

State Fireworks Laws vs. Noise Control Ordinance

City of Franklin – Fireworks

1. 8.32.010 - Prohibits fireworks (as defined by IC 22-11-14) with the city's corporate limits, unless a permit for such use is first obtained from the state fire marshal. However lists approx. 15 types of fireworks which are permitted between 10 a.m. and 10 p.m.
2. 8.32.020 - When a permit is obtained from the fire marshal, 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(s) in an amount of \$100,000 for damages caused to a person(s) and \$100,000 for damage to property. (This follows IC 22-11-14-3.)
3. 8.32.040 - Penalties:
 - A. First offense – a fine of \$25.00 plus attorney's fees incurred by the city.
 - B. Second offense - \$50.00 plus attorney's fees.
 - C. Subsequent offenses – a fine of \$100 plus attorney's fees.

City of Franklin - Noise Control

1. 10.32.010 - Sound restrictions on public property (50 feet rule) does not control fireworks.
2. 10.32.020 - Sound restrictions on private property (50 feet rule) does not control fireworks.
3. 10.32.030 - Exemptions:

The following are exempted from the provisions of this chapter:

 - G. Sounds emitted from the use of legal fireworks on, and celebrations of, legal holidays.

State Law

1. Fireworks may be used on the user's property; or on the property of someone who has consented to the use of fireworks; or at a special discharge location.
2. Fireworks can be purchased by person 18 years of age or older and children can possess or use any kind of firework only when an adult is present.
3. Penalties range from Class A Misdemeanor up to a Class C Felony (intentional use causing death).
4. On Memorial Day, the 4th of July, Labor Day and New Years Eve fireworks may be discharged from 9 a.m. to midnight. Fireworks may not be discharged after midnight on December 31st and before 9 a.m. on January 1st. Any other day of the year fireworks may be discharged from 9 a.m. to 11 p.m. Local laws may further affect fireworks use.