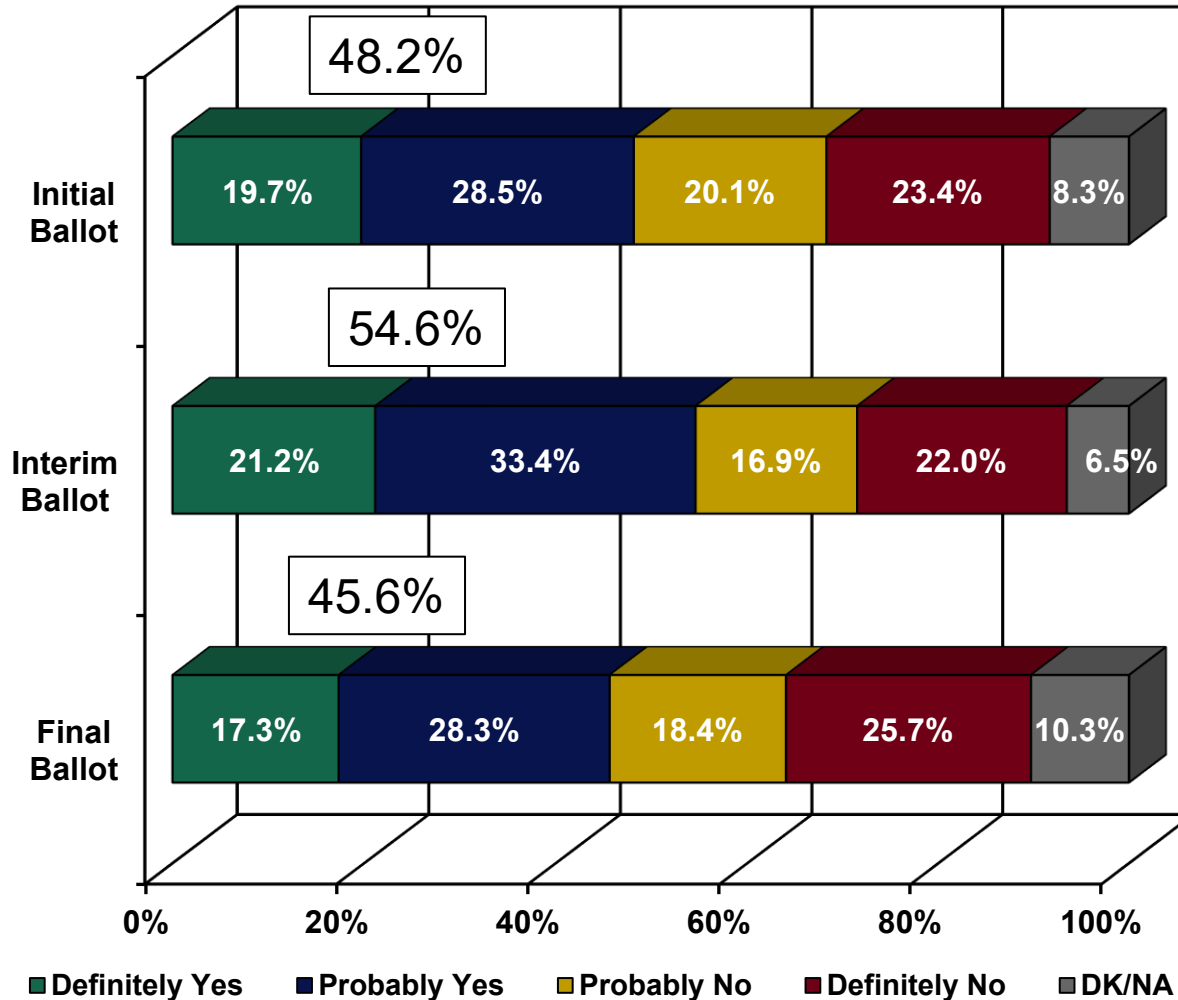
# Q10. Critical Statements II



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, and "No Effect" = 0.

# Q11. Final Support for the Residential & Commercial Parcel Tax

Sample A



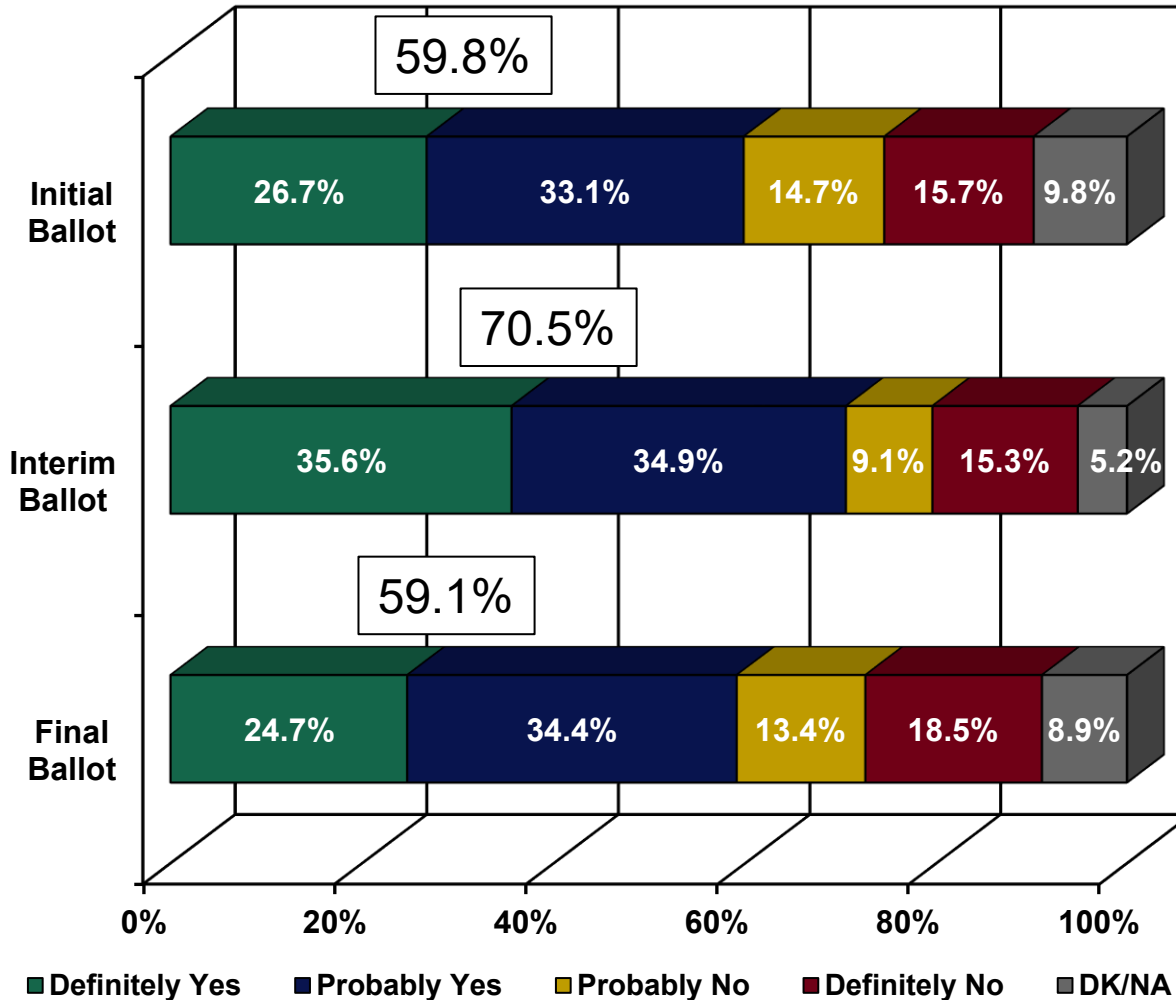
**City of San Bruno Local Services Measure. Shall the measure be adopted to maintain the following city services**

- rapid 9-1-1 emergency response,
- wildfire prevention,
- neighborhood police patrols,
- youth crime prevention and gang intervention programs, and
- storm drains and flood protection,

by levying 9¢ per single family residence square foot tax annually (rates for other land uses as specified in the ordinance), until ended by voters, providing \$7,600,000 annually, with independent citizen oversight and audits and senior exemptions?

# Q12. Final Support for the Residential & Commercial Parcel Tax

Sample B

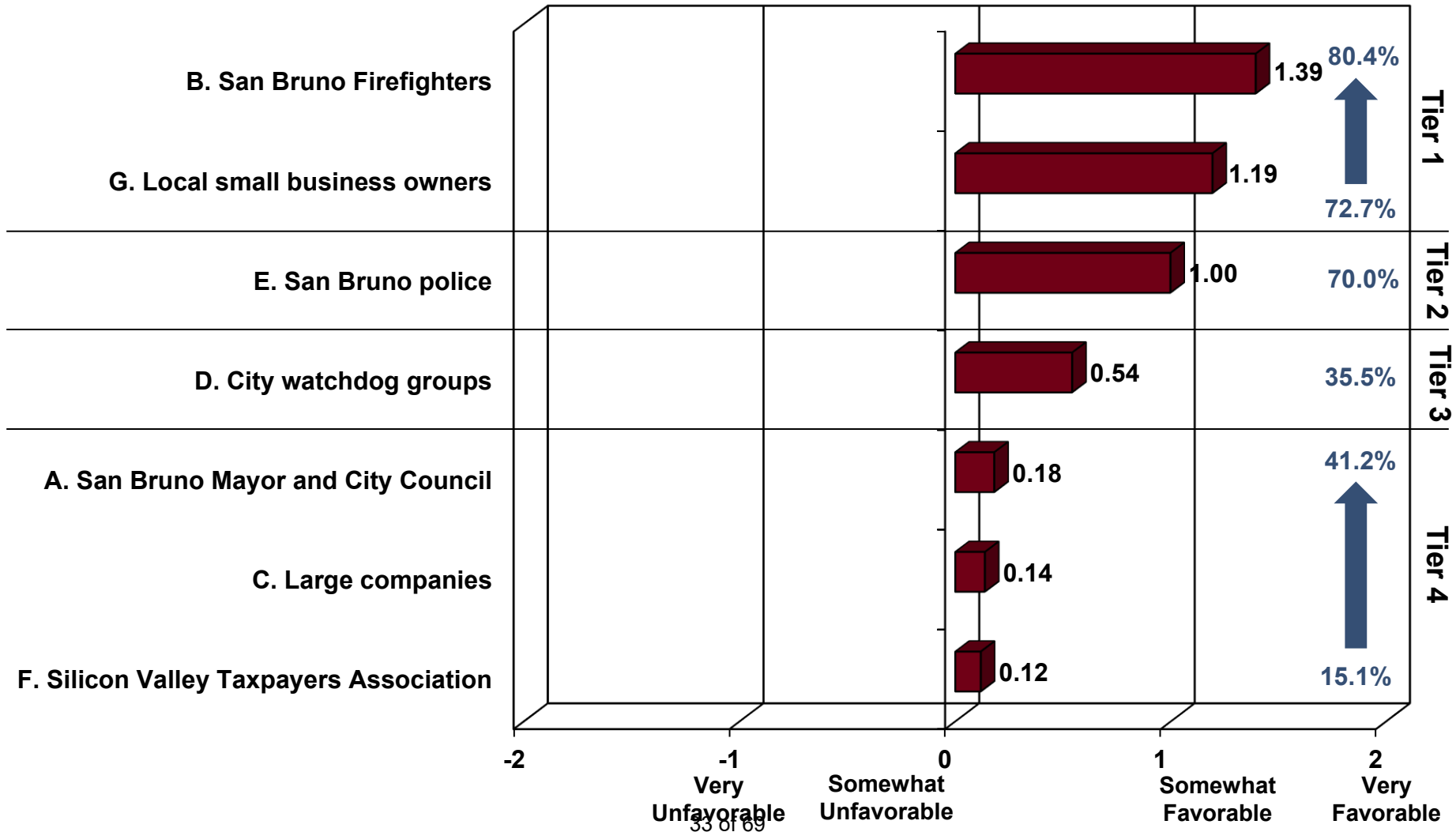


**City of San Bruno Local Services Measure. Shall the measure be adopted to maintain the following city services**

- rapid 9-1-1 emergency response,
- wildfire prevention,
- neighborhood police patrols,
- youth crime prevention and gang intervention programs, and
- storm drains and flood protection,

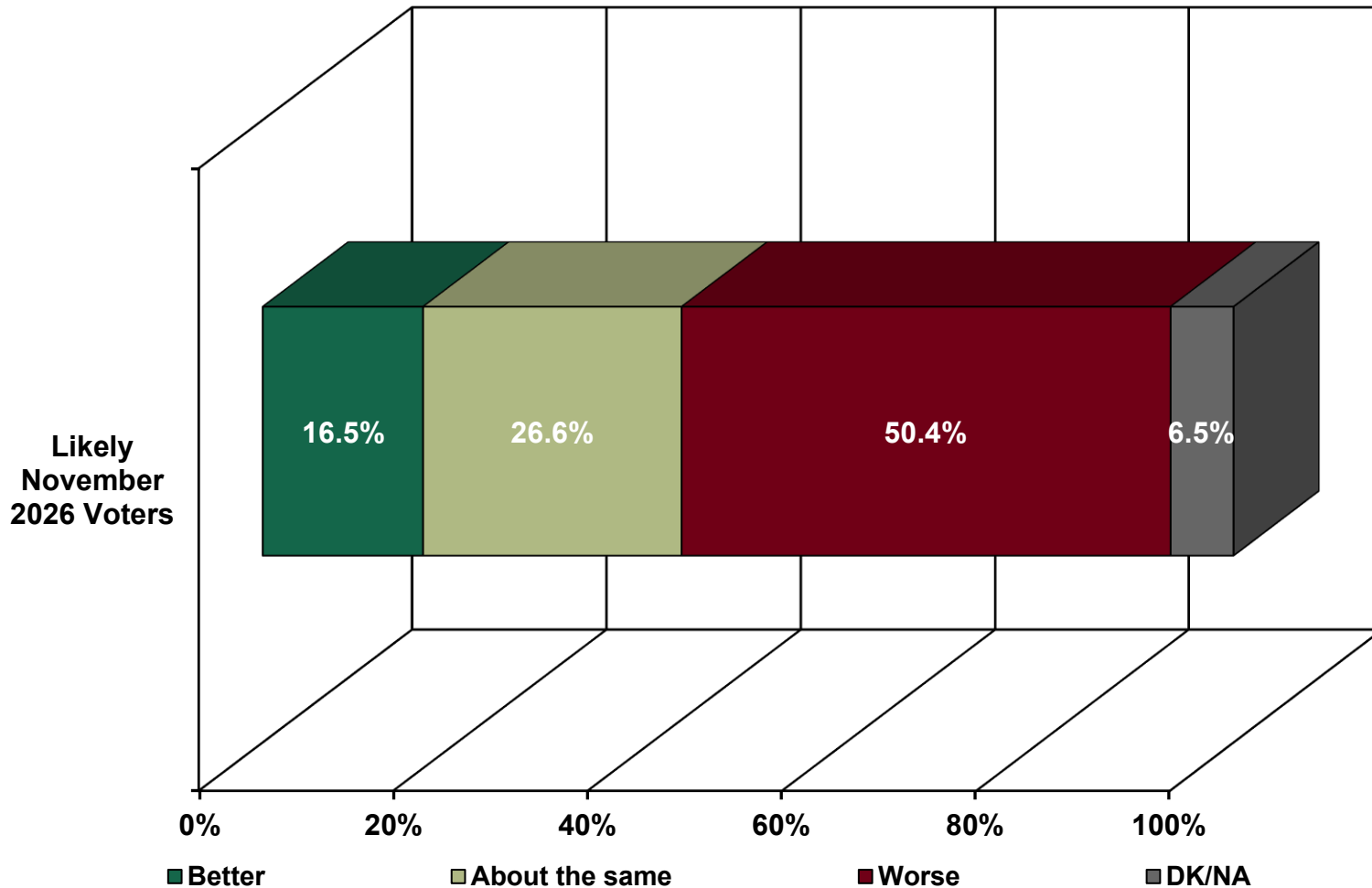
by levying 50¢ per commercial building square foot tax annually, until ended by voters, providing \$5,600,000 annually, with independent citizen oversight and audits?

# Q9. Individual and Organizational Favorability



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# Q14. Opinion on Future Economy



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Burlingame, CA 94010

Nevada Office  
59 Damonte Ranch Parkway, Suite B309  
Reno, NV 89521

CHAPTER 12.26  
**VOTER APPROVAL FOR HIGH-RISE, HIGH DENSITY, SCENIC  
CORRIDOR, AND OPEN-SPACE DEVELOPMENTS**

**§ 12.26.010. Introduction—Reproduction of notice of intent to circulate petition.**

**Editor's Note:** Pursuant to section 4 of Ordinance 1284, the "Notice of Intent to Circulate Petition" for the initiative entitled "Initiative Measure to Require an Affirmative Vote of the Voters of the City of San Bruno Prior to the Issuance of any Permits or Other Approvals for High-Rise or High-Density Developments and Projects Encroaching Upon Scenic Corridors and Open Spaces" is reproduced below. The petition was certified by the city clerk on May 23, 1977, and adopted by the city council on June 1st, 1977, pursuant to Sections 4010 and 4011 of the 1977 California Elections Code [2005 Government Code Sections 9200 et seq.]

Notice is hereby given of the intention of the persons whose names appear hereon to circulate the petition within the city of San Bruno for the purpose of assuring referral to the qualified electors of San Bruno certain planning and zoning enactments proposed by the City Council which may establish new precedents in planning and zoning policies: substantially affect air and noise pollution; substantially encroach upon scenic corridors; and any other enactments which may threaten the community, its quality of life or its interaction with neighboring communities.

A statement of the reasons of the proposed action as contemplated in said petition is as follows:

Air pollution, noise pollution, traffic congestion, energy shortages, depletion of open space and flora and fauna, and aggravation of attendant storm drainage and waste disposal problems—all associated with planning and zoning policies which promote high densities, breaking of existing height limits and dilution of increasingly scarce community resources—are rapidly approaching emergency proportions in a community further deluged by major highway and freeway systems and airport operations. The peace, comfort and enjoyment of suburban living of the very recent past is rapidly being displaced by pollution, clamor and depletion of community environmental resources. Unless these accelerated trends are halted quickly, San Brunans will be irreversibly plunged into the problems of central-city despair which heretofore have been avoided or kept at controlled minimal levels.

It is essential to adopt this initiative proposal so that San Bruno citizens may have the opportunity to make for themselves the final decisions on these types of crucial, turning-point planning and zoning enactments proposed by the City Council. We citizens of San Bruno, and we alone, should decide the ultimate direction and character of this community which we who live here love and wish to preserve.

/s/ Terri Rasmussen

/s/ Dr. Louis Maraviglia

/s/ Rose Urbach

/s/ Lawrence Lucero

/s/ Gary Mondfrans  
(Ord. 1284, § 4, 1977)

**§ 12.26.020. Election required—Specification of project types.**

Unless and until approved by a majority of the voters of the city, voting at a general or special election, no building permits, grading permits or other approvals shall be issued to allow or authorize the initiation or construction of buildings, other structures, land development projects or land uses described below:

- A. Buildings or other structures exceeding fifty feet in height;
- B. Buildings or other structures exceeding three stories in height;
- C. Buildings or other structures, modifications or redevelopment thereof in residential districts which increase the number of dwelling units per acre or occupancy, within each acre or portion thereof, in excess of limits permitted on October 10, 1974, under the then existing zoning chapter of the city of San Bruno;
- D. Multistory parking structures or buildings;
- E. Buildings or other structures, modifications or redevelopment thereof which encroach upon, modify, widen or realign the following streets designated as scenic corridors: Crystal Springs Road between Oak Avenue and Junipero Serra Freeway; and Sneath Lane from El Camino Real to existing westerly City limits.

(Ord. 1284 § 1, 1977)

**§ 12.26.030. Pre-election hearings.**

- A. In voting upon this initiative ordinance and subsequent referrals thereunder, the People hereby find and declare that this ordinance and subsequent referrals are crucial legislative policy-making decisions by the voters of San Bruno necessary to adequately protect the health, safety and welfare of its citizens under present and future conditions.
- B. To provide a knowledgeable basis for voter decisions and adequate opportunity to property owners who may be adversely affected to present their viewpoints to the planning commission, city council and voters, it is essential that the city council should provide for the following prior to election on this initiative ordinance and subsequent referrals thereunder:
  - 1. Compliance with Section 4017 of the Elections Code providing for proponent and opponent arguments in the Voters Pamphlet and Sections 65854 et seq., of the Government Code providing for public hearings before the planning commission and city council.
  - 2. Town-hall type of hearing whereby experts, proponents and opponents may be heard and questioned by voters in attendance; and availability to voters for

loan or review at city hall of summaries of hearings and EIR proceedings before the planning commission and city council and all other relevant materials.

(Ord. 1284 § 2, 1977)

**§ 12.26.040. Appeals—Election expenses—Deposit required.**

Any owner-applicant may appeal denial of his application to the voters by accompanying such request with a sufficient deposit to cover entire expense of such election.

(Ord. 1284 § 3, 1977)



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## City of San Bruno: 2025 Community Priorities Survey

January 13, 2025

The City of San Bruno commissioned Godbe Research to conduct a survey of local voters with the following research objectives:

- Gauge overall perceptions of quality of life in San Bruno, direction of the City;
- Gauge overall satisfaction with the City's provision of services;
- Assess importance of and satisfaction with current and potential future City services and facilities;
- Assess potential voter support for hypothetical parcel tax and land use measures;
- Prioritize information about the parcel tax and land use measures;
- Identify any differences in voter support due to demographic and/or voter behavioral characteristics.

# Methodology Overview

- Data Collection Landline (2), cell (114), and text to online (287) interviewing
- Universe 18,514 likely November 2026 voters in the City of San Bruno
- Fielding Dates November 10-18, 2025
- Interview Length 25 minutes
- Sample Size n=403
- Margin of Error Likely November 2026 voters  $\pm$  4.83%



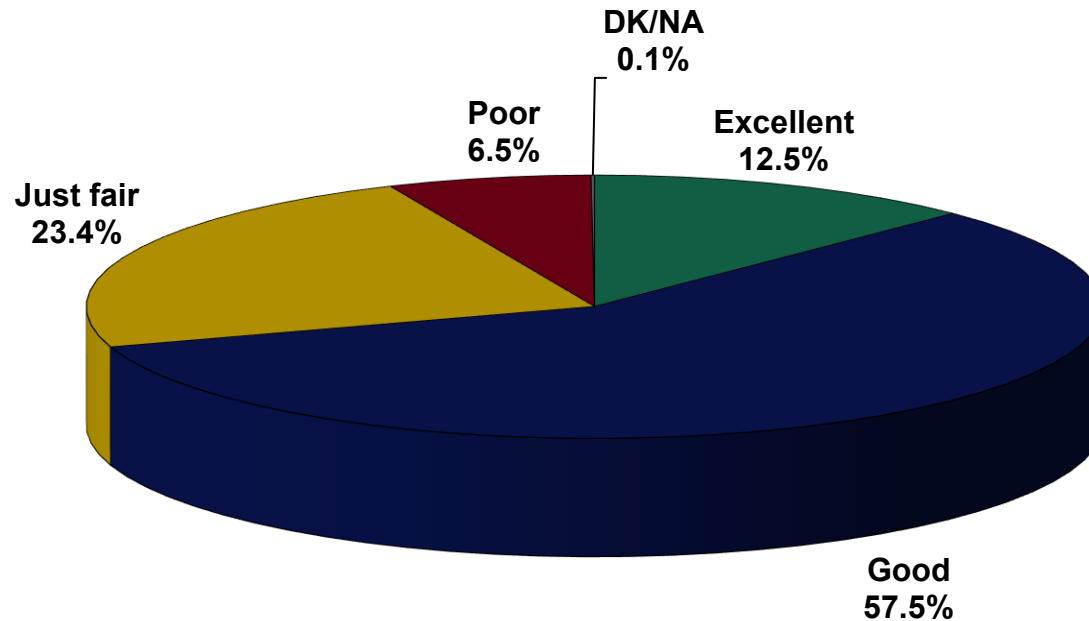
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## Key Findings

# Q1. Opinion on Quality of Life in San Bruno

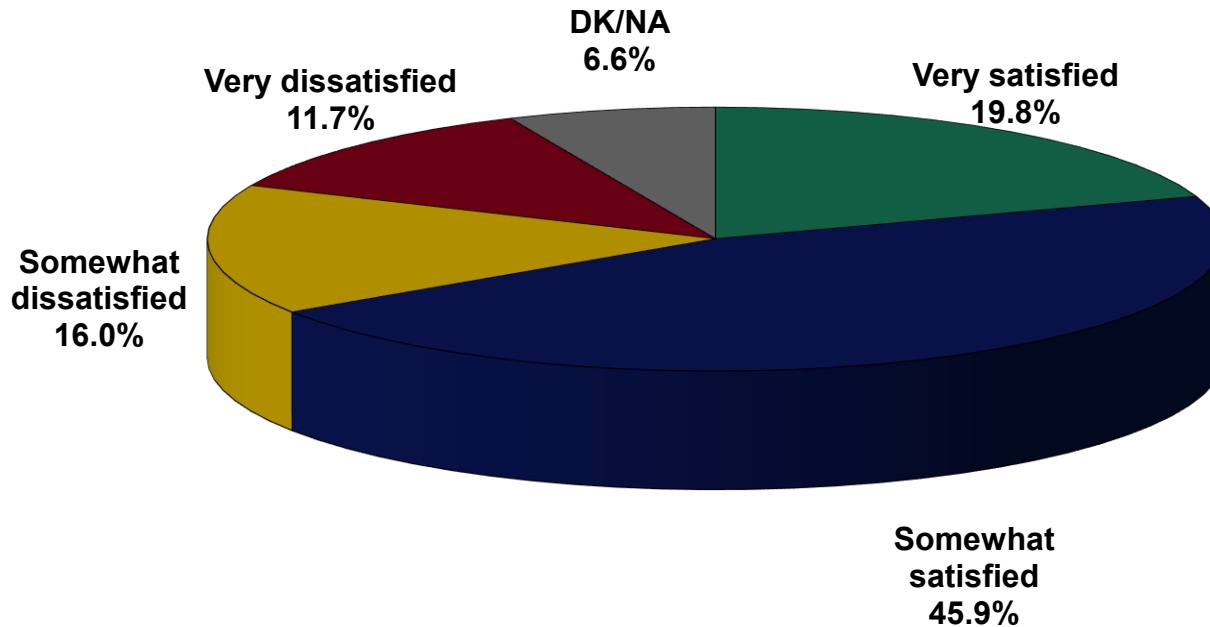
## Likely November 2026 Voters



	9/23 Survey 11/24 Voters	11/25 Survey 11/26 Voters	
Total Excellent + Good	64.2%	70.0%	
Total Poor	5.8%	6.5%	
Ex + Good / Poor	11.7	10.8	43 of 69

# Q2. Satisfaction With the City's Provision of Services

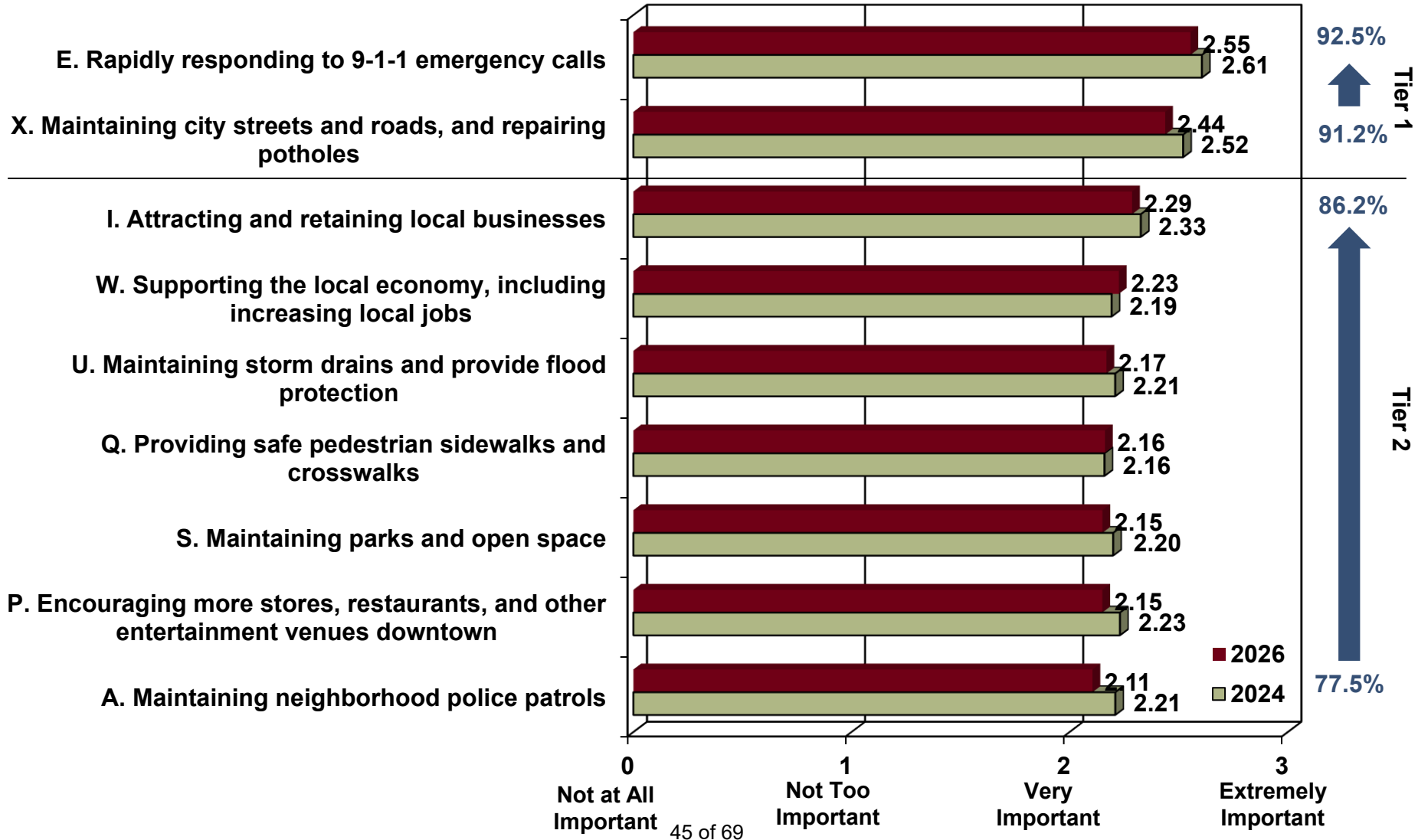
## Likely November 2026 Voters



	<u>3/20 Survey</u> <u>11/20 Voters</u>	<u>5/22 Survey</u> <u>11/22 Voters</u>	<u>9/23 Survey</u> <u>11/24 Voters</u>	<u>11/25 Survey</u> <u>11/26 Voters</u>
Total Satisfaction	63.9%	58.8%	60.1%	65.6%
Total Dissatisfaction	20.2%	31.4%	44 of 69 31.6%	27.7%
Ratio Sat to Dissat	3.2	1.87	1.9	2.37

# Q3. Importance of City Services & Facilities I

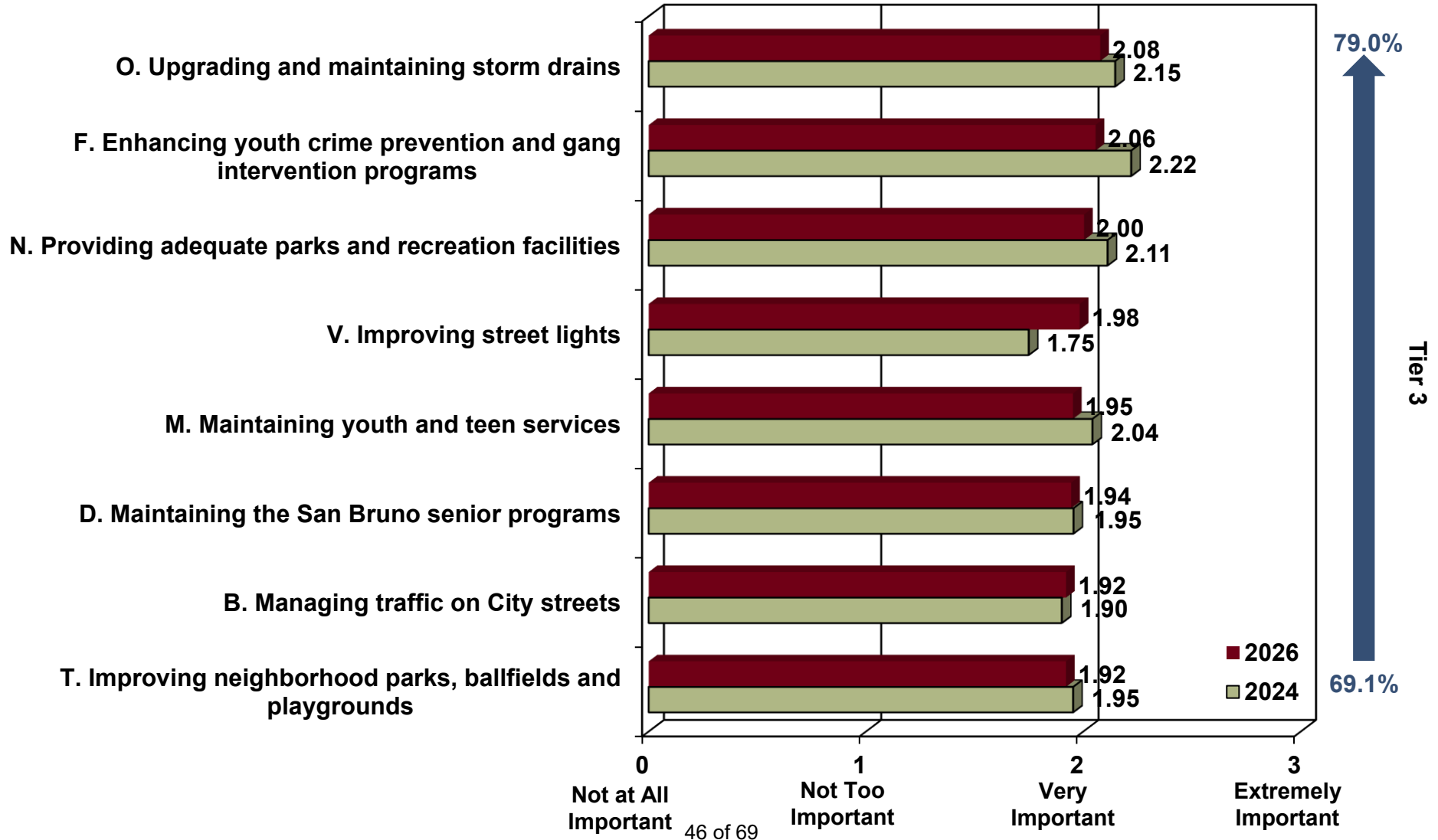
## Likely November 2026 Voters



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Extremely Important" = +4, "Very Important" = +3, "Not Too Important" = +2, and "Not at All Important" = 0.

# Q3. Importance of City Services & Facilities II

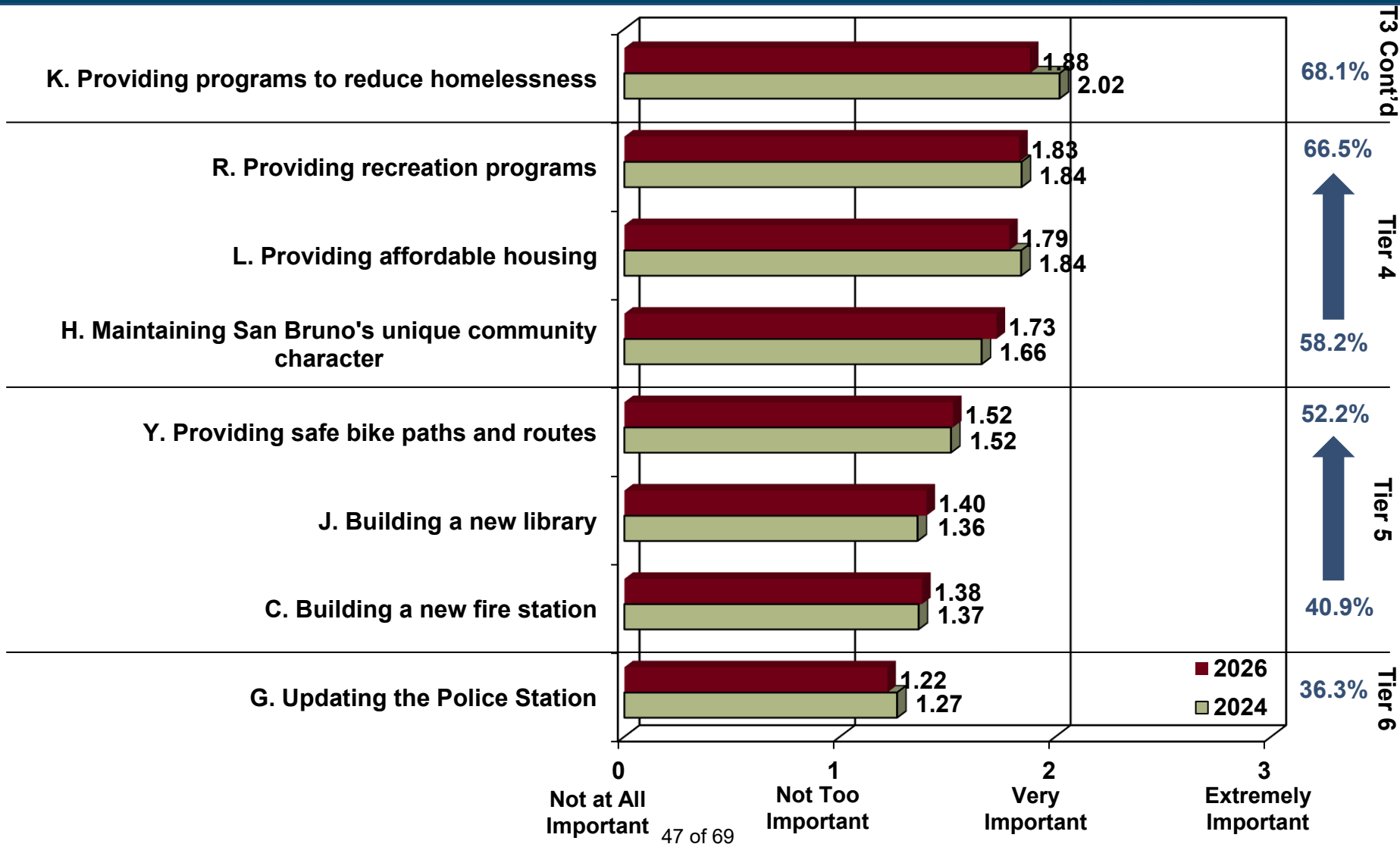
## Likely November 2026 Voters



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Extremely Important" = +4, "Very Important" = +3, "Not Too Important" = +2, and "Not at All Important" = 0.

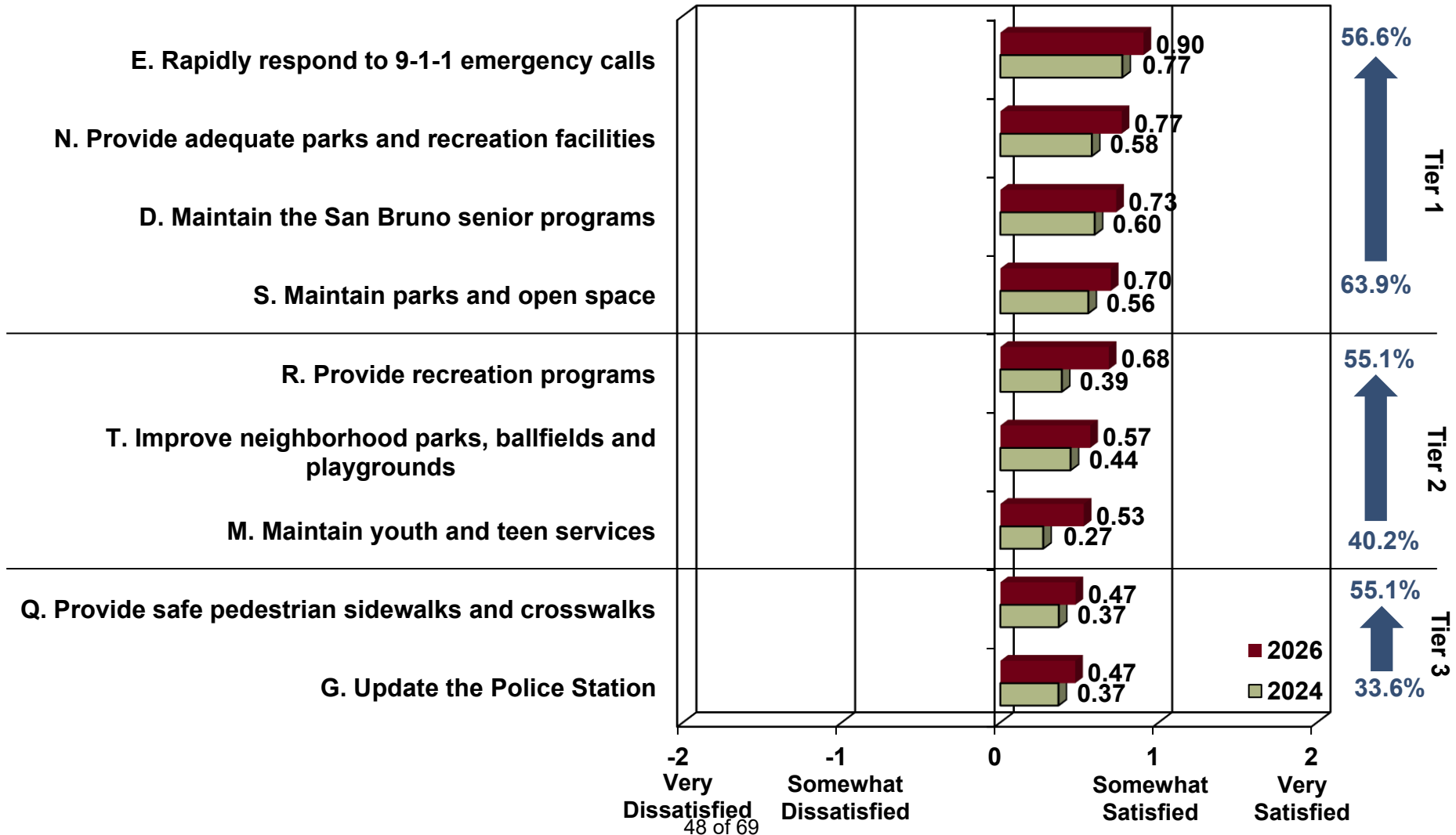
# Q3. Importance of City Services & Facilities III

## Likely November 2026 Voters



Note: The above rating questions have been abbreviated for charting purposes, and responses were recorded to calculate mean scores: "Extremely Important" = +4, "Very Important" = +3, "Not Too Important" = +2, and "Not at All Important" = 0.

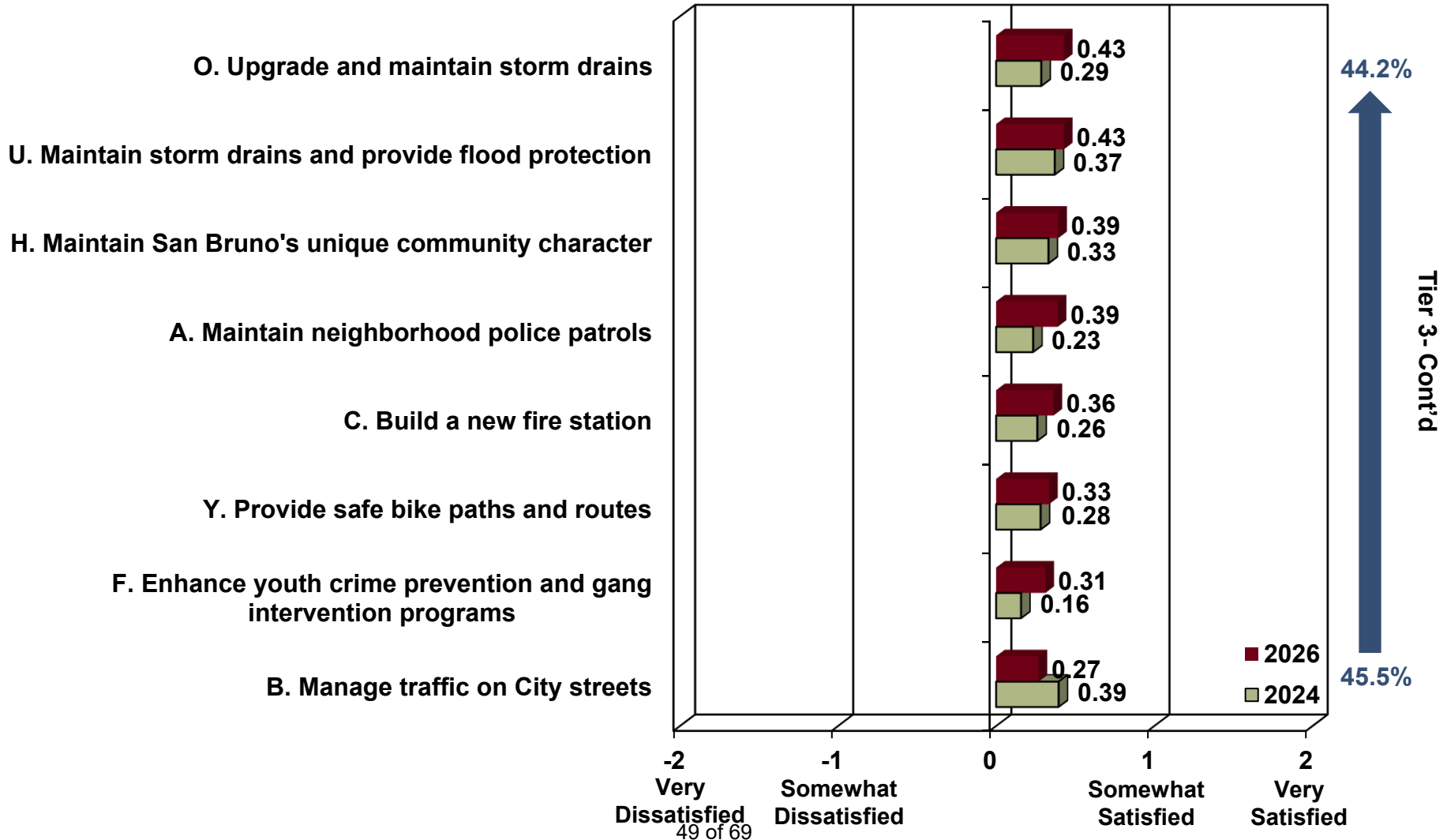
# Q4. Satisfaction With City Services & Facilities | Likely November 2026 Voters



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Very Satisfied" = +2, "Somewhat Satisfied" = +1, "Somewhat Dissatisfied" = -1, and "Very Dissatisfied" = -2.

# Q4. Satisfaction With City Services & Facilities II

## Likely November 2026 Voters

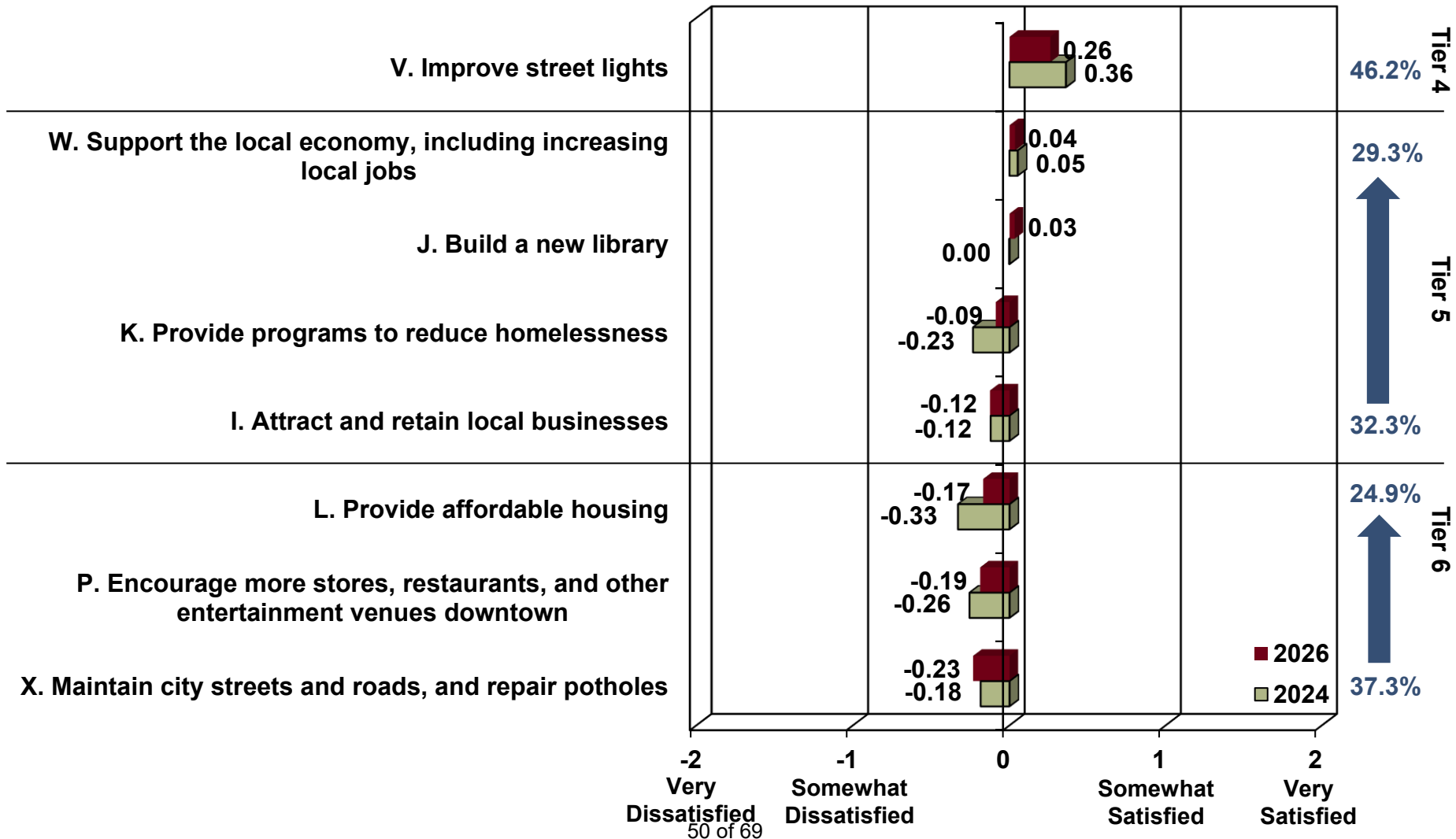


49 of 69

Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Very Satisfied" = +2, "Somewhat Satisfied" = +1, "Somewhat Dissatisfied" = -1, and "Very Dissatisfied" = -2.

# Q4. Satisfaction With City Services & Facilities III

## Likely November 2026 Voters



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Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Very Satisfied" = +2, "Somewhat Satisfied" = +1, "Somewhat Dissatisfied" = -1, and "Very Dissatisfied" = -2.

# Q3 & 4. Importance-Satisfaction Comparison

## Likely November 2026 Voters

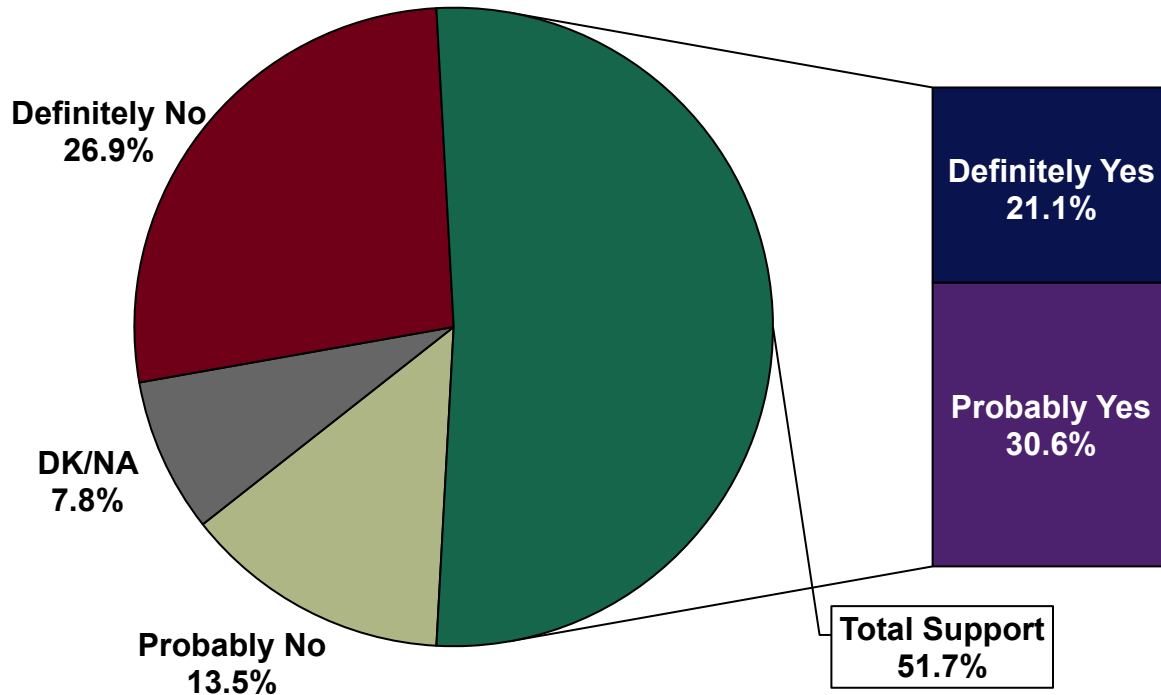
	Importance	Satisfaction
3/4E. Rapidly responding to 9-1-1 emergency calls	2.55	0.90
3/4X. Maintaining city streets and roads, and repairing potholes	2.44	-0.23
3/4I. Attracting and retaining local businesses	2.29	-0.12
3/4W. Supporting the local economy, including increasing local jobs	2.23	0.04
3/4U. Maintaining storm drains and provide flood protection	2.17	0.43
3/4Q. Providing safe pedestrian sidewalks and crosswalks	2.16	0.47
3/4S. Maintaining parks and open space	2.15	0.70
3/4P. Encouraging more stores, restaurants, and other entertainment venues downtown	2.15	-0.19
3/4A. Maintaining neighborhood police patrols	2.11	0.39
3/4O. Upgrading and maintaining storm drains	2.08	0.43
3/4F. Enhancing youth crime prevention and gang intervention programs	2.06	0.31
3/4N. Providing adequate parks and recreation facilities	2.00	0.77
3/4V. Improving street lights	1.98	0.26
3/4M. Maintaining youth and teen services	1.95	0.53
3/4D. Maintaining the San Bruno senior programs	1.94	0.73
3/4B. Managing traffic on City streets	1.92	0.27
3/4T. Improving neighborhood parks, ballfields and playgrounds	1.92	0.57
3/4K. Providing programs to reduce homelessness	1.88	-0.09
3/4R. Providing recreation programs	1.83	0.68
3/4L. Providing affordable housing	1.79	-0.17
3/4H. Maintaining San Bruno's unique community character	1.73	0.39
3/4Y. Providing safe bike paths and routes	1.52	0.33
3/4J. Building a new library	1.40	0.03
3/4C. Building a new fire station	1.38	0.36
3/4G. Updating the Police Station	1.22	0.47

# Q4 & 5. Importance-Satisfaction Comparison

## Likely November 2024 Voters

	Importance	Satisfaction
7/8E. Rapidly responding to 9-1-1 emergency calls	2.61	0.77
7/8X. Maintaining city streets and roads, and repairing potholes	2.52	-0.18
7/8I. Attracting and retaining local businesses	2.33	-0.12
7/8P. Encouraging more stores, restaurants, and other entertainment venues downtown	2.23	-0.26
7/8F. Enhancing youth crime prevention and gang intervention programs	2.22	0.16
7/8A. Maintaining neighborhood police patrols	2.21	0.23
7/8U. Maintaining storm drains and provide flood protection	2.21	0.37
7/8S. Maintaining parks and open space	2.20	0.56
7/8W. Supporting the local economy, including increasing local jobs	2.19	0.05
7/8Q. Providing safe pedestrian sidewalks and crosswalks	2.16	0.37
7/8O. Upgrading and maintaining storm drains	2.15	0.29
7/8N. Providing adequate parks and recreation facilities	2.11	0.58
7/8M. Maintaining youth and teen services	2.04	0.27
7/8K. Providing programs to reduce homelessness	2.02	-0.23
7/8D. Maintaining the San Bruno senior programs	1.95	0.60
7/8T. Improving neighborhood parks, ballfields and playgrounds	1.95	0.44
7/8B. Managing traffic on City streets	1.90	0.39
7/8R. Providing recreation programs	1.84	0.39
7/8L. Providing affordable housing	1.84	-0.33
7/8V. Improving street lights	1.75	0.36
7/8H. Maintaining San Bruno's unique community character	1.66	0.33
7/8Y. Providing safe bike paths and routes	1.52	0.28
7/8C. Building a new fire station	1.37	0.26
7/8J. Building a new library	1.36	0.00
7/8G. Updating the Police Station	1.27	0.37

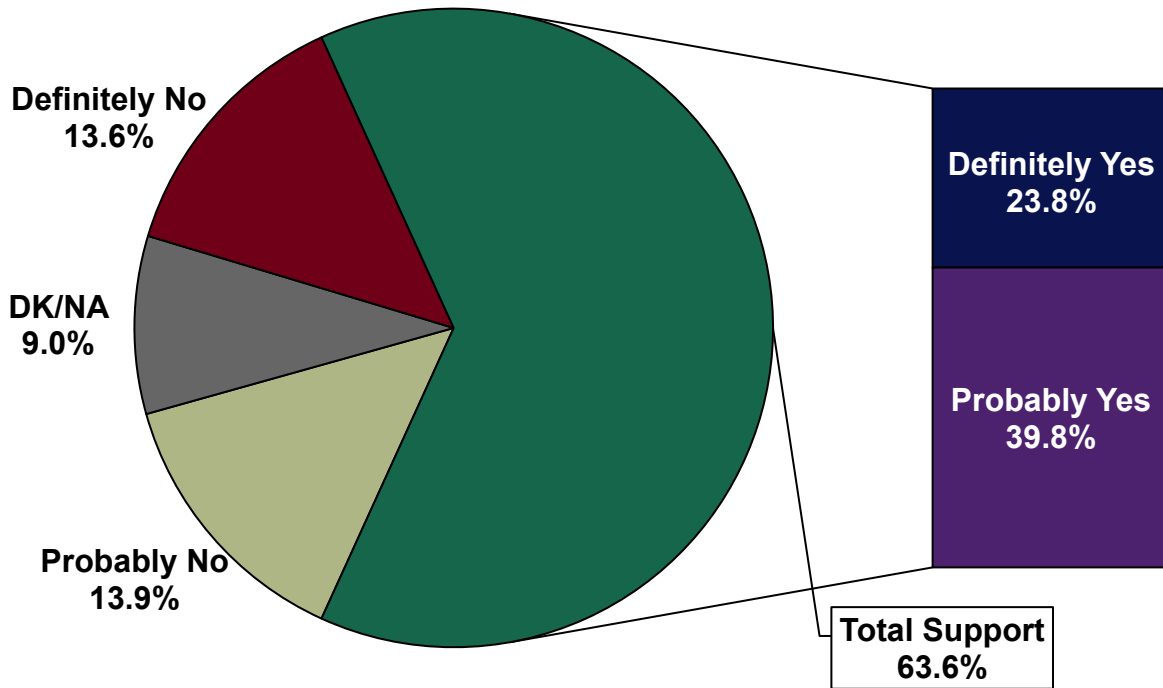
# Q5. Support for Flat Rate Tax Sample A



In order to maintain rapid 9-1-1 emergency response, enhance wildfire prevention, neighborhood fire protection, maintain neighborhood police patrols, maintain parks and open space, provide adequate recreation facilities including ballfields and playgrounds, and maintain library services, would you support or oppose a flat tax on all parcels in San Bruno, including single-family homes and business parcels?

# Q6. Support for Tax on Non-Residential & Multifamily Residential Buildings

## Sample B



In order to maintain rapid 9-1-1 emergency response, enhance wildfire prevention, neighborhood fire protection, maintain neighborhood police patrols, maintain parks and open space, provide adequate recreation facilities including ballfields and playgrounds, and maintain library services, would you support or oppose a property tax on non-residential buildings and multifamily residential buildings based on building size?

# Q7. Features of the Measure I

## Likely November 2026 Voters

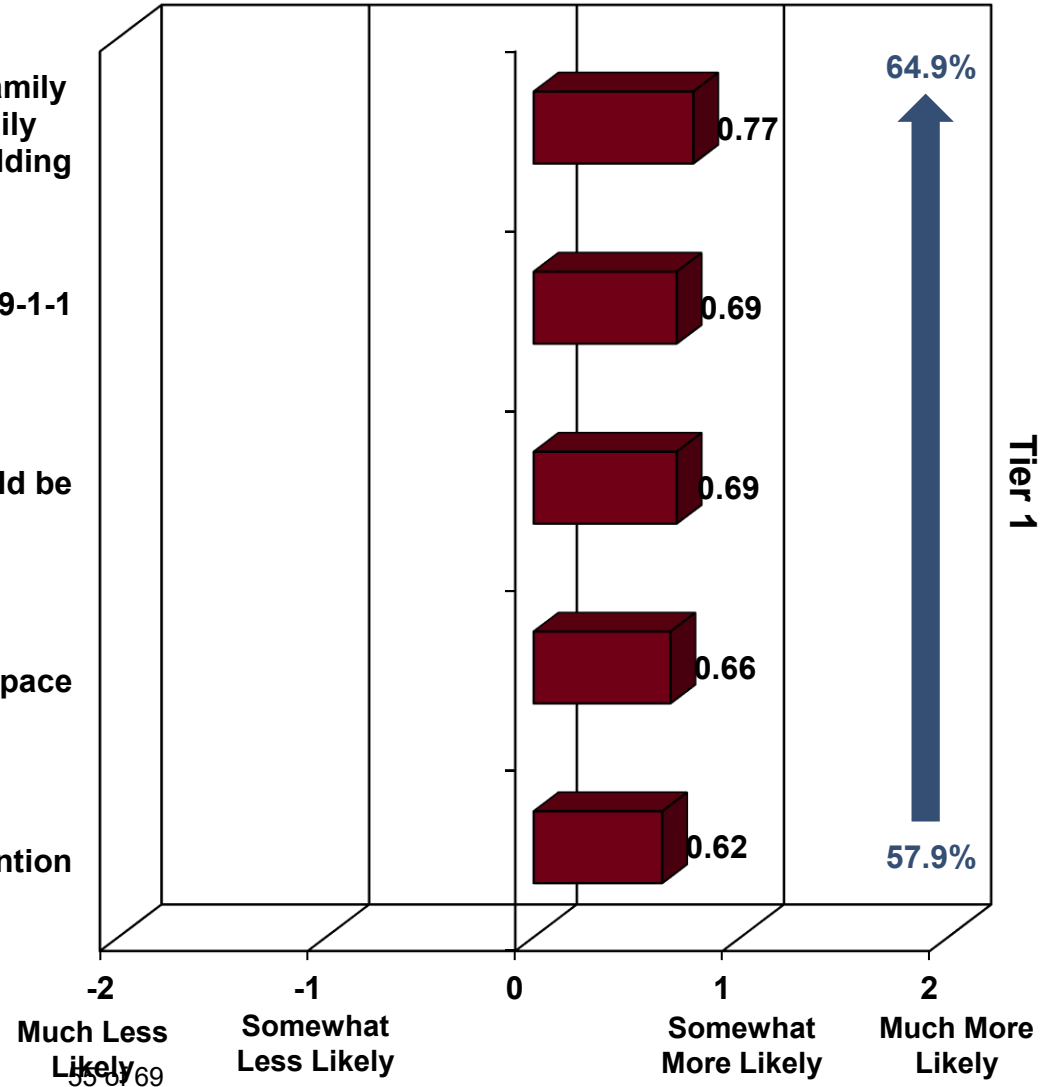
**J. The proposal would not impact residential single family homes, only non-residential buildings and multifamily residential buildings would be assessed based on building size**

**C. The proposal would provide rapid response to 9-1-1 emergency calls**

**A. None of the money raised by the proposal would be used for City administrator salaries**

**G. The proposal would maintain parks and open space**

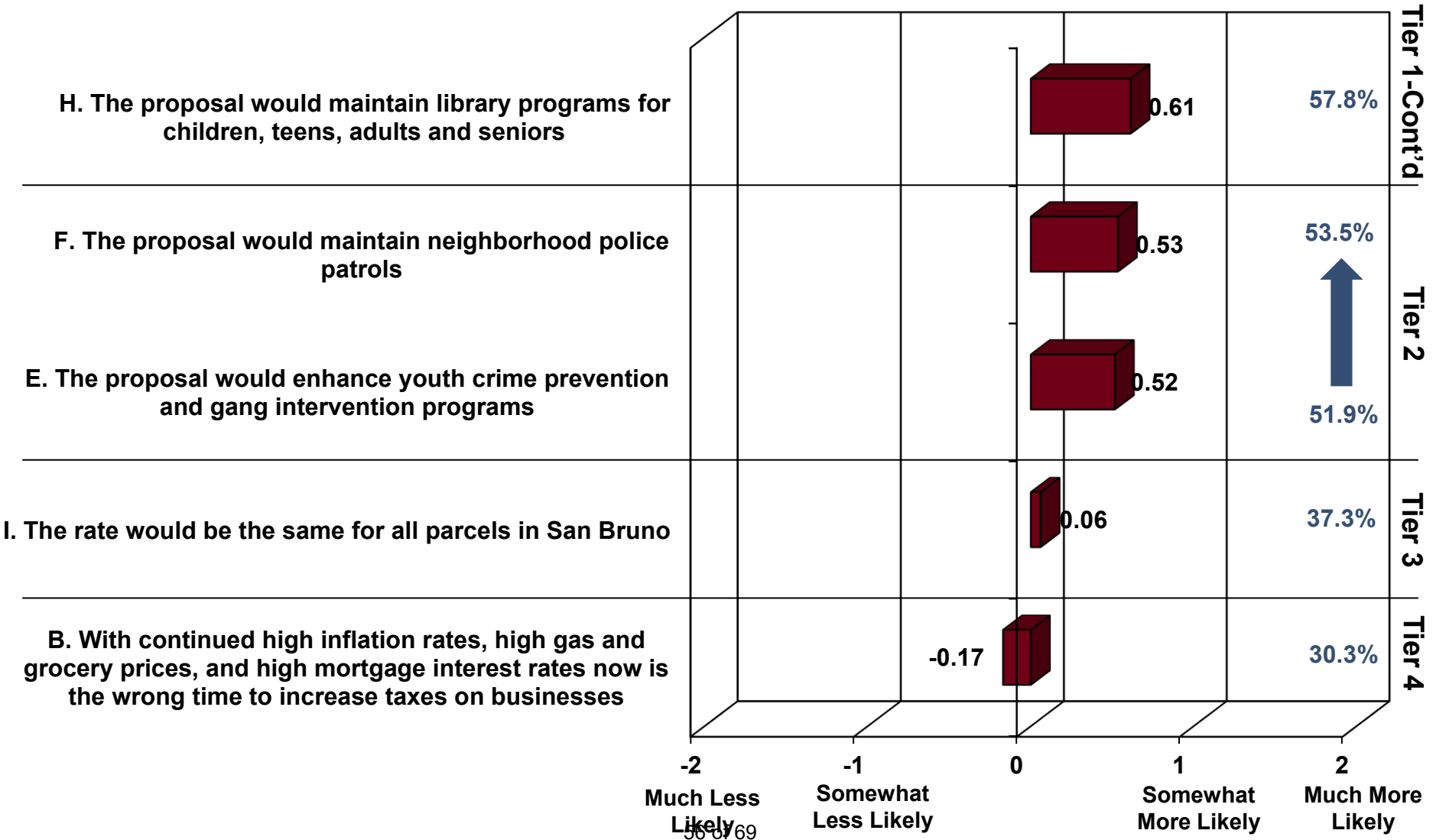
**D. The proposal would enhance wildfire prevention**



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, "No Effect" = 0, "Somewhat Less Likely" = -1, and "Much Less Likely" = -2.

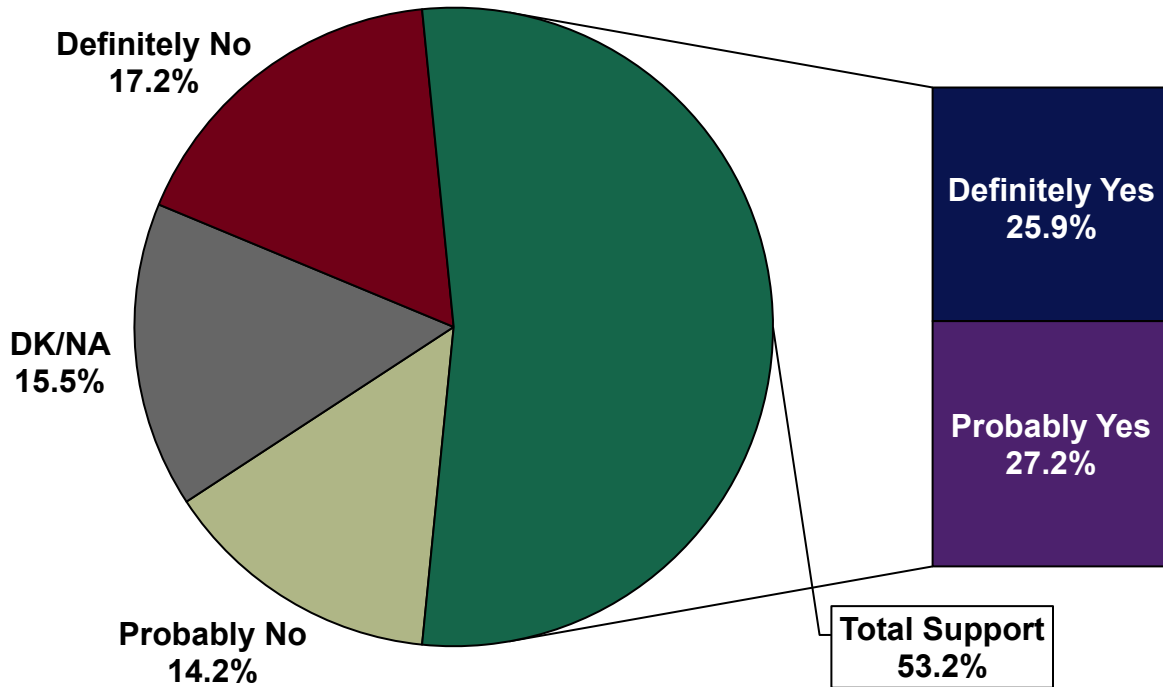
# Q7. Features of the Measure II

## Likely November 2026 Voters



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, "No Effect" = 0, "Somewhat Less Likely" = -1, and "Much Less Likely" = -2.

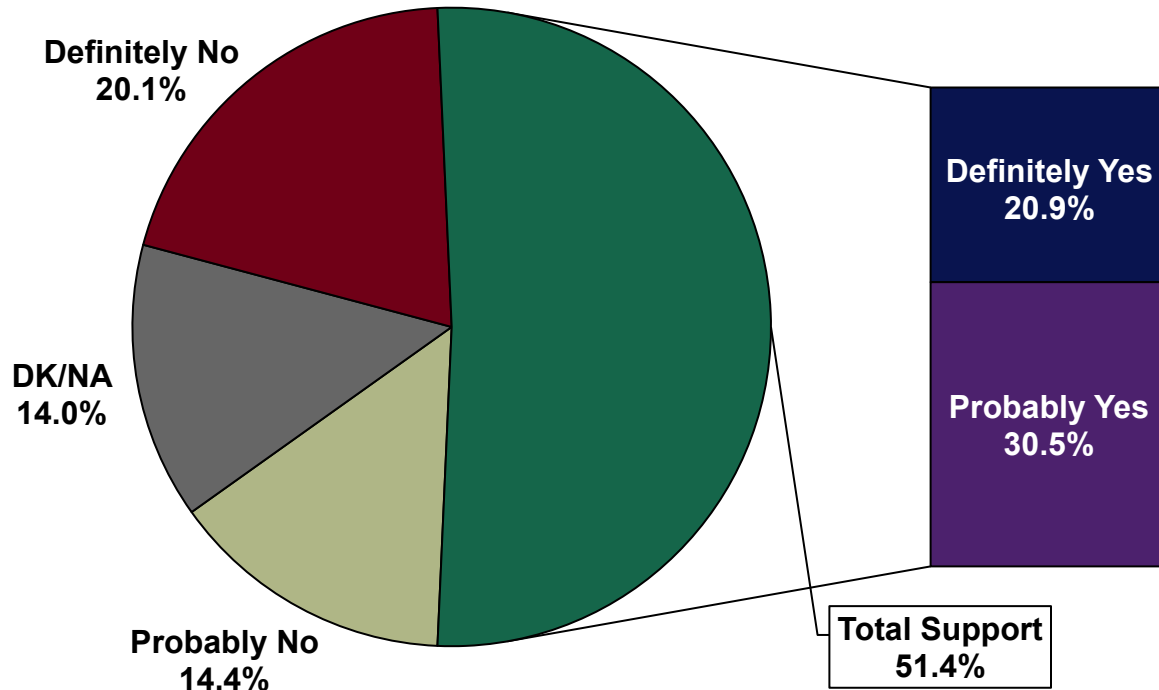
# Q8. Support for Height Limit Options Sample A



Shall the City of San Bruno measure be adopted rescinding the 1977 zoning ordinance that requires voter approval of any new development that exceeds specified height limits, because it has been superseded by state law which requires housing to be approved regardless of height?

# Q9. Support for Height Limit Options

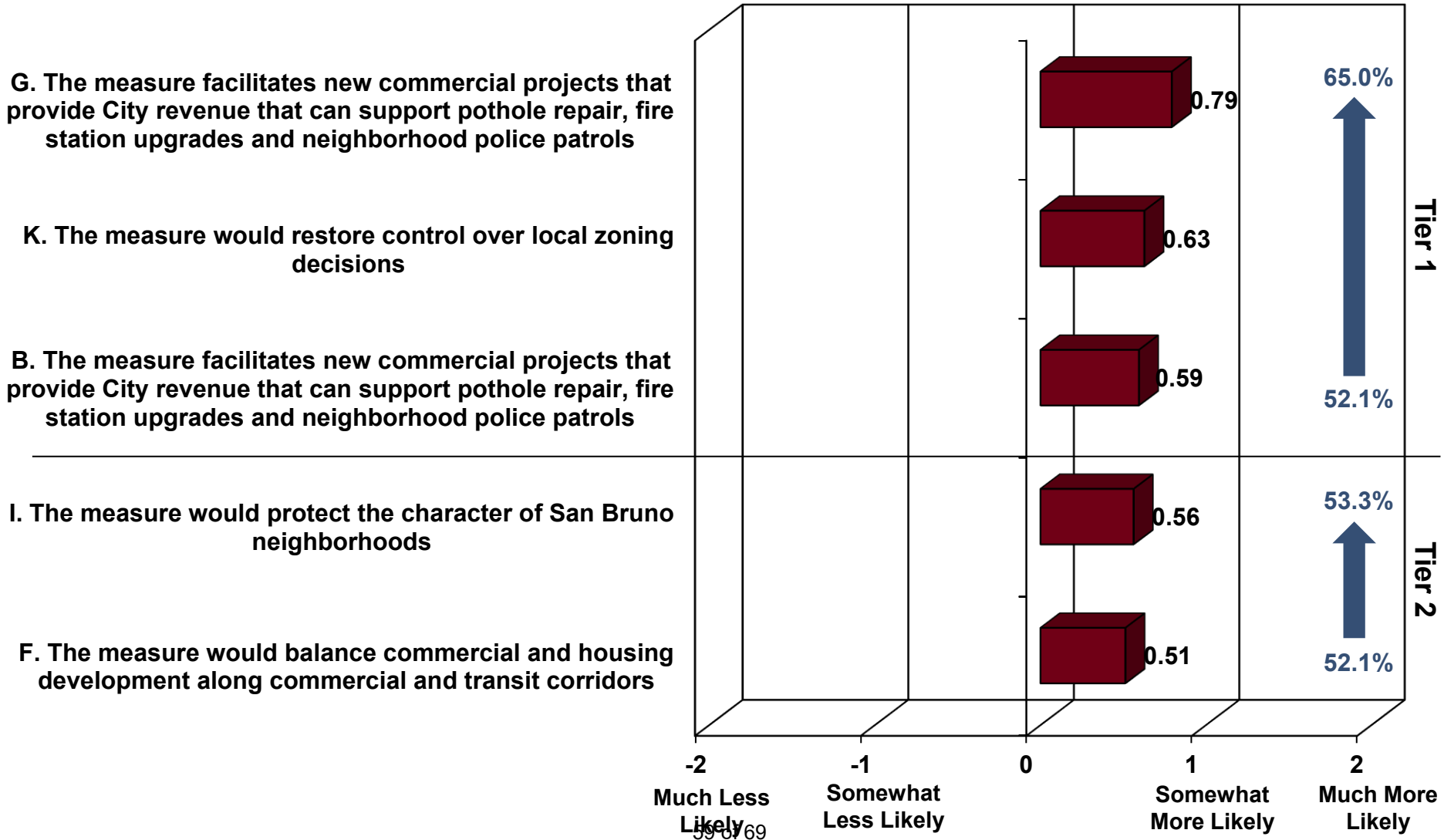
## Sample B



Shall the City of San Bruno measure be adopted amending the 1977 zoning ordinance to remove the requirement for voter approval for any developments along El Camino Real, San Mateo Avenue, San Bruno Avenue east of Interstate 280, Sneath Lane east of Interstate 280, and retain voter approval for increasing heights in single family home neighborhoods?

# Q10. Height Limit Options Information I

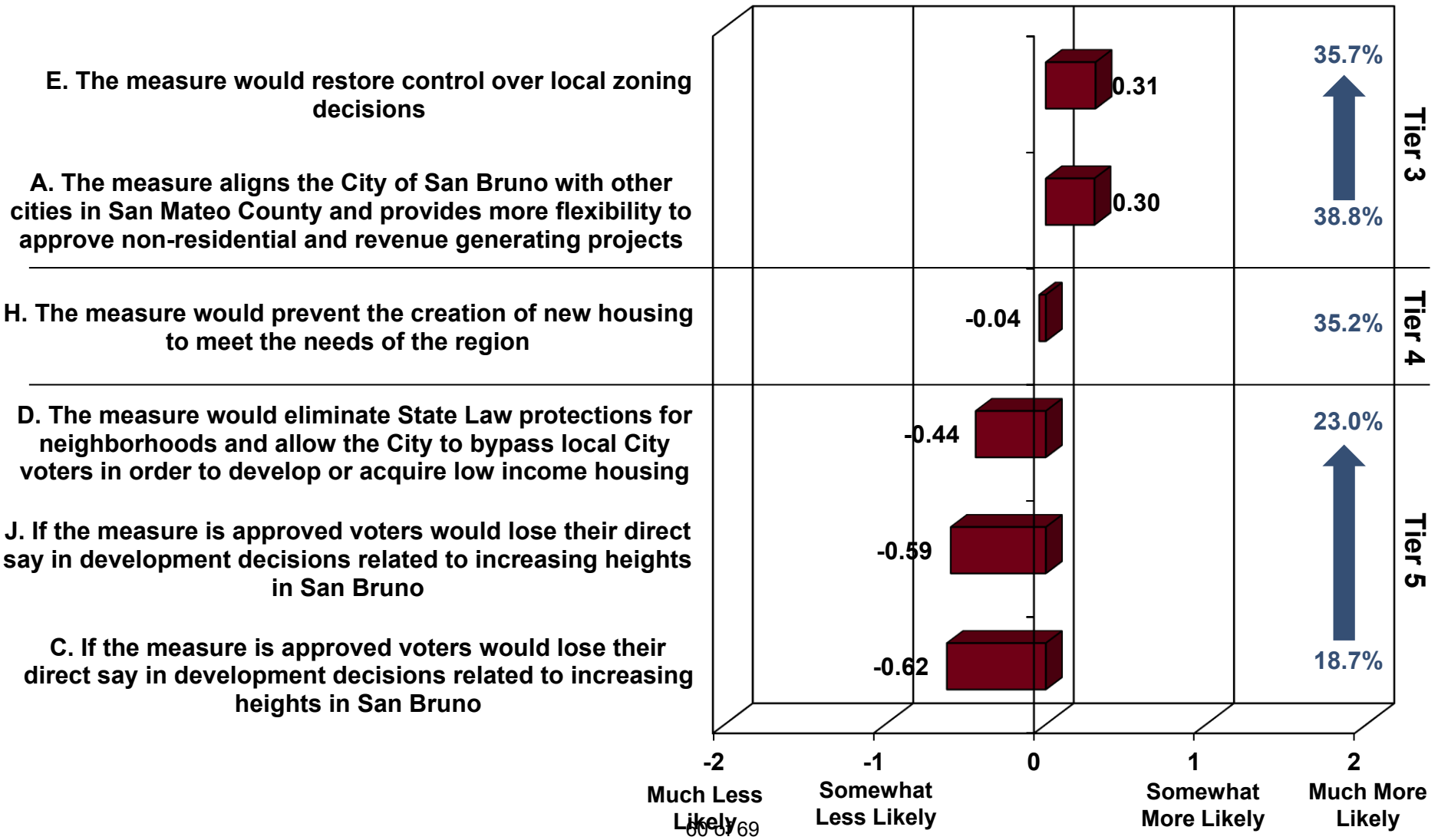
## Likely November 2026 Voters



Note: The above rating questions have been abbreviated for charting purposes, and responses were recoded to calculate mean scores: "Much More Likely" = +2, "Somewhat More Likely" = +1, "No Effect" = 0, "Somewhat Less Likely" = -1, and "Much Less Likely" = -2.

# Q10. Height Limit Options Information

## Likely November 2026 Voters



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RESOLUTION NO. 2008 - 67

RESOLUTION AMENDING RULES AND REGULATIONS PERTAINING  
TO TEMPORARY FIREWORKS STANDS PURSUANT TO  
SAN BRUNO MUNICIPAL CODE SECTION 6.50.060

**WHEREAS**, California Health and Safety Code section 12500, *et seq.*, provides that cities may authorize the sale, use and discharge of "safe and sane" fireworks, as defined by state law;

**WHEREAS**, San Bruno Municipal Code Chapter 6.50 provides for the limited sale, use and discharge of "safe and sane" fireworks;

**WHEREAS**, San Bruno Municipal Code §6.50.050 provides that it is unlawful for any person to possess for sale or to sell "safe and sane" fireworks within the city without having first applied for and received a city permit authorizing such sale;

**WHEREAS**, San Bruno Municipal Code §6.50.060 provides that the city council shall establish by resolution the rules and regulations pertaining to temporary fireworks stands;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of San Bruno that all previous rules and regulations pertaining to fireworks are hereby rescinded.

**BE IT FURTHER RESOLVED** that the following new rules and regulations for issuance of permits for temporary fireworks stands are hereby:

- Section 1 Definitions.
- Section 2 Eligible applicants.
- Section 3 Application requirements.
- Section 4 Cost recovery fee.
- Section 5 Location for temporary fireworks stands.
- Section 6 Eligibility requirements.
- Section 7 Maximum number of permits.
- Section 8 Notice of application deadline and lottery.
- Section 9 Application review process.
- Section 10 Permits – lottery process.
- Section 11 Post lottery permit requirements.
- Section 12 Temporary fireworks stand general requirements.
- Section 13 Fire Department general safety requirements.
- Section 14 Permit suspension, revocation, and automatic revocation.
- Section 15 Permanently ineligible.
- Section 16 Permit expiration.
- Section 17 Seizure of fireworks.

**Section 1. Definitions.**

The following words and phrases are defined as follows:

A. "Fireworks," "dangerous fireworks," and "safe and sane" fireworks shall have the meanings ascribed to them in Sections 12505, 12511, and 12529 of the California Health and Safety Code.

B. "Grandfathered Permittees" refers only to the following local serving organizations that have traditionally been so recognized by the City: San Bruno Lowen 83 Soccer, San Bruno Police Association, San Bruno Girls Softball, San Bruno Colts Baseball, American Youth Soccer (AYSO), San Bruno Pony Baseball, Capuchino Sports Boosters, San Bruno Rotary Club, American Legion & VFW, Booster's 71, Booster's 72, and Portola Highlands. These organizations must apply for a permit and have a temporary fireworks stand each year in order to retain grandfathered status.

C. "Local serving organization" means a "non-profit organization" as hereinafter defined, which provides a substantial benefit to the local San Bruno community, as determined by the city council. Factors to be considered in making determinations of substantial benefit to the local San Bruno community include, but are not limited to:

1. The number or percentage of San Bruno residents served by the organization;
2. The amount of monies expended for the benefit of San Bruno residents;
3. The number or percentage of organization members who are residents of San Bruno or local business owners; and
4. The number or percentage of primary functions, meetings, or events of the organization which occur in San Bruno.

D. "Lottery permittees" shall mean all non-grandfathered permittees that are local serving organizations. Lottery permittees are not eligible to become "grandfathered permittees."

E. "Non-profit organization" shall mean an organization or association that has been issued a tax-exempt certificate, and whereby it is demonstrated to the city council that the organization or association is organized primarily for civic betterment or charitable purposes and not-for-profit.

F. "Prohibited fireworks use hours" means anytime other than from noon until 10 p.m. on June 28<sup>th</sup> through July 3<sup>rd</sup> and from noon until midnight on July 4<sup>th</sup>.

## **Section 2. Eligible applicants.**

Eligible applicants are limited to "grandfathered permittees" that applied for a permit and had a temporary fireworks stand the previous year and "local serving organizations." An applicant is ineligible for a permit if it has been previously deemed ineligible as provided herein.

## **Section 3. Application requirements.**

A. *City Form.* All applications for permits to sell "safe and sane" fireworks shall be submitted in writing to the city clerk on city-provided form.

B. *Application deadline.* In order to be considered for a permit, an application shall be filed by the deadline designated by the city clerk.

C. *One application only.* No applicant shall submit more than one application for a permit to sell "safe and sane" fireworks within the city. If more than one application is submitted by or on behalf of any organization, including through any affiliate of such local serving organization, only the first application received shall be processed. All additional requests shall be deemed void. Any attempt to transfer an application shall void any and all applications filed by or on behalf of both the transferor/local serving organization and the transferee/local serving organization.

D. *Application information and documents.* Each applicant shall provide the following the information and documentations:

1. Permit Application- Required Information. Each applicant shall provide the following information on a city-provided application form proscribed by the city:

- a. Identifying information of the organization (name, mailing address, and any other information designated on the form);
- b. Identification of principal officers of the organization (name, title, and city of residence);
- c. Statement of tax-exempt status including tax identification number or declaration that organization's primary purpose is charitable and not for profit;
- d. Street address or description of the site where stand is proposed to be located; and
- e. Property owner's name and valid phone number for a contact person.

2. Application Permit- Required Documentation. Each applicant shall provide the following documentation attached to an application form proscribed by the city:

- a. Written authorization from the property owner or designated agent granting permission to the applicant to use the site for this purpose;

- b. A description of the major activities and functions of the organization;
- c. A statement describing how this organization meets the criteria of a "local serving organization" as stated in Section (C) of the definition section of this Resolution and relevant documentation to support each factor;
- d. A description of how monies earned from fireworks sales will be used;
- e. If applying for a grandfathered permit, a photocopy of the prior year's permit;
- f. Acknowledgment and agreement by the authorized representative of the applicant to the indemnification/hold harmless agreement (revised from time to time by the city attorney) as stated on the application;
- g. Any additional information or documentation that the city may request to verify an applicant's permit request; and
- h. Verification by the authorized representative of the applicant that the information and documentation provided is complete and accurate and submitted under penalty of perjury.
- i. Copy of paid invoice from Finance Department as proof of payment for pro rata share of cost recovery fee from prior fireworks use period.

**Section 4. Cost recovery fee.**

A non-refundable application fee established by resolution of the city council shall accompany every application for a permit. In addition to the application fee and any other required fees, each applicant receiving a permit shall be required to pay, each year, to the city a pro rata portion of the costs incurred by the city for fireworks public education, enforcement of the requirements of San Bruno Municipal Code Chapter 6.50 and this resolution, and fireworks clean-up. The pro rata share of the costs shall be determined using gross sales as shown on each permittee's Sales and Use Tax Return for the applicable period. Copies of each permittee's Return shall be submitted to the City no later than September 30 following July 4 of the same year.

**Section 5. Location for temporary fireworks stands.**

Permittees shall locate temporary fireworks stands: (1) within a commercial zoning district or within a planned development district whose development plan provides that the predominant use of the district is retail commercial; (2) on property where permittee has written consent of property owner; and (3) in a location that is approved by the San Bruno fire chief or his or her designee, and further no stand shall be changed from the location set forth on the license without prior written permission of the San Bruno fire chief or the fire chief's designee.

**Section 6. Eligibility requirements.**

In order to be eligible for a permit, the applicant shall be an eligible applicant (Section 2), shall meet all of the application requirements (Section 3), shall submit the cost recovery fee (Section 4), and shall designate an appropriate location for a stand (Section 5). Failure to meet all eligibility requirements shall result in the application being denied.

**Section 7. Maximum number of permits.**

The total maximum number of grandfathered and lottery permits that may be issued and the maximum number of temporary "safe and sane" fireworks stands that will be permitted during any one calendar year shall not exceed eighteen. The "grandfathered permittees" shall be allocated first, and then the difference remaining between eighteen and the number of "grandfathered permittees" allocated shall be awarded to the "lottery permittees."

**Section 8. Notice of application deadline and lottery.**

Notice of the application deadline and lottery shall be provided by the city clerk by mail to those groups that have previously requested such notice in writing within the past year and also to those groups that were granted permits the previous year. Notice shall also be provided pursuant to San Bruno Municipal Cable TV.

**Section 9. Application review process.**

A. The city clerk shall receive all applications and make an initial review to determine whether the applicant has met all the eligibility requirements.

B. The city clerk shall separate all applications into grandfathered and lottery stand permit requests and shall forward the applications with his/her findings as to eligibility to a subcommittee of the city council.

C. A city council subcommittee may review the applications and the city clerk findings and make recommendations to the city council.

D. At a regularly scheduled public meeting, the city council shall determine which applicants shall be granted permits and whether as a "grandfathered permittee" or "lottery permittee."

E. At the meeting at which the permits are granted, the city council may require a representative from each organization to inform the public of the services provided to the San Bruno community by each permit holder, the facts that support a finding that the organization qualifies as a "local serving organization" and how fireworks-generated funds will be spent.

**Section 10. Permits – Lottery.**

A. The city council shall first determine whether an application meets the criteria for approval as "grandfathered permittee." In the event that the city council finds a particular application has failed to meet the eligibility requirements, the application shall be denied, and its grandfather status (if any) shall permanently cease. In such case, that spot may be made available to the lottery applicants.

B. Following approval of grandfathered stands, a lottery shall be held to award the remaining spots to eligible lottery permit applicants. Qualified applicants shall each be assigned a number. A random drawing shall then be held until all available lottery stand permits have been awarded. If there are eighteen or fewer applicants, the city council may dispense with the lottery procedure and grant all the eligible applicants a permit.

**Section 11. Post lottery permit requirements.**

After being granted a permit, a permittee is subject to automatic permit revocation as provided for herein for failure to adhere to the following requirements:

A. *Insurance.* Each applicant shall be required to secure, maintain, and provide proof of insurance including additional insured endorsements which shall be provided to the city clerk by June 1 of each year. The city's designated risk manager and/or city attorney may permit minor modifications to the insurance requirements and/or time frame for providing the insurance documents upon approval in writing. If the insurance contract ends prior to one year from the date the permit is issued, the permittee and/or wholesaler shall submit timely evidence of renewal to the city clerk bringing the permittees into compliance with the insurance requirements stated above. Failure to submit such proof of insurance on a timely basis shall result in the permit being automatically revoked as provided for herein.

1. Each fireworks stand permittee through its wholesaler shall procure, maintain, and renew for a period of one year from the date of permit issuance insurance against claims for injuries to persons and/or damages to property which may arise from or in connection with the permittee's fireworks operations. Coverage shall be at least as broad as Insurance Services Office Commercial General Liability coverage (occurrence form CG0001) in an amount not less than \$5,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other forms with a general aggregate is used, either the general aggregate limit should apply separately to the location for which the permit is issued or the general aggregate limit shall be twice the required occurrence limit.

2. Each of the following shall be included in the insurance coverage or added as an endorsement to the policy:

3. City, its officers, officials, employees, and agents are to be covered as insureds as respects each of the following: liability arising from or in connection with permittee's operations, including the insured's general supervision of permittee; products and completed operations of permittee; premises owned, occupied or used by permittee; or automobiles owned, leased, hired, or borrowed by permittee. The coverage shall contain no special limitations on the scope of protection afforded to city, its officers, officials, agents, or employees.

4. The insurance shall cover on an occurrence or an accident basis, and not on a claims-made basis.

5. An endorsement must state that coverage is primary insurance and that no other insurance affected by the city will be called upon to contribute to a loss under the coverage.

6. Any failure of permittee to comply with the reporting provisions of the policy shall not affect coverage provided to city, its officers, officials, agents, and employees.

7. Insurance is to be placed with a California-admitted insurer with a Best's rating of no less than A:VII. In the event coverage with a California-admitted insurer is not available, coverage with a California-approved insurer with a Best's rating of no less than A+IX is permissible.

B. *Acknowledgement of Conditions.* Permits are granted subject to compliance with all of the conditions detailed in this resolution and in San Bruno Municipal Code Chapter 6.50 which the permittee shall acknowledge in writing. This resolution shall be attached to the permit.

C. *Temporary sales tax permit.* Permittees are required to obtain a temporary sales tax permit from the local office of the California State Board of Equalization.

D. *Safety Seminar.* After being awarded a permit, at least one member of the local serving organization, preferably the responsible adult(s) listed on the permit application, shall attend a "safe and sane" fireworks stand operator safety seminar conducted by the fire department and the licensed fireworks wholesaler that is supplying the "safe and sane" fireworks to the local serving organization.

## **Section 12. Temporary fireworks stand general requirements.**

A. Every stand shall have and prominently display a State Fire Marshal Retail Sales Permit, a permit from the San Bruno Fire Department, a temporary sales tax permit from the California State Board of Equalization, and proof of the permittee's required insurance.

B. The retail sales of "safe and sane" fireworks shall be permitted only within an approved temporary fireworks stand, and the retail sales from any other building or structure is hereby prohibited.

C. No person other than the "local serving organization" permittee shall operate the stand for which the permit is issued or share or otherwise participate in the profits of the operation of such stand.

D. **Absolutely NO person under the age of 18 shall be in any fireworks stand at any time.**

E. No person shall knowingly sell "safe and sane" fireworks to any person under the age of 18. All persons selling "safe and sane" fireworks shall demand and require from the purchaser bona fide evidence of age and identity. For purposes of this section, bona fide evidence of age and identity of purchaser is a document issued by a federal, state, county or municipal government which contains a photograph of the purchaser including, but not limited to, a valid California driver's license.

F. Each permittee shall be responsible for ensuring that every person selling fireworks from that permittee's stand shall distribute with each sale a city flier containing information on applicable laws and corresponding penalties concerning fireworks. It shall be the responsibility of every permittee to produce a sufficient number of city fliers.

G. All unsold stock of "safe and sane" fireworks in the hands of the permittee after 9:00 p.m. on July 4th shall be returned to the wholesaler/ distributor and removed from the city within 10 days.

### Section 13. Fire Department safety conditions.

All permittees shall comply with the following requirements for temporary fireworks stands:

A. All weeds and combustible materials shall be cleared from the location of the "safe and sane" fireworks stand to a distance of at least 25 feet surrounding the stand. All trash resulting from the operation of the stand must be removed on a daily basis.

B. All grass and rubbish shall be cleared from in and around each fireworks stand as directed by the San Bruno fire chief or the fire chief's designee.

C. Approved fire extinguishers shall be installed BEFORE fireworks are placed in stands.

D. An approved fire extinguisher is a minimum 3A20BC dry-chemical portable fire extinguisher.

E. No fireworks shall be ignited in the vicinity of a fireworks stand.

F. "NO SMOKING" signs shall be prominently displayed on and in the "safe and sane" fireworks stand.

G. "**NO SMOKING**" signs shall be posted conspicuously. Under no circumstances shall people smoke in the booth or in the immediate vicinity thereof.

H. No person shall smoke within 25 feet of any "safe and sane" fireworks stand. No person shall light, cause to be lighted or permit to be lighted any "safe and sane" fireworks or combustible material within 50 feet of any "sane and sane" fireworks stand.

I. No fuel-powered generator or similar equipment shall be allowed within 50 feet of a "safe and sane" fireworks stand.

J. Each "safe and sane" fireworks stand must have an adult in attendance and in charge thereof at all times while "safe and sane" fireworks are available for sale. Sleeping or remaining in the stand after close of business each day is forbidden.

K. On closing of the "safe and sane" fireworks stand, the permittee shall cause all litter to be removed from the premises.

L. In case of emergencies, San Bruno Fire Department recommends that cellular telephones be available in all fireworks stands during times of operation. The cellular phone should be available to all salespersons. Cellular phone users should report "Emergencies" to San Bruno Police at **877-8989**.

M. No stand shall be changed from the location set forth on the license without prior written permission of the San Bruno fire chief or his designee

N. Booklets describing the hazards of fireworks shall be provided with all packaged fireworks and placed in two (2) locations on fireworks stands.

O. When stands are not open for business, fireworks shall be stored in fireproof containers in accordance with the directions of the San Bruno fire chief or his designee. Fireworks shall not be stored in areas zoned as Residential.

P. All lighting, other than battery-operated, shall be in compliance with the National Electric Code as adopted by the City of San Bruno. Any electrical devices powered by a portable emergency generator or by a 110 AC power source shall apply for an electrical permit issued by the San Bruno Building Department.

Q. Fireworks stands shall be operated in accordance with all applicable laws, rules, and regulations in place at the time of permit issuance, or as may be amended from time to time.

R. Any violations of this regulation shall be reported to the San Bruno Police Department business line (650) 616-7100, or in the event of an emergency call 911 or (650) 877-8989.

**Section 14. Permit suspension, revocation, automatic revocation.**

A. *Permit suspension.* In the event the fire chief or the fire chief's designee determines that a violation of any federal, state, or local law or regulation or other condition constitutes an immediate danger to persons or property, the fire chief or the fire chief's designee shall suspend a permit, without notice or a hearing, and order the temporary fireworks stand closed immediately until city authorities determine such immediate danger is no longer present.

B. *Permit revocation.* In the event the fire chief or the fire chief's designee determines that a permittee has violated any federal, state, or local law or regulation or other condition, the fire chief or the fire chief's designee may revoke a permit, without notice or hearing. The fire chief or designee shall inform the permittee that the permittee may seek review of the fire chief's decision by the city manager or the city manager's designee, as soon as practical. The fire chief shall provide the city manager with written notice that a fireworks permit has been revoked, including the name of the permittee and a brief statement of the grounds for revocation. Upon the permittee's written request and as soon as practical, the city manager or the city manager's designee shall meet with the permittee and the fire chief to review the fire chief's decision. The decision of the city manager or the city manager's designee shall be final.

C. *Automatic revocation.* As determined by the city manager or city manager's designee, whose decision is final, a permit shall be automatically revoked for failure to comply with any of the post-lottery permit requirements.

**Section 15. Permanently ineligible.**

An applicant or permittee shall be ineligible on a permanent basis for future temporary fireworks stands permits when its permit has been revoked or automatically revoked, commits a violation of San Bruno Municipal Code Chapter 6.50, fails to comply with the rules and regulations established by this resolution, or fails to remit no later than December 31 following July 4 of the same year its pro rata share of the city's incurred costs.

**Section 16. Permit expiration.**

A permit shall expire at noon on July 6<sup>th</sup> of the year it was issued.

**Section 17. Seizure of fireworks.**

The fire chief or his or her designee, may seize, take, remove, or cause to be removed at the expense of the permittee or licensed fireworks wholesaler, whichever is applicable, all stock of fireworks offered or exposed for sale, stored or held in violation of federal, state, or local law or regulation when such violation creates an imminent threat to public health or safety.

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I hereby certify that foregoing **Resolution No. 2008 - 67** was introduced and adopted by the San Bruno City Council at a regular meeting on June 24, 2008, by the following vote:

AYES: Councilmembers: Ibarra, Medina, Ruane, O'Connell, Mayor Franzella

NOES: Councilmembers: None

ABSENT: Councilmembers: None

[Redacted Signature]

Vicky S. Hasha, Deputy City Clerk

**RESOLUTION NO. 2024 - 37**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BRUNO ESTABLISHING A CAP ON THE FIREWORKS STAND PERMIT COST RECOVERY FEE IN THE AMOUNT OF SEVEN PERCENT (7%) OF EACH PERMITTEE'S GROSS FIREWORKS SALES FOR THE 2023 AND 2024 INDEPENDENCE DAY HOLIDAYS AND WAIVE COLLECTION OF THE NON-REFUNDABLE APPLICATION FEE FOR ALL PREVIOUS YEARS**

**WHEREAS**, on June 28, 2008, the City Council adopted Resolution No. 2008-67 amending rules and regulations pertaining to temporary fireworks stands pursuant to San Bruno Municipal Code Section 6.50.060; and

**WHEREAS**, Section 4 of Resolution 2008-67 sets forth a cost recovery fee requiring a non-refundable application fee and a requirement that permit recipient reimburse the City their pro rata portion of the costs incurred by the city for fireworks public education, enforcement of the requirements of San Bruno Municipal Code Chapter 6.50 and Resolution 2008-67, and fireworks cleanup "Cost Recovery Fee"; and

**WHEREAS**, on September 26, 2023, the City Council adopted Resolution 2023-105 to clarify that the cost recovery fee includes fire prevention and fire suppression costs; and

**WHEREAS**, City Council adopted a non-refundable application fee on April 23, 2024;

**WHEREAS**, the City Council has considered input from representatives of nonprofit groups who operate the fireworks stands regarding the local community benefit from capping the 2023 and 2024 Independence Day holiday Cost Recovery Fee.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council hereby: (i) establishes a cap on the Fireworks Stand Permit Cost Recovery fee in the amount of seven percent (7%) of each permittee's gross fireworks sales for the 2023 and 2024 Independence Day holidays, and (ii) directs staff to waive collection of the non-refundable application fee for all previous years.

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I hereby certify that foregoing **Resolution No. 2024 - 37** was introduced and adopted by the San Bruno City Council at a regular meeting on May 28, 2024, by the following vote:

AYES: Councilmembers: Alvarez, Hamilton, M. Medina, Salazar, Mayor R. Medina

NOES: Councilmembers: None

ABSENT: Councilmembers: None

  
Lupita Huerta, City Clerk