

CHAPTER 94: FIREWORKS

§ 94.01 TITLE.

This chapter shall be known, **cited and commonly referred to** as the "Fireworks Ordinance of the City of Woodcreek".

(Ord. 88-30A, 4-12-1995; Ord. 19-262 , 6-12-2019)

§ 94.02 PURPOSE.

The purpose is to protect the general welfare and safety of the citizens of the City.

(Ord. 88-30A, 4-12-1995; Ord. 19-262 , 6-12-2019)

§ 94.03 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Fireworks. Any firecrackers, ~~cannon crackers, sky rockets, torpedoes,~~ Roman candles, sparklers, **sky lanterns, squibs, fire balloons, star shells, gerbs** or any other substance **or device, in whatever combination by a designated name which is** intended for use in ~~obtaining~~ visible or audible pyrotechnic display. and ~~s~~Such terms shall include all articles or substances within the commonly accepted meaning of fireworks, whether herein ~~specially~~ **specifically** designated and defined or not.

Person. Any natural person, association of persons, partnership, corporation, agent or officer of a corporation.

(Ord. 88-30A, 4-12-1995; Ord. 19-262 , 6-12-2019)

§ 94.04 RESTRICTIONS AND RULES; AUTHORITY.

Law Enforcement, the Fire Chief, and the Fire Marshal are granted the authority and are responsible to enforce the following provisions of this chapter.

- (A) The sale and/or distribution of fireworks within the corporate limits of the City is prohibited.
- (B) It shall be unlawful for any person to ignite, detonate, discharge or fire any fireworks of any description within the City.
- (C) A sworn complaint may be filed in **a court with appropriate jurisdiction** ~~the Municipal Court of the City~~ charging that sale, distribution, igniting, detonating, discharging or firing of fireworks has taken place; specifying the time, date, location and persons charged. ~~; provided, however, that, t~~ This division ~~(C)~~ shall not be construed as requiring such a complaint in order to enforce this chapter.
- (D) A public display of fireworks may be authorized by the **County** Fire Marshal when any adult person, firm, corporation or association has made a written application at least ~~48 hours~~ **10 days** in advance of the date of the proposed display, it shall be the duty of the **County** Fire Marshal to make an investigation as to whether the proposed display may be hazardous to property or dangerous to any persons and shall grant or deny the application based upon his or her findings.

(Ord. 88-30A, 4-12-1995; Ord. 19-262 , 6-12-2019)

Cross reference(s)—Penalty, see § 94.99

§ 94.99 PENALTY.

Any person, firm or corporation who violates any provisions of this chapter, or any order made under authority of this chapter, or who causes or permits any such violation of this chapter shall be guilty of a misdemeanor and, upon conviction, shall be fined an amount not to exceed \$2,000.00. Each day any violation of this chapter shall continue shall constitute a separate offense.

(Ord. 88-30A, 4-12-1995; Ord. 19-262 , 6-12-2019)

ORC REVISION