

LYNDEN POLICE DEPARTMENT




FIREWORKS FACTS

2024

**CITY OF LYNDEN
FIREWORKS USE & DISCHARGE
DATES & TIMES**

July 2024

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	<i>1</i> 0900-2300	<i>2</i> 0900-2300	<i>3</i> 0900-2300	<i>4</i>  <u>0900-0000</u>	<i>5</i> 0900-2100	<i>6</i>
<i>7</i>	<i>8</i>	<i>9</i>	<i>10</i>	<i>11</i>	<i>12</i>	<i>13</i>
<i>14</i>	<i>15</i>	<i>16</i>	<i>17</i>	<i>18</i>	<i>19</i>	<i>20</i>
<i>21</i>	<i>22</i>	<i>23</i>	<i>24</i>	<i>25</i>	<i>26</i>	<i>27</i>
<i>28</i>	<i>29</i>	<i>30</i>	<i>31</i>			

Within the City of Lynden, fireworks can only be discharged from July 1 through July 5 and during specified times.

Outside of the city limits, fireworks can be discharged from June 28 through July 6.

Fireworks may be sold/purchased starting on June 28 through July 5.

LMC 9.24.200 Fireworks--Use prohibited--Exception.

No person shall cast, throw, light or fire any squib, rocket, cracker, torpedo, grenade, gun, revolver, pistol, cap or cartridge, or other combustible firecrackers or fireworks, except that type which is classified and registered as safe and sane fireworks by the state fire marshal in conformity with Chapter 228, Session Law of 1961, state of Washington. (Ord. 1141 § A (part), 2002).

LMC 9.24.210 Fireworks--Sale and display prohibited--Exception.

No person shall exhibit or have in his possession with intent to give away, sell or offer for sale within the city any squib, rocket, cracker, torpedo, grenade, gun, revolver, pistol, cap or cartridge or other combustible firecrackers or fireworks except that which is classified and registered as safe and sane fireworks by the state fire marshal in conformity with Chapter 228, Session Laws of 1961, state of Washington. (Ord. 1141 § A (part), 2002).

LMC 9.24.220 Fireworks--Dangerous use prohibited.

No person shall cast, throw, light, fire or otherwise utilize any safe and sane fireworks or any other fireworks, in a reckless or dangerous manner or in a way that causes substantial risk of injury to any person or property. (Ord. 1141 § A (part), 2002).

LMC 5.24.100 - Dates and times consumer fireworks may be sold or discharged

It is legal to sell and purchase consumer fireworks within the City of Lynden from 12:00 noon to 11:00 p.m. on the twenty-eighth of June, from 9:00 a.m. to 11:00 p.m. on each day from the twenty-ninth of June through the fourth of July, from 9:00 a.m. to 9:00 p.m. on the fifth of July, from 12:00 noon to 11:00 p.m. on each day from the twenty-seventh of December through the thirty-first of December of each year, and as provided in RCW 70.77.311.

Consumer fireworks may be used or discharged each day between the hours of 9:00 a.m. and 11:00 p.m. on the first of July to the third of July, and on July 4th between the hours of 9:00 a.m. and 12:00 midnight, and between the hours of 9:00 a.m. and 9:00 p.m. on July 5th, and from 6:00 p.m. on December 31st until 1:00 a.m. on January 1st of the subsequent year, and as provided in RCW 70.77.311.

(Ord. 1090 § A, 1999; Ord. 408 § 6, 1963)

(Ord. No. 1479, § 1, 2-17-2015)

RCW 70.77.485
Unlawful possession of fireworks — Penalties.

It is unlawful to possess any class or kind of fireworks in violation of this chapter. A violation of this section is:

A misdemeanor if involving less than one pound of fireworks, exclusive of external packaging; or

A gross misdemeanor if involving one pound or more of fireworks, exclusive of external packaging.

For the purposes of this section, "external packaging" means any materials that are not an integral part of the operative unit of fireworks.

RCW 70.77.488
Unlawful discharge or use of fireworks — Penalty.

It is unlawful for any person to discharge or use fireworks in a reckless manner which creates a substantial risk of death or serious physical injury to another person or damage to the property of another. A violation of this section is a gross misdemeanor.

RCW 70.77.435

Any fireworks which are illegally sold, offered for sale, used, discharged, possessed, or transported in violation of the provisions of this chapter or the rules or regulations of the chief of the Washington state patrol, through the director of fire protection, are subject to seizure by the chief of the Washington state patrol, through the director of fire protection, or his or her deputy, or by state agencies or local governments having general law enforcement authority.

[2002 c 377 § 37; 1997 c 182 § 20; 1995 c 61 § 23; 1994 c 133 § 11; 1986 c 266 § 111; 1982 c 230 § 37; 1961 c 228 § 64.]

RCW 9.40.110
Incendiary devices — Definitions.

For the purposes of RCW [9.40.110](#) through [9.40.130](#), as now or hereafter amended, unless the context indicates otherwise:

"Disposes of" means to give, give away, loan, offer, offer for sale, sell, or transfer.

"Incendiary device" means any material, substance, device, or combination thereof which is capable of

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RCW 9.40.120
Incendiary devices — Penalty.

Every person who possesses, manufactures, or disposes of an incendiary device knowing it to be such is guilty of a class B felony punishable according to chapter [9A.20](#) RCW, and upon conviction, shall be punished by imprisonment in a state prison for a term of not more than ten years.

RCW 9.40.130 — Exceptions.

RCW [9.40.120](#), as now or hereafter amended, shall not prohibit the authorized use or possession of any material, substance, or device described therein by a member of the armed forces of the United States or by firefighters, or peace officers, nor shall these sections prohibit the use or possession of any material, substance, or device described therein when used solely for scientific research or educational purposes or for any lawful purpose. RCW [9.40.120](#), as now or hereafter amended, shall not prohibit the manufacture or disposal of an incendiary device for the parties or purposes described in this section.

[2007 c 218 § 62; 1971 ex.s. c 302 § 5; 1969 ex.s. c 79 § 4.]

RCW 70.74.180

Any person who has in his or her possession or control any shell, bomb, or similar device, charged or filled with one or more explosives, intending to use it or cause it to be used for an unlawful purpose, is guilty of a class A felony, and upon conviction shall be punished by imprisonment in a state prison for a term of not more than twenty years.

[2003 c 53 § 354; 1984 c 55 § 1; 1969 ex.s. c 137 § 21; 1931 c 111 § 18; RRS § 5440-18.]

RCW 70.74.270

A person who maliciously places any explosive or improvised device in, upon, under, against, or near any building, car, vessel, railroad track, airplane, public utility transmission system, or structure, in such manner or under such circumstances as to destroy or injure it if exploded is guilty of:

(1) Malicious placement of an explosive in the first degree if the offense is committed with intent to commit a terrorist act. Malicious placement of an explosive in the first degree is a class A felony;

(2) Malicious placement of an explosive in the second degree if the offense is committed under circumstances not amounting to malicious placement of an explosive in the first degree and if the circumstances and surroundings are such that the safety of any person might be endangered by the explosion. Malicious placement of an explosive in the second degree is a class B felony;

(3) Malicious placement of an explosive in the third degree if the offense is committed under circumstances not amounting to malicious placement of an explosive in the first or second degree. Malicious placement of an explosive in the third degree is a class B felony.

[1997 c 120 § 1; 1993 c 293 § 6; 1992 c 7 § 49; 1984 c 55 § 2; 1971 ex.s. c 302 § 8; 1969 ex.s. c 137 § 23; 1909 c 249 § 400; RRS § 2652.]

RCW 70.74.010

Definitions.

() The term "**explosive**" or "**explosives**" whenever used in this chapter, shall be held to mean and include any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion, that contains any oxidizing and combustible units, or other ingredients, in such proportions, quantities or packing, that an ignition by fire, by friction, by concussion, by percussion, or by detonation of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb. In addition, the term "explosives" shall include all material which is classified as division 1.1, 1.2, 1.3, 1.4, 1.5, or 1.6 explosives by the United States department of transportation. For the purposes of this chapter small arms ammunition, small arms ammunition primers, smokeless powder not exceeding fifty pounds, and black powder not exceeding five pounds shall not be defined as explosives, unless possessed or used for a purpose inconsistent with small arms use or other lawful purpose.

() The term "**improvised device**" means a device which is fabricated with explosives or destructive, lethal, noxious, pyrotechnic, or incendiary chemicals and which is designed, or has the capacity, to disfigure, destroy, distract, or harass.