
Sec. 16-220. Firework stands; license; regulation.

- (a) The term "firework stand" means any and all outdoor and indoor merchandise displays of any and all firework and firework devices in any manner regulated or addressed by this article.
- (b) No person may erect, possess, own, operate, maintain or sell from any firework stand for any purpose except as allowed by this article and only in conformity with all state laws, administrative codes, regulations, and other City ordinances.
- (c) No person may erect, possess, own, operate, maintain or sell from any firework stand for any purpose without a firework stand permit, which permit shall be nontransferable.
- (d) Application for a firework stand permit shall be made to the City Clerk on a form and in the manner required by the Chief of the Fire Department, which form shall include a provision which empowers the Chief of the Fire Department, Chief of the Police Department, and/or the Code Administration Director and any and all other persons acting on their behalf, to inspect the firework stand, inventory, merchandise, related structures, and surrounding area, at any time, without notice.
- (e) Application for the nontransferable fireworks stand permit shall be accompanied with a non-refundable application fee, which fee shall be applied to help defray the City's actual inspection and administrative review costs. The permit shall be in an amount as established by the City Council from time to time and set forth in the fee schedule that appears in this Code.
- (f) The firework stand permit shall be, at all times, conspicuously posted upon the firework stand.
- (g) The firework stand permit may be revoked at any time the Chief of the Fire Department, The Chief of the Police Department, or the Code Administration Director or his or her representative finds any violation of this article or any other law, and any time the Chief of the Fire Department, the Chief of the Police Department, or the Code Administration Director or his or her representative believes the firework stand, in any manner, poses any risk or potential risk to human or property safety.
- (h) The Chief of the Fire Department, the Chief of the Police Department, and/or the Code Administration Director or their representative may require, as a condition to not revoking an issued firework stand permit, compliance with any and all health and safety requirements as they or their representatives, may from time to time, deem in the best interest of human or property well being or safety. Any and all requirements of the Chief of Fire, the Chief of Police, and/or the Code Administration Director or their representative shall be construed, for all purposes, as required by this article.
- (i) The firework stand permit shall be for a term not to exceed 30 days.
- (j) No firework stand permit may be issued for any firework stand erected or proposed to be erected in an area not properly zoned for such stand or activity.
- (k) No firework stand permit may be issued unless the applicant first applies for, pays for and obtains from the City a temporary sign permit and all other permits and licenses required for such stand and activities.
- (l) The Chief of the Fire Department, Chief of the Police Department, and/or the Building Director and all other persons acting on their behalf, will issue correction notices for any violations of federal law, state law, and/or local ordinances. Any violations shall be corrected forthwith.
- (m) The Chief of the Fire Department, Chief of the Police Department, and/or the Building Director and all other persons acting on their behalf will have the responsibility upon their finding of a violation to issue citations for the amount of \$500.00 per violation.
- (n) No license or permit required under this article may be issued by the City Clerk to any person or other entity who has previously violated any provision of this article or any similar law anywhere.

(Code 1976, § 8.40.050; Ord. No. 2017-705, § VII, 11-27-2017 ; Ord. No. 2018-742, § VIII, 11-26-2018)