

CHAPTER TWO: PROHIBITED ACTIVITIES

Subchapter 2.09: Safe Storage of Firearms in a Residence

2.09.010 Application of Subchapter.

The provisions of this subchapter shall apply within the jurisdictional boundaries of the Town of Colma.

[*History:* Ord. 803, 12/9/20]

2.09.020 Definitions.

For the purpose of this subchapter, the following words shall have the meaning set forth herein:

- (a) "Firearm" means a firearm as defined in California Penal Code Section 16520.
- (b) "Locked Container" means a locked container, as defined in California Penal Code, Section 16850, listed on the California Department of Justice Bureau of Firearms roster of approved firearm safety devices. For purposes of this subchapter, a locked container does not include a bag or other container made of fabric or other penetrable material, such as a regular purse, backpack, or gym bag.
- (c) "Residence" means any structure intended or used for human habitation, including but not limited to, houses, condominiums, rooms, accessory dwelling units, motels, hotels, single room occupancy units, time shares, recreational vehicles, and other vehicles where human habitation occurs.
- (d) "Trigger lock" means a trigger lock that is listed on the California Department of Justice's roster of approved firearms safety devices and that is identified as appropriate for that firearm by reference to either the manufacturer and model of the firearm or to the physical characteristics of the firearm that match those listed on the roster for use with the device under California Penal Code Section 23635.

[*History:* Ord. 803, 12/9/20]

2.09.030 Safe Storage of Firearms in a Residence Required.

- (a) Except when carried on the person, no person shall keep a firearm in any residence unless the firearm is stored in a locked container or is disabled with a trigger lock.
- (b) To encourage reporting of lost or stolen firearms, a person who complies with California Penal Code Section 25250 by reporting the loss or theft of a firearm they own or possess to a local law enforcement agency within five days from the time they knew or reasonably should have known the firearm had been lost or stolen shall not be prosecuted for violation of subsection (a).

2.09.040 Enforcement.

A violation of any provision of this subchapter is an infraction, punishable as set forth in subchapter 1.05 of the Colma Municipal Code. It can also be enforced through the Administrative Citation process contained at Colma Municipal Code Section 2.01.090(c).

[History: Ord. 803, 12/9/20]