

TITLE 7

FIRE PROTECTION AND FIREWORKS¹

CHAPTER

1. FIRE DISTRICT.
2. FIRE CODE.
3. FIRE DEPARTMENT.
4. FIREWORKS.

CHAPTER 1

FIRE DISTRICT

SECTION

7-101. Reserved.

7-101. Reserved. (Ord. #51-8, June 2015)

¹Municipal code reference

Building, utility and residential codes: title 12.

CHAPTER 2

FIRE CODE¹

SECTION

7-201. Fire code adopted.

7-202. Revisions.

7-203. Geographic limits.

7-204. Severability.

7-201. Fire code adopted. A certain document being marked and designated as the International Fire Code, 2012 edition, excluding all Appendixes, as published by the International Code Council, be and is hereby adopted as the fire code of the City of Elizabethton, in the State of Tennessee, regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and the collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said fire code, on file in the office of the fire marshal, are hereby referred to, adopted, and made a part hereof, as if fully set out in this municipal code, with the additions, insertions, deletions and changes, if any, prescribed in § 7-202. (Ord. #51-8, June 2015)

7-202. Revisions. The following sections are hereby revised:

Section 101.1. Insert: "City of Elizabethton."

Section 108. Delete and add: "This section shall be replaced by title 12, chapter 12, of the Elizabethton Municipal Code."

Section 109.4. Insert: "Class B Misdemeanor"; "\$50.00 dollars," "30 days."

Section 111.4. Insert: "\$50.00 dollars," "\$50.00 dollars." (Ord. #51-8, June 2015)

7-203. Geographic limits. The geographic limits referred to in certain sections of the 2012 International Fire Code are hereby established as follows:

¹Municipal code reference

Building, utility and residential codes: title 12.

Section 5704.2.9.6.1 (geographic limits in which the storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited): "To be determined by the jurisdiction having authority."

Section 5706.2.4.4 (geographic limits in which the storage of Class I and Class II liquids in above-ground tanks is prohibited): "To be determined by the jurisdiction having authority."

Section 5806.2 (geographic limits in which the storage of flammable cryogenic fluids in stationary containers is prohibited): "To be determined by the jurisdiction having authority."

Section 6104.2 (geographic limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas): "To be determined by the jurisdiction having authority." (Ord. #51-8, June 2015)

7-204. Severability. If any section, subsection, sentence clause or phrase of this legislation or adopted code is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this chapter. The Elizabethton City Council hereby declares that it would have passed this municipal code, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one (1) or more sections, subsections, sentences, clauses and phrases be declared unconstitutional. (Ord. #51-8, June 2015)

CHAPTER 3

FIRE DEPARTMENT¹

SECTION

- 7-301. Composition and apparatus, etc.
- 7-302. Administration.
- 7-303. Records and reports.
- 7-304. Police powers.
- 7-305. Policy in regard to fire calls outside the city.

7-301. Composition and apparatus, etc. The fire department shall be composed of such subordinate officers and personnel and have such apparatus and equipment as the city council may from time to time direct and/or authorize upon the recommendation of the city manager. Timely recommendations shall be made to the council to insure that the department is at all times equipped with such apparatus, equipment, and personnel as may be required to maintain its efficiency in properly protecting life and property from fire. (2000 Code, § 7-301)

7-302. Administration. The chief shall formulate a set of rules and regulations to govern the fire department and shall be responsible to the city manager for the personnel, morale, and general efficiency of the department. All subordinate officers and personnel of the department shall be accountable to the chief and to him only. (2000 Code, § 7-302)

7-303. Records and reports. The chief shall see that complete records are kept of all fires, inspections, apparatus and equipment, personnel, and other information about the work of the department.

He shall report monthly to the city manager the condition of the apparatus and equipment; the number of fires during the month, their location and cause, the date of same, and the loss occasioned thereby; the number and purpose of all other runs made; and the apparatus and number of personnel making each fire or other run.

The chief shall make a complete annual report to the city manager within one (1) month after the close of the fiscal year. Such report shall include a summary of the monthly reports together with comparative data for previous years and recommendations for improving the effectiveness of the department. (2000 Code, § 7-303)

¹Municipal code reference

Special privileges with respect to traffic: title 15, chapter 2.

7-304. Police powers. All members of the fire department are hereby appointed as special policemen and are vested with such police powers as are reasonably necessary to enable them properly and efficiently to protect life and property from fire within the city. (2000 Code, § 7-304)

7-305. Policy in regard to fire calls outside the city. Fire calls outside the city will be answered only as authorized by a mutual aid agreement. (2000 Code, § 7-305)

CHAPTER 4

FIREWORKS

SECTION

- 7-401. Purpose.
- 7-402. Definitions.
- 7-403. Permits and fees.
- 7-404. Permit applications.
- 7-405. General restrictions.
- 7-406. Standards for seasonal retailers of fireworks.
- 7-407. Standards for public display permits.
- 7-408. Standards for novelty fireworks.
- 7-409. Separation distance standards adopted.
- 7-410. Seizure and destruction of fireworks.
- 7-411. Restrictions governing the use of fireworks.
- 7-412. Violations and penalty.

7-401. Purpose. Nothing in this chapter shall be construed as applying to the manufacture, storage, sale or use of signals necessary for the safe operation of railroads or other classes of public or private transportation or of illuminating devices for photographic use, nor as applying to the military or naval forces of the United States, or of the State of Tennessee or to peace officers, nor as prohibiting the sale or use of blank cartridges for ceremonial, theatrical, or athletic events. This chapter shall not be construed to affect or relieve any requirements made by the State of Tennessee. (2000 Code, § 7-401)

7-402. Definitions. As used in this chapter, unless the context otherwise requires:

(1) "Discharge site." The immediate area surrounding the fireworks mortars used for an outdoor fireworks display.

(2) "Distributor." Any person engaged in the business of making sales of fireworks to any other person engaged in the business of reselling fireworks either as a retailer, wholesaler, or seasonal retailer or any person who receives, brings or imports any fireworks of any kind, in any manner into this municipality, except a holder of the appropriate manufacturer's, distributor's or wholesaler's permit(s). Any sale of fireworks to a retailer shall only be accomplished by a manufacturer or distributor possessing the required applicable permit(s) issued by the State of Tennessee and this municipality.

(3) "Fallout area." The area over which aerial shells are fired. The shells burst over the area, and unsafe debris and malfunctioning aerial shells fall into this area. The fallout area is the location where a typical aerial shell dud falls to the ground depending on the wind and the angle of mortar placement.

(4) "Fireworks" shall mean any composition or device for the purpose of producing a visible or an audible effect for entertainment purposes by combustion, deflagration, or detonation that meets the definition of 1.4G Fireworks (formerly known as Class C Common Fireworks) or 1.3G Fireworks (formerly known as Class B Special Fireworks) as set forth herein.

(a) "Fireworks, 1.4G." (Formerly known as Class C, Common Fireworks.) Small fireworks devices containing restricted amounts of pyrotechnic composition designed primarily to produce visible or audible effects by combustion. Such 1.4G fireworks which comply with the construction, chemical composition, and labeling regulations of the DOTn for fireworks, UN0336, and the U.S. Consumer Product Safety Commission as set forth in CPSC 16 CFR: parts 1500 and 1507.

(b) "Fireworks, 1.3G." (Formerly known as Class B, Special Fireworks.) Large fireworks devices, which are explosive materials, intended for use in fireworks displays and designed to produce audible or visible effects by combustion, deflagration, or detonation. Such 1.3G fireworks include, but are not limited to, firecrackers containing more than one hundred thirty (130) milligrams (two (2) grains) of explosive composition, aerial shells containing more than forty (40) grams of pyrotechnic composition, and other display pieces which exceed the limits for classification as 1.4G fireworks. Such 1.3G fireworks are also described as Fireworks, UN0335 by the DOTn.

(c) "Novelty fireworks" shall mean small devices containing limited amounts of pyrotechnic explosive or composition that produce a visible or audible effect. The following devices are classed as Fireworks 1.4G and described as Fireworks UN0336 unless they are classed as 1.4S or not regulated as hazardous materials based on specific test results. These devices that are not regulated are not considered to be consumer fireworks and include but are not limited to the following: party popper, snapper, snake-glow worm, sparkler, toy caps, other devices containing 0.8 grains or less of explosive composition such as cigarette loads, trick matches and other trick noise makers. Further definition may be found in NFPA 1124, Appendix C.

(5) "Fireworks display." A presentation of fireworks for a public or private gathering.

(6) "Flame effect." The combustion of flammable solids, liquids or gases to produce thermal, physical, visual or audible phenomena before an audience.

(7) "Inhabited building." Any building or structure regularly used in whole or part as a place of human habitation or visitation. The term includes any church, school, store, and any other building or structure where people are accustomed to congregate or assemble.

(8) "Magazine" shall mean a building, structure or container, other than an explosives manufacturing building approved for storage of explosive materials, as follows:

(a) "Indoor." A portable structure, such as a box, bin or other container, constructed as required for Type 2, 4 or 5 magazines in accordance with NFPA 495, NFPA 1124, or DOTy 27 C.F.R., part 55 so as to be fire-resistant and theft-resistant.

(b) "Type 1." A permanent structure, such as a building or igloo, that is bullet-resistant, fire-resistant, theft-resistant, weather-resistant, and ventilated in accordance with the requirements of NFPA 495, NFPA 1124, or DOTy 27 C.F.R., part 55.

(c) "Type 2." A portable or mobile structure, such as a box, skid-magazine, trailer, or semi trailer, constructed in accordance with the requirements of NFPA 495, NFPA 1124, or DOTy 27 C.F.R., part 55 that is fire-resistant, theft-resistant, weather-resistant, and ventilated. If used outdoors, a Type 2 magazine is also bullet-resistant.

(d) "Type 3." A fire-resistant, theft-resistant, and weather-resistant "day box" or portable structure constructed in accordance with NFPA 495, NFPA 1124, or DOTy 27 C.F.R., part 55 used for the temporary storage of explosive materials.

(e) "Type 4." A permanent, portable, or mobile structure such as a building, igloo, box, semi trailer, or other mobile container that is fire-resistant, theft-resistant and weather-resistant and constructed in accordance with NFPA 495, NFPA 1124, or DOTy 27 C.F.R., part 55.

(f) "Type 5." A permanent, portable or mobile structure such as a building, igloo, box, bin, tank, semi trailer, bulk trailer, tank trailer, bulk truck, tank truck, or other mobile container that is theft-resistant, which is constructed in accordance with NFPA 495, NFPA 1124, or DOTy 27 C.F.R., part 55.

(9) "Manufacturer." Any person engaged in the making, manufacture or construction of fireworks of any kind within this municipality.

(10) "Operator" shall mean the person with overall responsibility for the safety, set-up, and discharge of an outdoor fireworks display, any display before a proximate audience and the use of flame effects before an audience.

(11) "Permit" shall mean the written authority issued by the City of Elizabethton and the state fire marshal as set forth in Tennessee Code Annotated § 68-104-102.

(12) "Person" shall mean any individual, firm, partnership, or corporation.

(13) "Proximate audience." An audience closer to pyrotechnic devices than permitted by NFPA 1123 Code for Fireworks Display.

(14) "Retailer" shall mean any person engaged in making retail sales of fireworks at anytime during the year.

(15) "Sale" shall mean an exchange of articles of fireworks for money or other consideration such as barter, exchange, gift, or offer thereof.

(16) "Seasonal retailer." Any person engaged in the business of making retail sales of fireworks within this municipality from June 20 through July 5 and December 10 through January 2 of each year.

(17) "Wholesaler" shall mean any person engaged in the business of making sales of fireworks to seasonal retailers. A wholesaler shall not be permitted to make a sale to a retailer. (2000 Code, § 7-402)

7-403. Permits and fees. (1) It shall be unlawful for any person to manufacture, sell, offer for sale, ship, or cause to be shipped into the City of Elizabethton any item of fireworks without first having secured applicable permits for public displays or seasonal retail sales from the state fire marshal, as required by Tennessee Code Annotated § 68-104-102 and from the City Clerk of the City of Elizabethton.

(2) This provision applies to residents as well as nonresidents of this municipality. No permit shall be required of a consumer to purchase from a seasonal retailer holding the required permit(s) for purchases within this municipality.

(3) The decision of the city fire official as to what type of permit or permits shall be required of each person under this chapter shall be final. No permit shall be issued to any person under twenty-one (21) years of age. All permits shall be for the calendar year or any fraction thereof and shall expire on December 31. A grace period of two (2) days may be allowed each holder of a permit. No permit provided for herein shall be transferable to another person or location unless such transfer shall be approved by the fire official. Permits shall be posted conspicuously at the place for which it was issued.

(4) The city clerk is authorized and directed to charge for permits issued as follows:

Seasonal retailer	\$300.00
Public display	\$100.00

(5) All fees collected for permits shall constitute expendable receipts of the fire prevention division. The fire official is charged with the enforcement of this chapter and may call upon the state fire marshal, municipal peace officer or code enforcement official for assistance in the enforcement of such chapter.

(6) The city clerk shall assign a number to each permit issued and each holder of a permit of any of the following classes shall imprint or affix the same to all orders and invoices issued or used by each manufacturer, distributor or wholesaler.

(7) No person shall deliver, sell or ship fireworks into or within this municipality unless the consignee produces the required permit or evidence that the consignee holds such a permit. No seasonal retailer shall purchase fireworks from another person without first requiring proof that the proper permit

required of the seller herein has been obtained and is current and valid. (2000 Code, § 7-403)

7-404. Permit applications. (1) The exact mailing address and exact address where fireworks are to be sold must be stated on each application and permit. The fire official or designated representative shall inspect the location for each permit before a permit is issued to determine if the location meets the requirements of this chapter and reasonable safety standards for the storage and sale of fireworks. The issuance of the permits herein required does not replace or relieve any person of state or county privilege licenses as provided by law. The fire official shall require each applicant for a fireworks permit to exhibit a permit or furnish other definite and satisfactory evidence that a proper permit has been issued to the applicant by the state fire marshal and that the permit is current and valid.

(2) Public displays, displays before a proximate audience and flame effects before an audience shall be performed only under competent supervision, and after the persons or organizations making such displays shall have applied for and received a permit for such displays issued by the fire official. Applications for permits for such displays shall be made in writing at least ten (10) days in advance of the proposed display, and the application shall detail location and supervision to the satisfaction of the fire official. Any demonstration requested by the fire official of pyrotechnics to be used for these displays prior to the event for which a permit is requested shall be considered required at a time and place established by the fire official. Permits issued shall be limited to the time specified therein and type(s) of pyrotechnics listed in the application and shall not be transferable.

(3) The fire official may revoke any permit issued under the provisions of this chapter upon evidence that the holder has violated any provisions of such chapter, and confiscate any pyrotechnic articles affected by such revocation. Before any permit shall be revoked, the fire official shall give notice to the permit holder of the intention to do so, by registered mail or by personal service. Such notice shall inform the permit holder of appropriate right to a formal hearing in compliance with requirements of the municipal code. The fire official may refuse to issue another permit to the holder of a permit, which has been revoked for cause for a period not to exceed three (3) years.

EXCEPTION: If, in the opinion of the fire official or his designated representative there exists a condition which is considered immediately dangerous to life and safety, a revocation order may be issued and enforced immediately with notification to be completed as soon as reasonably possible thereafter. (2000 Code, § 7-404)

7-405. General restrictions. The following activities are expressly prohibited by this chapter:

- (1) Manufacturing facilities of any type of pyrotechnic material within this municipality are expressly prohibited.
- (2) Distribution facilities of any type of pyrotechnic material within this municipality are expressly prohibited.
- (3) Year-round retail sales of fireworks within this municipality is expressly prohibited.
- (4) Wholesale facilities of any type of pyrotechnic material within this municipality are expressly prohibited. (2000 Code, § 7-405)

7-406. Standards for seasonal retailers of fireworks. All fireworks seasonal retailers shall comply with the following:

- (1) Building codes and fire codes adopted by the City of Elizabethton.
- (2) All state laws regarding the sale of fireworks, including Tennessee Code Annotated § 68-104-101, et seq.
- (3) No sales shall be made to any individual who is intoxicated or under the influence of any illegal mind altering substance.
- (4) Must have a minimum of two (2) 20 BC rated fire extinguishers in each sales area.
- (5) Must furnish a current certificate of insurance with a minimum of two million dollars (\$2,000,000.00) in product liability and one million dollars (\$1,000,000.00) in general liability with the City of Elizabethton being named as an additional insured on the general liability insurance policy.
- (6) The holder of a seasonal retailers permit shall comply with any guidelines as set forth by the fire official and specifically shall comply at the time of application with the currently adopted code set of this municipality.
- (7) The holder of a seasonal retailers permit shall be authorized to engage in the retail sale of fireworks of the classification DOTn 1.4G (formerly known as Class C, Common Fireworks) only during the times specified for seasonal retailers in the definitions section above.
- (8) Locations for seasonal retail sales shall be limited to businesses which have a minimum of fifty percent (50%) of total receipts from the sale of fireworks.
- (9) Locations for seasonal retail sales shall be limited to proper permanent structures or tents, which have the appropriate manufacturer certificate for flame resistance. Bus or semi-trailer type conversions, which allow entry of the public for the purpose of retail purchase are prohibited.
- (10) Location for seasonal retail sales of fireworks, which do not allow entry of the public and buyers, and are served by a sales clerk, may be portable trailer type conversions.
- (11) Locations for seasonal retail sales of fireworks must be in strict compliance with the electrical code. Locations for seasonal retail sales of fireworks shall comply with Table 1 of this chapter and NFPA 101 Life Safety Code.

(12) Storage of fireworks 1.4G above one thousand pounds (1,000 lbs.). Gross product weight on premises engaged in the seasonal retail sale of this product shall be in outdoor type 4 Magazine minimum and shall be located so as to comply with Table 1 § 7-409 of this chapter.

(13) A sales clerk no less than the age of eighteen (18) must be on duty to serve customers at the time of purchase or delivery.

(14) It shall be unlawful to offer for sale or to sell any fireworks to individuals under the age of sixteen (16) years.

(15) It shall be unlawful to offer for sale or to sell any fireworks to individuals who present themselves to be intoxicated or otherwise irresponsible.

(16) Placing, storing, locating or displaying fireworks in any window, where sun may shine through glass onto the fireworks so displayed shall be prohibited.

(17) At all places where fireworks are stored or sold the presence of lighted cigars, cigarettes or pipes shall be prohibited and there must be posted adequate signs with a minimum six inch (6") letters with a contrasting background color with the words "FIREWORKS - NO SMOKING OR OPEN FLAMES WITHIN 50 FT." (2000 Code, § 7-406)

7-407. Standards for public display permits. Applications for and holders of a public display permit to include displays before a proximate audience and flame effects before an audience shall meet the following requirements:

(1) Applications for a public display permit shall bear the approval signature of the chief of the fire department and the chief of the police department.

(2) Public displays shall be authorized for fireworks labeled DOTn 1.3G (formerly known as Special Fireworks) only after the appropriate permit has been issued.

(3) Public displays shall comply with the guidelines as set forth by the fire official and specifically shall comply at the time of application with the current edition of NFPA 1123 Code for Fireworks Display and NFPA 101 Life Safety Code.

(4) Pyrotechnic special effect devices shall be authorized to be used on stages before proximate audiences for ceremonial or religious purposes, as part of a demonstration in exhibits, or as part of a performance which complies with the guidelines as set forth by the fire official and use of the pyrotechnic device complies with the current edition at the time of application of NFPA 1126 Standard for the Use of Pyrotechnics Before a Proximate Audience and NFPA 101 Life Safety Code.

(5) Flame effects before an audience shall be permitted in accordance with the guidelines as set forth by the fire official and specifically NFPA 160 Standard for Flame Effects Before an Audience and NFPA 101 Life Safety Code.

(6) Any and all permits required by the State of Tennessee for public displays listed in this section shall be presented to the fire official before applications are accepted by this municipality. (2000 Code, § 7-407)

7-408. Standards for novelty fireworks. Novelty fireworks as defined in this chapter may only be sold by the holder of a valid business license issued by the City of Elizabethton. (2000 Code, § 7-408)

7-409. Separation distance standards adopted. (1) The following shall be the minimum distances required under this chapter:

TABLE 1
TABLE OF SEPARATION DISTANCE FOR LOW EXPLOSIVES

QUANTITY OF LOW EXPLOSIVES		DISTANCES IN FEET		
Pounds over	Pounds not over	Inhabited buildings	Passenger railways and public highways	Separation of magazines
0	1,000	50	75	50
1,000	5,000	115	115	75
5,000	10,000	150	150	100
10,000	20,000	190	190	125
20,000	30,000	215	215	145
Pounds over	Pounds not over	Inhabited buildings	Passenger railways and public highways	Separation of magazines
30,000	40,000	235	235	155
40,000	50,000	250	250	165
50,000	60,000	260	260	175
60,000	70,000	270	270	185
70,000	80,000	280	280	190
80,000	90,000	295	295	195
90,000	100,000	300	300	200
100,000	200,000	375	375	250
200,000	300,000	450	450	300

For SI: 1 foot = 304.8 mm

1 pound = 0.454 kg

(2) Pursuant to § 7-207 of the Elizabethton Municipal Code, the chief fire official may exercise discretion when applying the requirements of this section when circumstances warrant such deviation and the spirit of the code is observed, public safety secured and substantial justice done. Any person seeking deviation must present an application in writing setting forth the reasons. (2000 Code, § 7-409)

7-410. Seizure and destruction of fireworks. (1) The fire official shall seize as contraband any fireworks which are sold, displaced, used or possessed in violation of this chapter and is authorized to destroy fireworks so seized.

(2) Before any seized fireworks may be destroyed:

(a) If the owner of seized fireworks is known, the fire official shall give notice by registered mail to such owner of the intent to destroy such seized materials. Notice shall inform the owner of the owner's right to appeal.

(b) If the identity of the owner is not known, the fire official shall cause to be published, in a newspaper of general circulation in the county wherein the seizure was made, notice of such seizure and the intent to destroy such fireworks. The notice shall be published once each week for a period of three (3) consecutive weeks and if no person claims ownership within ten (10) days of the date of the last publication, the fire official shall proceed to destroy the fireworks. If the owner does claim the fireworks within the time above specified, a proper hearing shall be held. (2000 Code, § 7-410)

7-411. Restrictions governing the use of fireworks. The following restrictions apply to the use of fireworks within the corporate limits of the City of Elizabethton.

(1) No fireworks shall be ignited or discharged within six hundred feet (600') of any church, hospital, or public school, when such facilities are occupied.

(2) No fireworks shall be ignited or discharged between the hours of 11:00 P.M. and 12:00 P.M., except on New Year's Eve when the hours shall be extended to 12:30 A.M. on New Year's Day.

(3) Fireworks which exceed the limits of the United States Department of Transportation 1.4G as to explosive content or composition, such items being commonly referred to as "illegal ground salutes," are expressly prohibited from shipment into, possession, sale or use within the corporate limits of the City of Elizabethton.

(4) No fireworks shall be ignited or discharged within two hundred feet (200') of where fireworks are stored, sold, or offered for sale.

(5) No fireworks shall be ignited or discharged in a motor vehicle or thrown from such motor vehicle, nor shall any person place or throw any ignited firework device into or at a motor vehicle, any person, or group of persons.

(6) No fireworks shall be ignited or discharged by anyone under the age of fourteen (14) years of age unless under direct adult supervision.

(7) No fireworks shall be ignited or discharged by anyone under the influence of alcohol or any mind altering drug.

(8) No fireworks shall be discharged or ignited within the corporate limits of the City of Elizabethton except for the period from June 20th until July 5th and December 10th until January 2nd of each year.

(9) The Fire Marshal of the City of Elizabethton shall have the authority to issue a special permit to the Elizabethton High School or other appropriate individuals and organizations, as necessary, to allow for the discharge of fireworks at a period of time other than June 20th through July 5th and December 10th through January 2nd of each year as set forth in subsection (8) above, provided, that the applicant shall provide proof of necessary liability coverage, the applicant shall provide oversight during the discharge of the fireworks and the fire marshal shall inspect and approve the area to be used for discharge for safety factors. (2000 Code, § 7-411, as amended by Ord. #47-6, April 2011)

7-412. Violations and penalty. Any violation of this chapter is a violation of city ordinance punishable by a fine of fifty dollars (\$50.00) and an assessment of court costs of fifty dollars (\$50.00). (2000 Code, § 7-412)