

**CITY OF IONIA**  
**Ordinance No. 543**

**AN ORDINANCE TO AMEND CHAPTER 692 ENTITLED FIREWORKS OF PART SIX – GENERAL OFFENSES CODE – OF THE CODIFIED ORDINANCES OF THE CITY OF IONIA**

**THE CITY OF IONIA HEREBY ORDAINS:**

**PART SIX – GENERAL OFFENSES CODE**

**Chapter 692 - Fireworks**

**Section 692.01 entitled Definitions shall be amended as follows:**

**692.01 DEFINITIONS.**

(a) “Consumer fireworks” shall mean fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507. “Consumer fireworks” does not include low-impact fireworks.

(b) “Firework” or “fireworks” shall mean any composition or device, except for a starting pistol, a flare gun, or a flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks, and special effects, as defined by the Michigan Fireworks Safety Act, Act 256 of 2011, as amended by Act 635 of 2018.

(c) “Low-impact fireworks” shall mean ground and handheld sparkling devices.

(d) “Minor” shall mean an individual who is less than 18 years of age.

**Section 692.02 entitled Governance shall be amended as follows:**

**692.02 GOVERNANCE.**

The sale, discharge, storage, transportation and distribution of fireworks in the City of Ionia shall be governed by the Michigan Fireworks Safety Act, Act 256 of 2011, as amended by Act 635 of 2018.

**Section 692.03 entitled Use of Low Impact Fireworks shall be amended as follows:**

**692.03 USE OF LOW IMPACT FIREWORKS.**

The use of low impact fireworks, as defined in the Michigan Fireworks Safety Act of 2011, as amended by Act 635 of 2018 (ground and handheld sparkling devices, shall be permitted year-round.

**Section 692.04 entitled Use of Consumer Fireworks shall be amended as follows:**

**692.04 USE OF CONSUMER FIREWORKS.**

Consumer fireworks use in the City of Ionia is limited to the day before, the day of, and the day after, a federal holiday, subject further to the following:

- (a) Consumer fireworks shall not be sold to a minor.
- (b) A minor shall not use, possess, explode or cause to explode any consumer fireworks, as defined herein, within the city.
- (c) A minor shall not buy, purchase, acquire or obtain any consumer fireworks, as defined herein, within the city.
- (d) A person shall not ignite, discharge, or use consumer fireworks upon another person's property or within 15 feet of another person's property without such property owner's permission. No person shall ignite, discharge, or use consumer fireworks on public property, public street or public right-of-way, school property, or church property without permission. A person shall not ignite, discharge or use consumer fireworks closer than ten feet from any building or structure on his or her property and on adjoining properties.
- (e) The ignition, discharge, or use of consumer fireworks shall be limited to the following days after 11:00 a.m.:

- (1) December 31 until 1:00 a.m. on January 1.
- (2) The Saturday and Sunday immediately preceding Memorial Day until 11:45 p.m. on each of those days.
- (3) June 29 to July 4 until 11:45 p.m. on each of those days.
- (4) July 5, if that date is a Friday or Saturday, until 11:45 p.m.

~~For purposes of this chapter, federal holidays are: New Year's Day, Birthday of Martin Luther King, Jr., Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving and Christmas.~~

~~(f) On the day before, the day of, and the day after a federal holiday, no person shall ignite, discharge, or use consumer fireworks between the hours of 1:00 a.m. and 8:00 a.m.~~

Date: \_\_\_\_\_

BY: \_\_\_\_\_

Ally H. Cook, City Clerk

Introduction and First Reading:	July 2, 2019
Notice of Public Hearing:	July 6, 2019
Second Reading and Adoption:	August 6, 2019
Effective:	August 10, 2019