

TITLE 7**FIRE PROTECTION AND FIREWORKS****CHAPTER****1. FIREWORKS.****CHAPTER 1****FIREWORKS****SECTION**

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7-101. Definition of fireworks. The term "fireworks" as used in this chapter shall be held to mean any combustible or explosive composition or any substance or combination of substances or article prepared for the purpose of producing a visible or an audible effect by combustion, expulsion, deflagration or detonation and shall include blank cartridges, toy pistols, toy cannons, toy canes or toy guns in which explosives are used, the type of unmanned balloons which require fire underneath to propel the same, firecrackers, torpedoes, skyrockets, roman candles, Daygo Bombs, sparklers and other fireworks of like construction and any fireworks containing any explosive or flammable compound or any tablets or other device containing any explosive substance except that the term "fireworks" shall not include model rockets and model rocket engines designed, sold and used for the purpose of propelling recoverable aero models and shall not include toy pistols, toy canes, toy guns or other devices in which paper or plastic caps manufactured as provided therein, the sale and use of which shall be permitted at all times. Each package containing toy paper and/or plastic caps offered for retail sale shall be labeled to indicate the maximum explosive content per cap. (Ord. #89-4, Sept. 1989)

7-102. Prohibition of sale. Except as hereinafter provided, it shall be unlawful for any person, firm or corporation to offer for sale, expose for sale, or sell at retail, any fireworks within the City of Cross Plains. (Ord. #89-4, Sept. 1989)

7-103. Exceptions. Any person, firm or corporation engaged in the sale of goods, wares and merchandise at wholesale may store pyrotechnic or

fireworks as defined in this chapter provided that no sales are made within the City of Cross Plains and provided further that the storage of said pyrotechnics or fireworks shall be subject to the inspection of the city or his designated representative. (Ord. #89-4, Sept. 1989)

7-104. Confiscation. Any fireworks stored, sold or offered for sale in the City of Cross Plains contrary to provisions of this chapter may be forthwith confiscated and destroyed by the City of Cross Plains. (Ord. #89-4, Sept. 1989)

7-105. Violation. Any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$25.00 nor more than \$50.00 provided however, that each days violation of the provisions hereof shall constitute a separate offense. (Ord. #89-4, Sept. 1989)

7-106. Non-conforming use. Fireworks sales may take place only in permanent buildings and by businesses which are in the principle business of fireworks twelve (12) months a year in the City of Cross Plains. (Ord. #89-4, Sept. 1989, as amended by Ord. #92-9, Jan. 1993)