

TOWN OF CORYDON
ORDINANCE NO. 2021 - 03
AN ORDINANCE RELATED TO CONSUMER FIREWORKS

Section 1: Objective

The Objective of this ordinance is to control and regulate the use of fireworks by consumers.

Section 2: Definition of Consumer Fireworks.

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

Consumer Firework.

- (1) A small firework that is designed primarily to produce visible effects by combustion, and that is required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR 1507 and as amended. The term also includes some devices designed to produce audible effect, such as whistling devices, ground devices containing 50 milligrams or less of explosive composition, and aerial devices containing 130 milligrams or less of explosive composition. Propelling or expelling charges consisting of a mixture of charcoal, sulfur, and potassium nitrate are not considered as designed to produce an audible effect. CONSUMER FIREWORK includes but may not be limited to the following:
 - (a) Aerial devices, which include sky rockets, missile type rockets, helicopter or aerial spinners, roman candles, mines, and shells;
 - (b) Ground audible devices, which include firecrackers, salutes, and chasers; and
 - (c) Firework devices containing combinations of the effects described in subsections (1) (a) and (b) above.
- (2) The following items are specifically excluded from the definition of CONSUMER FIREWORK:
 - (a) Model rockets;
 - (b) Toy pistol caps;
 - (c) Emergency signal flares;
 - (d) Matches;
 - (e) Fixed ammunition for firearms;
 - (f) Ammunition components intended for use in firearms, muzzle loading cannons, or small arms;
 - (g) Shells, cartridges, and primers for use in firearms, muzzle loading cannons, or small arms;
 - (h) Indoor pyrotechnics special effects material; or
 - (i) M-80s, cherry bombs, silver salutes, and any devices banned by the federal government.
- (3) In addition, the following items are excluded from the definition of CONSUMER FIREWORKS but are and shall continue to be subject to applicable permitting requirements and state statutes governing fireworks;
 - (a) Dipped sticks or wired sparklers;
 - (b) Cylindrical fountains;
 - (c) Cone fountains;
 - (d) Illuminating torches;
 - (e) Wheels;
 - (f) Ground spinners;
 - (g) Flitter sparklers;
 - (h) Snakes or glow worms;
 - (i) Smoke devices; and
 - (j) Trick noisemakers, which include:
 1. Party poppers;
 2. Bobby traps;
 3. Snappers;
 4. Trick matches;
 5. Cigarette loads, and
 6. Auto burglar alarms.

Section 3: Use of Consumer Fireworks Within the Town

It shall be unlawful to use or display or permit to be used or displayed within the municipal boundaries of the Town of Corydon any type of consumer firework on any day or time other than the following:

- (1) Between the hours of 5:00 PM and the two hours after sunset on June 29, June 30, July 1, July 2, July 3, July 5, July 6, July 7, July 8, and July 9;
- (2) Between the hours of 10:00 AM and 11:59 PM on July 4; and
- (3) Between the hours of 5:00 PM on December 31 and 1:00 AM on January 1.

Section 4: Supervised Public Displays

This ordinance shall not apply to supervised public displays of fireworks by municipalities, fair associations, civic groups, and other organizations or groups of individuals, all of which are and shall continue to be subject to applicable permitting requirements and state statutes.

Section 5: Enforcement

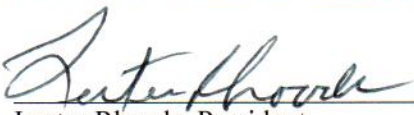
The Town of Corydon Police Department shall be charged with enforcing the provisions of this Ordinance.

Section 6: Penalty

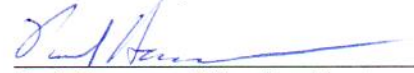
Any person, business or any other entity who violates this ordinance shall be subject to a fine of \$100 for the first offense and \$250 for each subsequent offense. A separate offense shall be deemed committed upon each day during which a violation occurs or continues.

ADOPTED this 3rd day of May, 2021.

TOWN COUNCIL OF THE TOWN OF CORYDON



 Lester Rhoads, President



 Paul Hamman, Vice President

 Doug Castetter, Member



 Harlan Fisher, Member



 Hope Schneider, Member

Attest: 

 Treggie King, Clerk-Treasurer