



# CITY OF MARYSVILLE

## Fire Department

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DALE VOGELSANG  
Fire Chief

### MARYSVILLE FIREWORKS ORDINANCE

#### Chapter 16.40

#### ELLIS LAKE FIREWORKS

##### 16.40.010 Fireworks prohibited.

No person without first obtaining a permit from the director of public works or the fire chief, shall possess, sell, use, display or explode any rocket, firecracker, roman candle, squib, torpedo, torpedo cane, fire balloon, wire core sparkler, wooden core sparkler, black cartridge or other combustible device or explosive substance of any kind of **fireworks**, by whatsoever name known on city-owned property around:

- (1) Ellis Lake which property lies generally between Fourteenth Street and Ninth Street and B Street and D Street in the city; and
- (2) North Ellis Lake which property lies generally between Sixteenth Street and Fourteenth Street and C Street and E Street in the city. (Ord. 1202 (part), 1995).

##### 16.40.020 Penalty for violation.

Any person violating this section is guilty of an infraction and shall be punished by a fine of up to two hundred fifty dollars. (Ord. 1202 (part), 1995).

##### 16.40.030 Signs.

The director of public works is authorized and directed to place and maintain appropriate signs giving notice of the prohibition against the possession, sale, use, display or explosion of **fireworks** imposed by this section. (Ord. 1202 (part), 1995).

#### 13.20.065 Regulation of sale of fireworks.

The retail sales and use of safe and sane **fireworks** as defined in the California Health and Safety Code are permitted within the city limits of Marysville when all of the following requirements are met in addition to the requirements in the Health and Safety Code and the State Fire Marshal's regulations.

- (a) A permit to engage in the retail sales of safe and sane **fireworks** must be obtained from the fire department.
- (b) **Fireworks** stands shall not be located closer than seventy-five feet to the nearest structure nor shall they be located in any area zoned as residential in Title [18](#) of this code.
- (c) Retailers shall not store unsold stocks of **fireworks** in any area zoned as residential in Title [18](#) of this code. **Fireworks** shall remain in the **fireworks** stand until returned to the wholesaler or shall be stored at a location approved by the chief. If the **fireworks** are stored in the stand, a competent person, at least eighteen years of age, shall be in constant attendance during the time of such storage.
- (d) Any person, firm, corporation, or organization applying for a retail sales **fireworks** permit shall furnish to the Marysville fire department a policy of public liability and property damage insurance. This policy shall have no deductible, with a limit of bodily injury of not less than five hundred thousand dollars. The city of Marysville, the Marysville fire department, and their agents and employees shall be named as co-insureds on the policy.
- (e) At least two 2A water-type fire extinguishers, which have been serviced and tagged within the preceding twelve months by a licensed fire extinguisher service company, shall be maintained within the sales area, booth, etc., at all times while **fireworks** are in such sales area, booth, etc. A five-eighths-inch or larger garden hose, not exceeding one hundred fifty feet in length, equipped with a Boston-type squeeze nozzle, may be used in lieu of the water extinguisher. The hose must be attached to a water

faucet and must be charged with water at all times during which **fireworks** are in the sales area, booth, etc.

(f) No person shall use any **fireworks** in any manner that could be detrimental to the health, safety, or welfare of another person.

(g) No person under the age of sixteen shall be allowed to have any **fireworks** in their possession without being in direct supervision of a responsible adult person eighteen years of age or older.

**Fireworks** in the possession of a person under the age of sixteen who is not under direct adult supervision may be confiscated.

Any person who uses **fireworks** in an unsafe, irresponsible, or destructive manner shall be subject to, but not limited to, the following:

(1) Confiscation of all **fireworks** in their possession.

(2) Citation and fine.

(3) Violator will pay the cost of all damages including the cost of any other emergency arising from said action.

(4) If the violator is a minor, their legal guardian will be subject to the above.

(h) Any person who provides **fireworks** to a juvenile under the age of sixteen who is not directly supervised by a responsible adult, regardless if by sale or gift, shall be subject to but not limited to a citation, fee and/or possible incarceration.

(i) Any person who has in their possession illegal **fireworks** will be issued a citation and all **fireworks** in their possession will be confiscated. All information will be given to the State Fire Marshal's office. (Ord. 1319 § 14, 2008; Ord. 1282 § 1 (part), 2003; Ord. 1092 § 1, 1990; Ord. 1056 § 10, 1987).

**9.24.020 Discharge of firearms--** discharge or explode any firecracker, skyrocket, Roman candle, chaser, or other **fireworks** of any kind or nature, or shall make any bonfire or burn any hay, straw, shavings or other combustible material within the city, without first having obtained a special permit therefor in writing from the mayor of the city, which permit shall designate the time and place of firing and discharging, is guilty of a misdemeanor;

### **SAFE AND SANE FIREWORKS**

**Safe and Sane - This is a term for fireworks that do not have aerial effects or explode. Items that are classified as Safe and Sane include sparklers, snaps, smoke balls, fountains, snakes, and (in some cases) wheels. Items that are not classified as Safe and Sane include firecrackers, rockets, and cakes. Some States restrict legal fireworks to Safe and Sane items only.**