

Update on Effort to Establish Zoning Regulations for Firearm and Ammunition Retail Uses

COMMUNITY WORKSHOP
MARCH 11, 2024



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Progress Update on City Council Directive

On July 26, 2022, the City Council directed Staff to evaluate new regulations for firearms retailers. Staff has made progress on the following items:

1. Consider the Giffords Law Center Model Ordinance Best Practices. *COMPLETE.*
2. Amend the City's business license process; establishing new operations and inspection requirements for firearms retailers. *COMPLETE.*
3. Prepare a Zone Text Amendment (ZTA) and development standards for firearms retailers. *PROGRESS UPDATE TODAY.*
4. Establish a discretionary review process for new firearm retailer's applications. *PROGRESS UPDATE TODAY.*

Why Are We Here?

- Update work status of the ZTA and draft standards.
- Presented draft standards to City Council at December 2023 Study Session :
 1. The distance separation requirements for retailers from “sensitive uses”.
 2. The proposed discretionary review process for new retailers.
 3. The potential security standards for new and existing retailers.



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Proposed Firearm Retail Use Regulations

Proposed Firearm Retail Use Regulations

Proposed new section in the Burbank Municipal Code:

- 10-1-1119: FIREARM RETAIL USE REGULATIONS:

A. Purpose

F. Location

B. Definitions

G. Video Surveillance System

C. Permitting Process

H. Secure Storage of Firearms

D. Prohibition

I. Bollards

E. Compliance by Existing Firearm Retailers

J. Lighting

Proposed Firearm Retail Use Regulations

A. Purpose

It is the purpose and intent of this Section to establish local development and location standards for the permitting of facilities engaging in the sale, lease, or transfer of firearms or ammunition. The requirements of this section apply in addition to all applicable licensing, building, zoning, and site development standards of the Code.

Proposed Firearm Retail Use Regulations

B. Definitions

- “Firearm Retail Activity” means any person or establishment engaging in the business of selling, leasing, or transferring of any firearm or ammunition...
- “Sensitive Uses” means schools, public libraries, religious institutions, and public parks and open space...

Note: There are other additional definitions not listed on this slide.

Proposed Firearm Retail Use Regulations

C. Permitting Process

- Conditional Use Permit (CUP) requirement.
- Federal, State, and Local license requirement.
- Applicability to gun shows and events.

D. Prohibition

- Firearm retail activity on City property is prohibited.

Proposed Firearm Retail Use Regulations

E. Compliance by Existing Firearm Retailers

- Applicability of new standards to existing firearm retailers.
- 180 days to comply with new regulations.
- Nonconforming retailers and continuation of use.

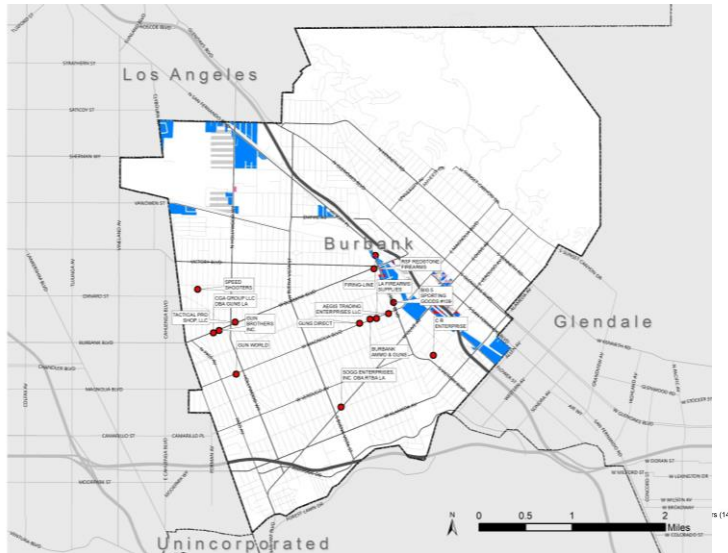
Proposed Firearm Retail Use Regulations

F. Location

- Separation from residential zones and Sensitive Uses.
- Per Section B. Definitions:
 - “Residential Zones” means properties zoned as R-1, R-1-H, R-2, R-3, R-4, MDR-3, and MDR-4.
 - “Sensitive Uses” means schools, public libraries, religious institutions, and public parks and open space...

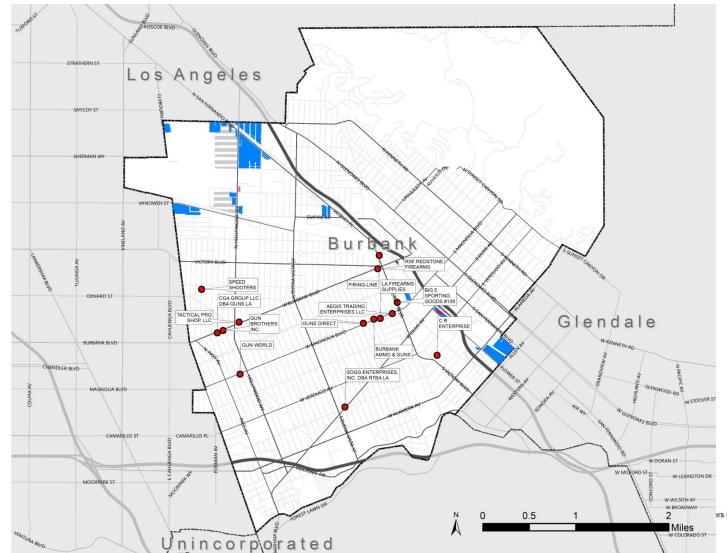
Proposed Firearm Retail Use Regulations

F. Location (cont'd)



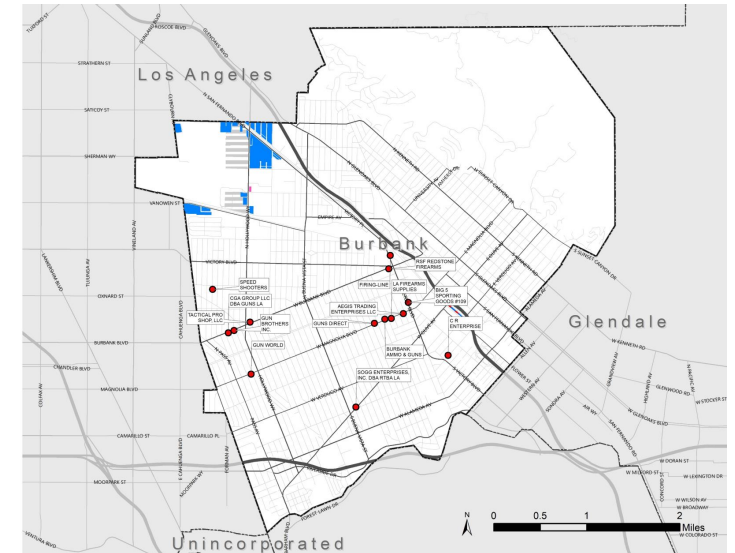
OPTION 1

500 feet from Sensitive Uses
500 feet from Residential Uses
89 out of 2,098 blocks
3.8% of total land area



OPTION 2

1,000 feet from Sensitive Uses
500 feet from Residential Uses
46 out of 2,098 blocks
2.7% of total land area



OPTION 3

1,000 feet from Sensitive Uses
1,000 feet from Residential Uses
30 out of 2,098 blocks
2.1% of total land area

OPTION 1

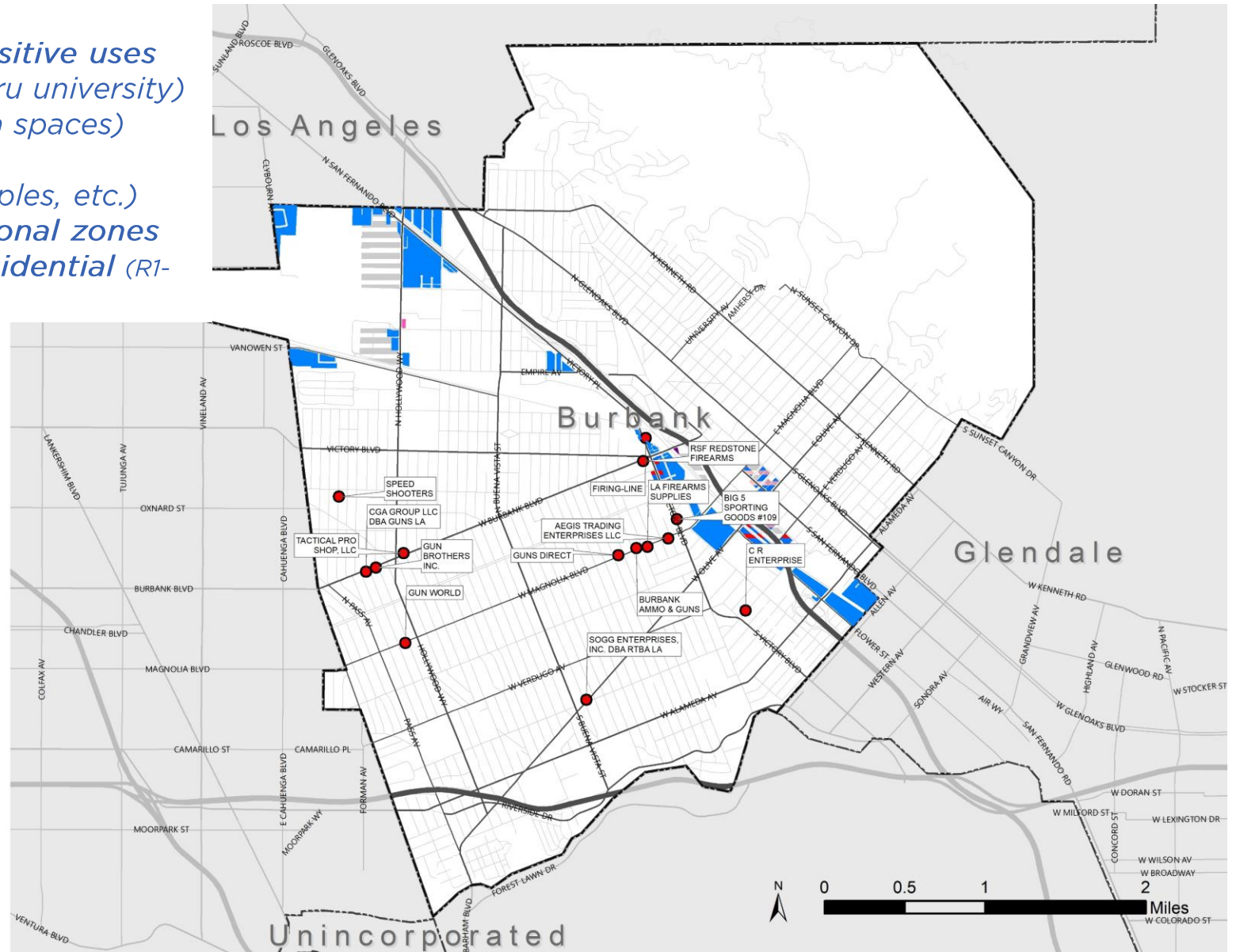
- Removes parcels within **500 feet** of sensitive uses
 - Schools (public, private, daycares thru university)
 - Parks (City or regional parks or open spaces)
 - Libraries (City)
 - Religious Institutions (churches, temples, etc.)
- Removes Residential (R1-R4) and Institutional zones
- Removes parcels within **500 feet** of Residential (R1-R4)

RESULTS:

- 89 out of 2,098 blocks
- 3.8% of total land area

Legend

 AD(2 blocks)	 BCCM(8 blocks)
 BCC-1(8 blocks)	 C-3(1 blocks)
 BCC-2(10 blocks)	 M-2(40 blocks)
	 PD(20 blocks)
	 Existing Firearm/Ammunition Retailers (14)



Note that all existing firearm retailers would not comply with this potential separation requirement.

OPTION 2

- Removes parcels within **1,000** feet of sensitive uses
 - Schools (public, private, daycares thru university)
 - Parks (City or regional parks or open spaces)
 - Libraries (City)
 - Religious Institutions (churches, temples, etc.)
- Removes Residential (R1-R4) and Institutional zones
- Removes parcels within **500** feet of Residential (R1-R4)

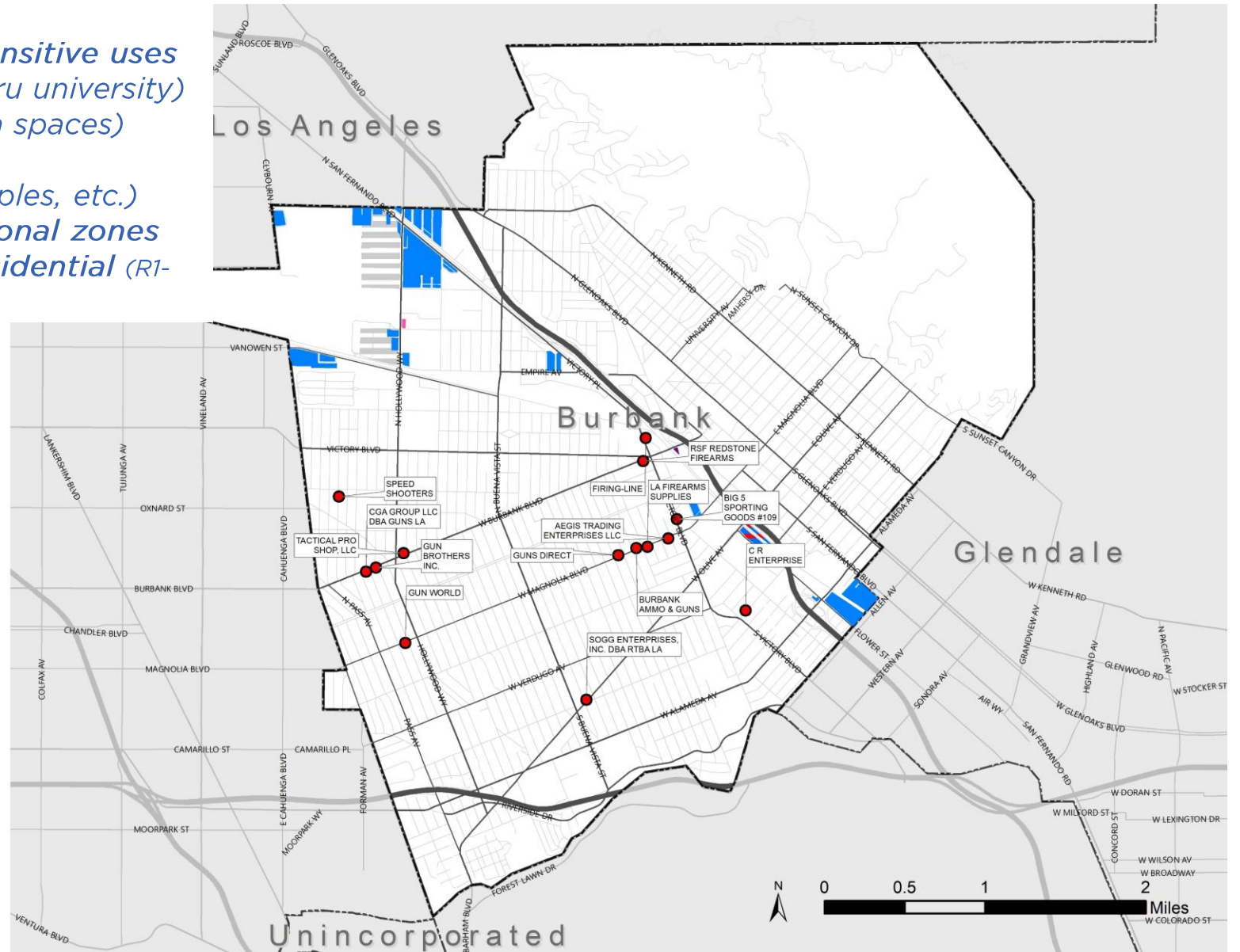
RESULTS:

- 46 out of 2,098 blocks
- 2.7% of total land area

Legend

Buffer2_3_MinusResBuffer500

- | | |
|---|--|
|  AD(1 blocks) |  C-3(1 blocks) |
|  BCC-2(1 blocks) |  M-2(28 blocks) |
|  BCCM(4 blocks) |  PD(11 blocks) |
| |  Existing Firearm/Ammunition Retailers (14) |



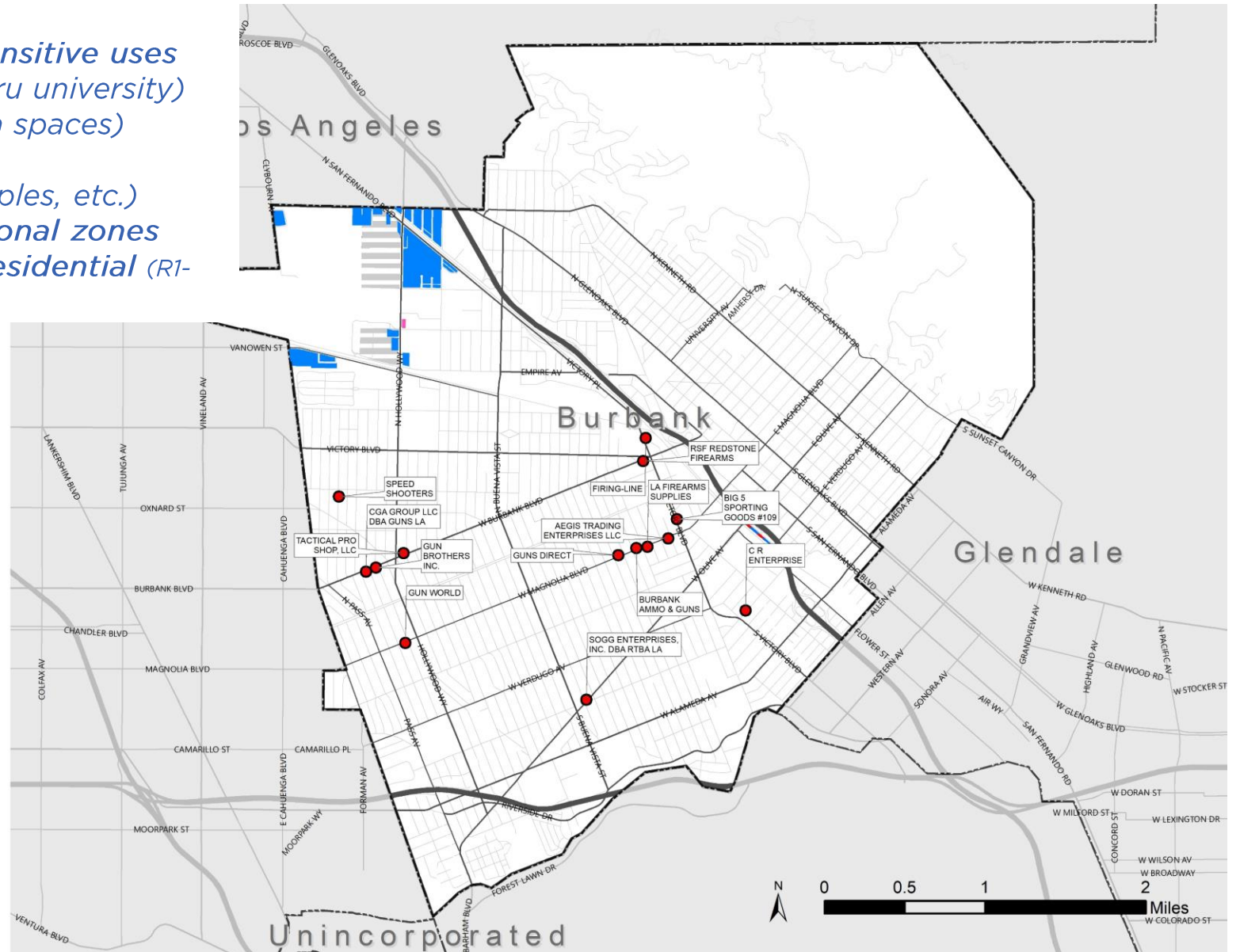
Note that all existing firearm retailers would not comply with this potential separation requirement.

OPTION 3

- Removes parcels within **1,000** feet of sensitive uses
 - Schools (public, private, daycares thru university)
 - Parks (City or regional parks or open spaces)
 - Libraries (City)
 - Religious Institutions (churches, temples, etc.)
- Removes Residential (R1-R4) and Institutional zones
- Removes parcels within **1,000** feet of Residential (R1-R4)

RESULTS:

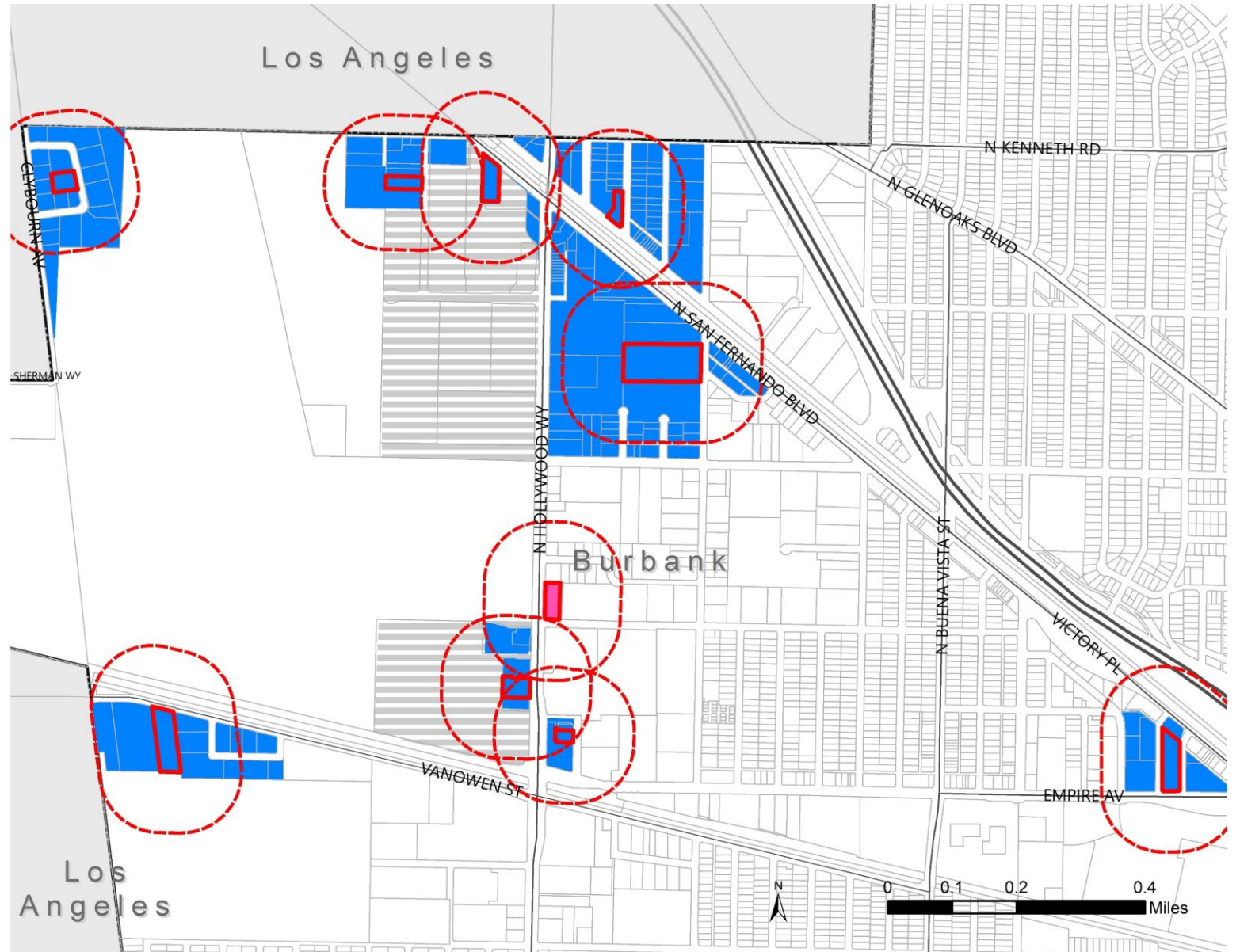
- 30 out of 2,098 blocks
- 2.1% of total land area



Note that all existing firearm retailers would not comply with this potential separation requirement.

ANY OPTION:

- Per City Council's request at 12/5/2023 meeting, study and consider requiring an additional 500 feet buffer in between firearm establishments to prevent clustering.

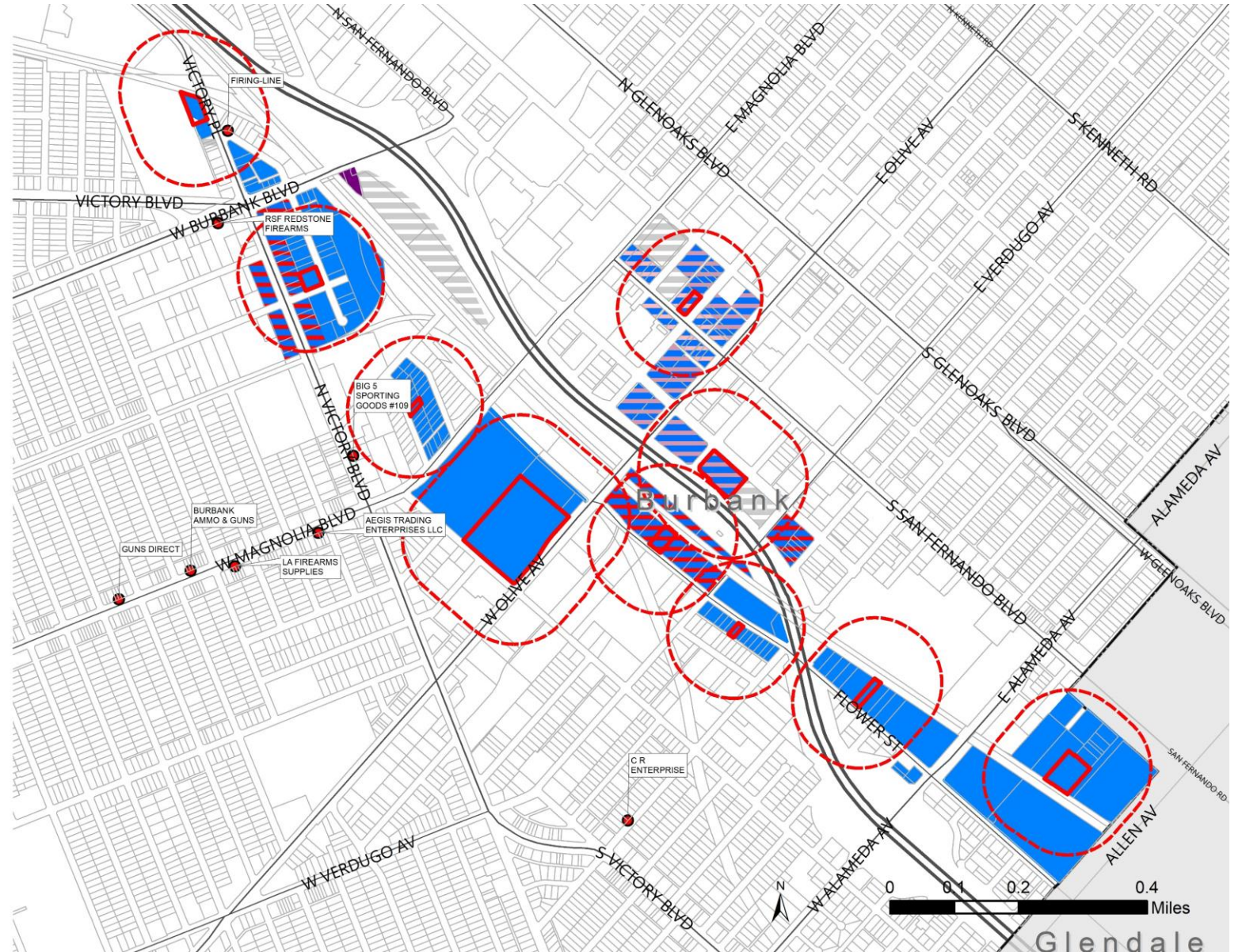


Map of NW corner of City illustrating how a 500 foot buffer requirement may impact availability of parcels for new firearm retailers in Option 1.

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- Per City Council's request at 12/5/2023 meeting, study and consider requiring an additional 500 feet buffer in between firearm establishments to prevent clustering.

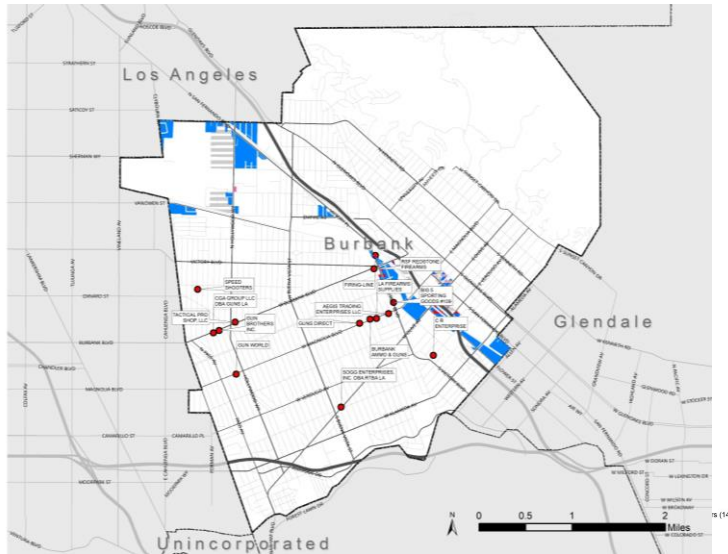
Legend



Map of SE corner of City illustrating how a 500 foot buffer requirement may impact availability of parcels for new firearm retailers in Option 1.

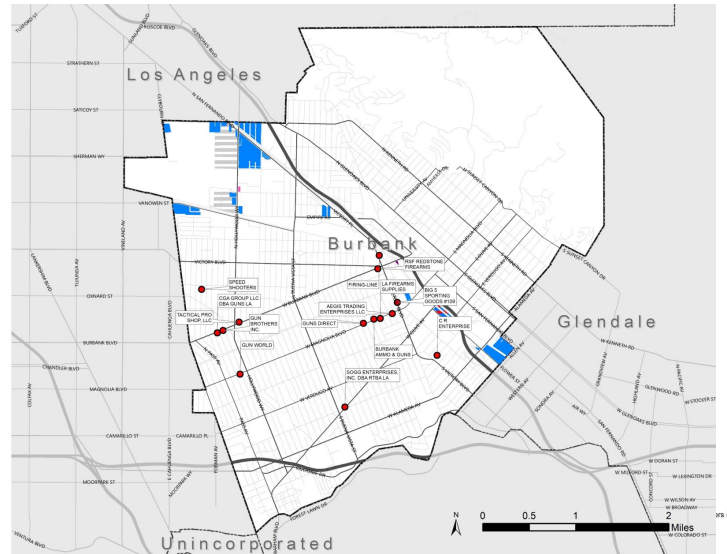
Proposed Firearm Retail Use Regulations

F. Location (cont'd)



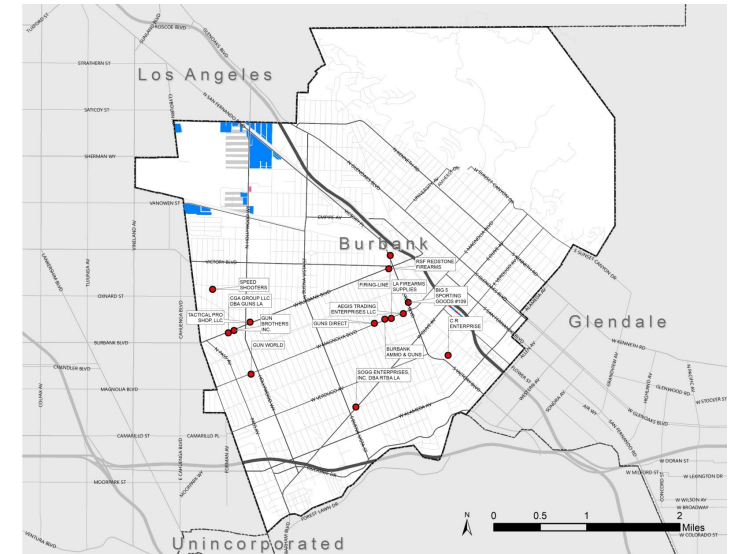
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G. Video Surveillance System

- Firearm retail activity must comply with the video surveillance system approved by the Police Chief consistent with Article 7, Chapter 4, of Title 3 of the Burbank Municipal Code.

Proposed Firearm Retail Use Regulations

H. Secure Storage of Firearms

- All inventory firearms shall be stored in the licensed location consistent with the requirements of State Law (*California Penal Code 26890*).

Proposed Firearm Retail Use Regulations

I. Bollards

- If the proposed or current firearm retail facility is street level, bollards or other barriers shall be installed.
- Bollards shall not be located within the public right-of-way or obstruct accessible routes.

Proposed Firearm Retail Use Regulations

J. Lighting

- Lighting shall be provided to illuminate the interior, facade, and the immediate surrounding area of the firearm retail facility.

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Summary

- **10-1-1119: FIREARM RETAIL USE REGULATIONS**
 - A. Purpose
 - B. Definitions
 - C. Permitting Process
 - D. Prohibition
 - E. Compliance by Existing Firearm Retailers
 - F. Location
 - G. Video Surveillance System
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Next Steps

Community Workshop	Today
Planning Commission Meeting	Monday, April 8, 2024
Stakeholder Meeting #3	Wednesday, April 24, 2024
City Council Meeting – First Reading	Tuesday, May 21, 2024
City Council Meeting – Second Reading	Tuesday, June 4, 2024

Firearm Retail and Ammunition City Webpage



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Appendix