

**CITY OF PARIS
ORDINANCE 2016-9**

AN ORDINANCE REGULATING THE USE OF FIREWORKS

WHEREAS, the City has received numerous complaints from citizens regarding the use of fireworks;

NOW THEREFORE BE IT ORDAINED BY THE CITY OF PARIS CITY COMMISSION THAT THE FOLLOWING SECTIONS OF THE CODE OF ORDINANCES BE ADDED OR AMENDED:

§ 69.005 Use of Fireworks

Fireworks and consumer fireworks shall not be used, ignited, fired, or exploded on any property of the city, and fireworks and consumer fireworks shall not be used, ignited, fired, or exploded on any other property located in the city except as follows:

(A) Consumer fireworks may be used, ignited, fired, or exploded between the hours of 10:00 a.m. until 12:00 a.m. (midnight) ~~and 10:00 p.m. from July 1 to July 7, except on July 4 and December 31; when the applicable ending hour shall be 12:00 a.m. (midnight).~~ The City Manager is hereby authorized by the Board of Commissioners to issue a municipal order to reduce and/or restrict the days and times that consumer fireworks may be used, ignited, fired or exploded, if the City Manager makes a written finding in the Municipal Order that the reduction and /or restriction is in the interests of public safety, including but not limited to drought and/or dry conditions. The City Manager is further hereby authorized by the Board of Commissioner to lift and remove any municipal order so reducing and/or restricting the days and times that consumer fireworks may be used, ignited, fired or exploded. The Board of Commissioners, in its discretion, may override and make null and void any municipal order issued by the City Manager pursuant to this division (A). In addition, the Board of Commissioners may by its own municipal order reduce and/or restrict or create additional date(s) and times that consumer fireworks may be used, ignited, fired or exploded.

(B) No person under the age of eighteen (18) years may possess, use, ignite, fire or explode any fireworks or consumer fireworks.

(C) No person may use, ignite, fire or explode any fireworks or consumer fireworks within two hundred (200) feet of any structure, motor vehicle (whether operational or non-operational), or any other person or animal, or in any place where a person is in violation of any other law, regulation or ordinance.

(D) No person may use, ignite, fire or explode any fireworks or consumer fireworks if otherwise prohibited as part of any ban on burning.

(E) Any person using, igniting, firing or exploding any fireworks or consumer fireworks shall be responsible for disposing of any resultant trash or debris.

(F) No person or entity shall use, ignite, fire or explode any display fireworks unless all conditions set out in KRS 227.710 are met and only upon obtaining a permit from the city which shall, at a minimum, include verification that the permit holder has presented the following:

- (1) Name, permanent address, and phone number of the competent display operator as defined by KRS 227.710(1)(c);
- (2) Proof of a permit from the state fire marshal;
- (3) Proof of general liability insurance in an amount not less than one millions dollars (\$1,000,000.00) per occurrence which shall remain in effect at all times while engaged in the permitted activity;

- (4) Location for the proposed display of fireworks, including the name and phone number of the owner of the property; and
- (5) Date(s) and beginning and ending time(s) for the proposed display of fireworks.
- (6) The City Manager is hereby authorized by the Board of Commissioners to issue a Municipal Order to reduce and/or restrict the days and times that display fireworks may be used, ignited, fired or exploded, if the City Manager makes a written finding in the municipal order that the reduction and /or restriction is in the interests of public safety, including but not limited to drought and/or dry conditions. The City Manager is further hereby authorized by the Board of Commissioners to lift and remove any municipal order so reducing and/or restricting the days and times that display fireworks may be used, ignited, fired or exploded. The Board of Commissioners, in its discretion, may override and make null and void any municipal order issued by the City Manager pursuant to this division (F)(6). In addition, the Board of Commissioners may by its own municipal order reduce and/or restrict or create additional date(s) and times that display fireworks may be used, ignited, fired or exploded.

The foregoing ordinance shall take effect immediately upon execution and publication.

The foregoing ordinance was introduced and read for the first time as the City Commission's regular meeting of October 25, 2016 Read for the second time, adopted and approved at its regular meeting of November 8, 2016.

Michael Thornton, Mayor

ATTEST:

Stephanie Settles, City Clerk