

## **ARTICLE X. GENERALLY**

### **SECTION 800.010: DEFINITION**

For purposes of this Article, the term "*fireworks*" shall mean and include any combustible or explosive compositions or any substances or article prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration or detonation.

### **SECTION 800.020: UNLAWFUL TO SELL -- EXCEPTIONS**

Except as hereinafter provided, it shall be unlawful for any person to store, sell or offer for sale fireworks of any type within the Village limits; provided however, notwithstanding any ordinance or fire code provisions to the contrary, sale of fireworks shall be permitted by local, nonprofit, religious or community service organizations, or by resident of the Village. To qualify as such a qualified seller, the applicant must provide evidence at a regularly scheduled monthly meeting in Wardsville or directly to the Village clerk.

### **SECTION 800.030: PERIOD OF SALE LIMITED**

The period during which sale of fireworks is lawful by licensed fireworks vendors shall begin 14 days prior to July 4 and end 7 days following July 4 of each year.

### **SECTION 800.040: STORAGE**

Fireworks shall not be kept for sale or stored in any location where paints, oils, varnishes, turpentine, gasoline or other flammable or combustible items are stored. If stored in a business where such items are located, they must be stored in a distinct and separate location and away from such items.

### **SECTION 800.050: HANDLING FIREWORKS IN MANNER LIKELY TO CAUSE PROPERTY DAMAGE OR INJURY**

It shall be unlawful for any person to throw or place any fireworks, including pyrotechnic devices, in such a manner that the explosion of same will be likely to endanger or cause injury or damage to any person or real or personal property.

### **SECTION 800.060: SIGNS REQUIRED**

Two signs, red in color and a minimum of two (2) feet by four (4) feet in size, with white lettering, bearing the words "No smoking allowed nor discharging fireworks within one hundred (100) feet of stand" shall be displayed. Six (6) temporary off-site signs, balloons, or animations located on commercial or industrial zoned property are permitted. Signs are limited to those allowed as temporary signs under Wardsville Ordinance 151. Signs are permitted only during the period that the sale of fireworks is permitted, and they must be removed by July 18. Sign permits are not required for the above signs.

### **SECTION 800.070: FIRE EQUIPMENT**

The Osage Fire Protection District shall, in accordance and consistent with the International Fire Code, establish rules and regulations governing the acquisition,

placement and usage of fire equipment required to be furnished by the vendor. All such required equipment shall be kept at the site of sale at all times. Failure to comply with such standards shall be cause for immediate closing of the site by order of the Village Police and immediate revocation of the vendor's rights to operate hereunder.

**SECTION 800.080: STRUCTURE**

Structures, including tents, used for the sale of fireworks must be approved by the Osage Fire Protection District.

**SECTION 800.090: DISCHARGE LAWFUL -- WHEN**

The discharge, detonation or shooting of fireworks shall only be permitted between the hours of 9:00 A.M. and 11:00 P.M. on the first (1st) through seventh (7th) of July each year. The explosion of fireworks at any other times is unlawful, except by special permit of the Board of Trustees.

**SECTION 800.100: PENALTY**

Any person violating any provision of this Article shall be deemed guilty of a code violation, and upon conviction thereof, shall be subject to punishment by a fine of up to \$500.00 per violation.