

Chapter 8.32 FIREWORKS

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8.32.010 Prohibited fireworks.

The use of fireworks, as defined by Indiana Code Sections 22-11-14 et seq., and devices substantially similar to such devices, are prohibited within the city's corporate limits, unless a permit for such use is first obtained from the state fire marshal. However, the use of the following fireworks, novelties, and trick noisemakers are permitted between the hours of ten a.m. and ten p.m.:

- A. Dipped Sticks or Wire Sparklers. However, total pyrotechnic composition may not exceed one hundred (100) grams per item. Devices containing chlorate or perchlorate salts may not exceed five grams in total composition per item;
- 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;
- J. Trick noisemakers, which include:
 - 1. Party poppers,
 - 2. Booby traps,
 - 3. Snappers,
 - 4. Trick matches,
 - 5. Cigarette loads,
 - 6. Auto burglar alarms.

(Ord. 05-24 § 1)

8.32.020 Required insurance.

In the event that a permit is obtained from the state fire marshal for the use of devices otherwise prohibited by this chapter, the permittee or other user must first obtain and provide a copy of a certificate of insurance naming the city of Franklin, Indiana as an additional insured for the payment of all damages which may be caused either to a person or persons in an amount of one hundred thousand dollars (\$100,000.00) for damages caused to a person or persons, and one hundred thousand dollars (\$100,000.00) for damage to property.

(Ord. 05-24 § 2)

8.32.030 Violation of this chapter constitutes a public nuisance.

A violation of this chapter constitutes a public nuisance, and may be the subject of an enforcement action against same to enjoin future violations and abate continuing violations. Additionally, all other available legal remedies may be sought by the city to enforce this chapter.

(Ord. 05-24 § 3)

8.32.040 Penalties.

Any person who violates any provision of this chapter shall also be subject to the following monetary penalties, in addition to reasonable attorney's fees incurred by the city in the prosecution of the violation:

- A. For the first offense--a fine of twenty-five dollars (\$25.00);
- B. For the second offense--a fine of fifty dollars (\$50.00);
- C. For the subsequent offenses--a fine of one hundred dollars (\$100.00).

(Ord. 05-24 § 4)