

AN ORDINANCE REGULATING THE USE AND STORAGE OF FIREWORKS
WITHIN THE CITY OF TAYLORSVILLE

City of Taylorsville, Kentucky

Ordinance No. 439

WHEREAS, it is the intent of the City Commission to establish standards and regulations regarding the use of fireworks within the City and to thereby enhance the peace, welfare and general safety of our citizens and community;

WHEREAS, the following Ordinance will promote the general safety of the community while allowing for specified times in which the celebratory use of consumer fireworks may be enjoyed within the City of Taylorsville.

NOW THEREFORE be it ordained by the City Commission of the City of Taylorsville as follows:

SECTION I:

That a new City of Taylorsville, Kentucky Ordinance shall be created to read as follows:

FIREWORKS REGULATIONS

(A) As used in this Ordinance, the term ‘consumer fireworks’ shall have that meaning as has been established by the State Legislature in KRS 227.702, as such statute may be amended, and to which statute specific reference is hereby made.

(B) Except as set forth in this Ordinance, it shall be unlawful in the City of Taylorsville for any person, firm, corporation or other entity to use or detonate consumer or display fireworks on private property in such manner as to create a circumstance of wanton endangerment or disorderly conduct.

(C) It shall be unlawful in the City of Taylorsville for any person, firm, corporation or other entity other than as duly authorized by the City, to use or detonate any consumer or display fireworks on property owned by the City of Taylorsville.

(D) Consumer Fireworks may only be used, ignited, fired, or exploded only during the following specific times:

(1) Except as otherwise set forth in this section, consumer fireworks may be used, ignited, detonate, fired, or exploded between the hours of 10:00 a.m. and 10:00 p.m. on June 28th through July 7th of any calendar year.

(2) On any Friday or Saturday falling within the period listed above of June 28th through July 7th, consumer fireworks may be used, ignited, detonated, fired, or exploded between the hours of 10:00 a.m. and 11:00 p.m.

(3) On the 4th day of July, consumer fireworks may be used, ignited, detonated, fired, or exploded between the hours of 10:00 a.m. and 12:00 a.m. (midnight).

(4) In the event that a public display authorized and sponsored by the City of Taylorsville shall be scheduled or re-scheduled for any day other than the 4th day of July, then consumer fireworks may be used, ignited, detonated, fired, or exploded on the day of the municipal public display between the hours of 10:00 a.m. and 12:00 a.m. (Midnight).

(5) In the event that the City of Taylorsville Fire Chief determines that a high hazard condition exists, the Fire Chief may issue an emergency order pursuant to KRS Chapter 227 prohibiting the use of fireworks during the existence of such condition.

(E) Notwithstanding any provision herein to the contrary, and regardless of the day of the week on which July 4th falls, persons may use, ignite, detonate, fire, or explode consumer fireworks on any date specifically named or designated by the City of Taylorsville, Kentucky as the date to celebrate Independence Day for the city, if other than the actual date of July 4th between the hours of 10:00 a.m. and 12:00 a.m. (Midnight).

SECTION II:

CITY OF TAYLORSVILLE FIREWORKS PERMIT

(A) Any person, firm, corporation or other entity may petition the City Commission for permission to display consumer and or commercial fireworks at any time.

(B) Such petition shall be made in person at a regularly scheduled or special called City Commission meeting not less that fifteen (15) days prior to the planned display.

(C) The City Commission is authorized, in its' sole discretion, to issue a City Fireworks Permit, on such form as may be established by the City Clerk, stating the name and full contact information of the requesting party, including but not limited to address, cellular telephone number and eMail address; the date of the display; the exact location from which the display will be exhibited; the time and anticipated duration of the display; the general type and number of fireworks to be detonated; and such other information as may be deemed appropriate by the City Clerk.

(D) Any petitioner seeking a City Fireworks Permit shall provide proof of insurance deemed suitable to the Commission.

(E) The City Commission may issue a City Fireworks Permit, and may assess, in its' discretion, an administrative fee of not more than Five Hundred Dollars (\$500.00).

SECTION III:

PENALTY

(A) Any violation of a provision of this chapter is hereby classified as a civil offense pursuant to KRS 65.8808 and nothing contained herein or elsewhere in the Taylorsville City

Ordinances, unless specifically so stated, shall prohibit the enforcement of this chapter by any other means authorized by law.

(B) Whoever violates any provision of this chapter shall be fined not less than ten dollars (\$10) nor more than five hundred dollars (\$500) if the violation is not contested and not less than twenty-five dollars (\$25) nor more than one thousand dollars (\$1,000) if the violation is contested for each offense. Each day's continued violation shall constitute a separate violation.

SECTION IV: This Ordinance shall be in full force and effect upon its adoption, recordation, and publication as required by Law.

PASSED AND APPROVED by the Board of Commission of the City of Taylorsville, Kentucky at a special called meeting on this the 24th day of October, 2023, with the Yea and Nay votes of the Board of Commission as follows:

	Yea	Nay
Karen Spencer, Mayor	<u> X </u>	<u> </u>
Diane Bowens	<u> X </u>	<u> </u>
Diana Hilbert	<u> X </u>	<u> </u>
Abbigail Nation	<u> X </u>	<u> </u>
Kathy Spears	<u> X </u>	<u> </u>

Given First Reading on: The 17th day of October, 2023.

Given Second Reading and Passed on: The 24th day of October, 2023.

Published in *The Spencer Magnet* on: The 8TH day of November, 2023.

Approved:

Attest:



Karen Spencer, Mayor
City of Taylorsville



Stephen A. Biven, City Clerk
City of Taylorsville