



**Public Safety/Legal Committee
City Hall – 200 NE Moe Street
3rd Floor Conference Room**

Subject	Regular Meeting Minutes	Date	07/15/15
Recorder	Linda Baker/Court Administrator	Start Time	4:08 PM
Committee Chair	CC Jeff McGinty	End Time	5:00 PM
Committee Members	CM Jeff McGinty; CM Jim Henry; CM Kenneth Thomas		
Staff present	Mayor Becky Erickson; Court Administrator Linda Baker; CP Kylie Purves; Chief Al Townsend; Judge Jeff Tolman; Sue Rufener/Police Clerk; Guest Jeff Russell PFD		

Agenda

No.	Topic	Action/Recommendation/Discussion
1.	Administrative:	
	a. Appointing of Committee Chair	Councilmember Thomas elected
2.	Questions & Concerns of the Committee:	
	a.	None
	b.	
	c.	
3.	Municipal Court:	
	a. Minimum on some infractions raised to \$132 – most traffic infraction tickets raised around \$12 July 1st	Discussion regarding increase in traffic infraction fine amounts. The increased fine amount will be split between the Administrative Office of the Courts for court support/a new case management system for the District and Municipal Courts and the State.
	b. New crime of Distributing Intimate Photos	Discussion regarding distributing intimate photos. Charges will be either misdemeanor or felony.
	c. General department update	Judge Tolman and CA Baker discussed impact of doing passports on court staff. The Mayor asked for a contact on Bainbridge Island to see if they could work together to get them reinstated to do passports again. Baker stated at this time they're still able to handle passports but on passport days when there are only two staff it can be taxing.
4.	Police:	
	a. General department update	Chief Townsend gave an update on the mobile computer replacement plan. They are leaning to go with Dell tablets to replace their current laptop. They have one ordered to test and if successful that is what they will purchase. Cost will be significantly less than replacing their old laptops with similar new ones. Jeff Russell from the Poulsbo Fire Department said they are looking at something similar to replace their laptops also.
	b.	
	c.	

5.	City Prosecutor:	
	a. Reconsideration of Firework Ordinance	Discussion regarding proposed firework ordinance. The proposed ordinance would put the allowable discharge times consistent with what other nearby cities and the county are. Jeff Russell from the Poulsbo Fire Department was in attendance to answer questions. It would also allow for the fire department to declare an extreme fire danger and prohibit fireworks during that time. Staff was asked to outreach to the public and get their feedback on changing the discharge times and bring back to the committee next month with the results. Council members were in favor of the section prohibiting fireworks when there was extreme fire danger.
	b. Port Townsend Inter-local agreement	CP Purves explained the inter-local agreement for prosecutor services and that there would be no cost to the city. Council members were in favor of it going on the consent calendar for approval.
	c. PMC Review	PA Purves said she had an intern review the PMC for free vs having the code company do it for \$3-\$5,000. Several sections need to be updated.
7.	Adjourn. Next meeting August 19, 2015	

Passports 2015

# of Passports	
Jan	62
Feb	80
Mar	63
Apr	75
May	61
Jun	60
Jul	0
Aug	0
Sep	0
Oct	0
Nov	0
Dec	0
Total	401

Passport Fees Received Directly Into City Acc't	
Jan	\$1,550.00
Feb	\$2,000.00
Mar	\$1,575.00
Apr	\$1,875.00
May	\$1,525.00
Jun	\$1,500.00
Jul	\$0.00
Aug	\$0.00
Sep	\$0.00
Oct	\$0.00
Nov	\$0.00
Dec	\$0.00
Total	\$10,025.00

2015 Passport Phone Calls/Counter

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
1				8	5	24	7					
2		6	15	9		18	11					
3		5	25	16		15	H					
4		11	14		7	16						
5		16	13		12	9						
6		8	10	25	11		12					
7				15	17		16					
8				13	9	8	27					
9		34	14	21		4	20					
10		15	24	17		13	18					
11		19	26		9	15						
12		14	16		2	15						
13		10	10	19	32		10					
14				15	22		9					
15				11	10	8	0					
16			26	15		16	0					
17		33	19	12		14	0					
18		22	13		34	7						
19		22	6		18	8						
20	7	12	6	13	17		0					
21	18			12	29		0					
22	11			12	7	6	0					
23	7	28	27	9		8	0					
24		18	15	9		11	0					
25		25	15		H	15						
26	12	11	13		27	12						
27	20	9	8	14	15		0					
28	8			13	16		0					
29	26			14	9	9	0					
30	8		24	7		21	0					
31			13				0					
Total	117	318	352	299	308	272	130	0	0	0	0	0

Total 2015

1796

Started tracking 1/20/15

City of Poulsbo

Office of the City Prosecutor, Kylie J. Purves



City of Poulsbo Ordinance Proposal Municipal Code Chapter 8.20 Fireworks

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ORDINANCE NO. 2015-_____

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, RELATING TO FIREWORKS; AMENDING CHAPTER 8.20.265 OF THE POULSBO MUNICIPAL CODE IN ORDER TO REDUCE THE HOURS IN WHICH FIREWORKS CAN BE SOLD AND DISCHARGED WITHIN THE CITY; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Poulsbo is concerned about the impact of fireworks on City resources and desires to minimize such impact; and

WHEREAS, the City of Poulsbo desires to amend its fireworks regulations to reduce the hours in which fireworks can be sold and discharged, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF POULSBO, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. Chapter 8.20.265 of the Poulsbo Municipal Code is hereby amended to read as follows:

A. No fireworks shall be sold, offered for sale, or exposed for sale at any time within the City except as follows:

1. Between the hours of twelve o'clock noon and eleven o'clock p.m. on June 28 of each year;

2. Between the hours of nine o'clock a.m. and eleven o'clock p.m. on each day from June 29th through July 4th of each year;

3. Between the hours of twelve o'clock noon to eleven o'clock p.m. on December 27th through December 31st of each year.

B. No person shall ignite, explode, use, burn, or discharge any fireworks at any time within the City except:

1. Between the hours of eleven o'clock a.m. and eleven o'clock p.m. on each day from July 3rd through July 4th of each year;

2. Between the hours of six o'clock p.m. on December 31st of each year and one o'clock a.m. on January 1 of the subsequent year.

C. During periods of extreme fire danger, the fire department may prohibit the discharge of all fireworks.

Section 2. **Severability.** If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. **Effective Date.** Pursuant to RCW 70.77.250(4) this ordinance shall take effect one year after adoption and publication of the attached summary, which is hereby approved.

APPROVED:

MAYOR, REBECCA ERICKSON

ATTEST/AUTHENTICATED:

CITY CLERK, NICOLE STEPHENS

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____
JAMES E. HANEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO. 2015-_____

SUMMARY OF ORDINANCE NO. 2015-____

of the City of Poulsbo, Washington

On the ____ day of _____, 2015, the City Council of the City of Poulsbo, passed Ordinance No. 2015-____. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, RELATING TO FIREWORKS; AMENDING CHAPTER 8.20.265 SUBSECTION (B) OF THE POULSBO MUNICIPAL CODE IN ORDER TO REDUCE THE HOURS IN WHICH FIREWORKS CAN BE DISCHARGED WITHIN THE CITY; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this ____ day of _____, 2015.

CITY CLERK, NICOLE STEPHENS



FIRE PROTECTION BUREAU – PREVENTION DIVISION

PO Box 42642
Olympia WA 98504-2642
(360) 596-3913 FAX: (360) 596-3934
E-Mail: Fireworks@wsp.wa.gov



Fireworks Ban or Restricted Sales/Use

Fireworks Ban or Restricted Sales/Use by County and City

RCW 70.77.395 State Law –

- Fireworks sales and discharge laws.
• Dates and times common fireworks may be sold or discharged.

Table with 3 columns: Date, Sales Period, Discharge Period. Rows include dates from June 28th to January 1st with corresponding sales and discharge times.

Cities and Counties With Bans and Restrictions

The following is a list of cities and counties with more restrictive fireworks laws or ordinances. The jurisdiction has either banned use and/or sale or has a more restrictive sales period. This information should be used as a starting point. Contact your local police or fire department to inquire about local rules, ordinances, and laws before purchasing or using fireworks.

Corrections

If you find information that is not correct, please e-mail the change to Fireworks@wsp.wa.gov.

How to Read the Chart

If the Ban or Restricted column has the word:

- None — The jurisdiction follows the state law (see above).
• Restricted — The jurisdiction has restricted either the Sales Period and/or Discharge Period. If only one column has dates and times, it only applies to that period. The other period follows the state law. If there are dates and times in both, then both are restricted.
• Banned — The jurisdiction has banned both the Sales and Discharge of fireworks.



Fireworks Ban or Restricted Sales/Use

Examples:

County/City	Banned/Restricted/None	Sales Period	Discharge Period
County	None	Follows State law	Follows State law
City 1	Restricted	June 28th, 12 p.m. noon to 11 p.m. July 1st to July 4th, 9 a.m. to 11 p.m. Follows the State law up to July 4th, then restricts with no sales July 5th.	July 4th, 9 a.m. to 11 p.m. Restricts discharge to July 4th only.
City 2	Restricted	Follows State law	July 4th, 9 a.m. to 11 p.m. Restricts discharge to July 4th only.
City 3	Banned	Follows State law	Follows State law

Othello	Banned		
Ritzville	Restricted	Follows state law except on July 5th, 9 a.m. to 12 p.m. noon	Follows state law except on July 5th, 9 a.m. to 12 p.m. noon
Asotin	None		
Clarkston	None		
Benton	None		
Benton City	Restricted	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 4th, 9 a.m. to 9 p.m. July 5th, 9 a.m. to 9 p.m.	Follows state law except no discharge on July 5th
Kennewick	Banned		
Prosser	Banned		
Richland	None		
West Richland	Restricted		July 2nd to 3rd, 6 p.m. noon to 11 p.m. July 4th, 6 p.m. noon to 12 a.m. midnight
Chelan	Restricted	July 1st to July 3rd, 10 a.m. to 10 p.m. July 4th, 10 a.m. to 9 p.m.	July 3rd to July 4th, 1 p.m. to 11:59 p.m.
Cashmere	Restricted	July 1st to July 3rd, 10 a.m. to 10 p.m. July 4th, 10 a.m. to 9 p.m.	July 3rd to July 4th, 1 p.m. to 11:59 p.m.
Chelan	Banned		
Entiat	Restricted	July 1st to July 3rd, 1 p.m. to 10 p.m. July 4th, 10 a.m. to 9 p.m.	July 3rd to July 4th, 1 p.m. to 11:59 p.m.
Leavenworth	Restricted	July 1st to July 3rd, 10 a.m. to 10 p.m. July 4th, 10 a.m. to 9 p.m.	July 3rd to July 4th, 1 p.m. to 10 p.m.



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Fireworks Ban or Restricted Sales/Use

City	Restrictions	June 28th to July 4th	July 4th to July 5th
Wenatchee	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m. July 5th, 9 a.m. to 12 p.m. noon	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m. July 5th, 9 a.m. to 12 p.m. noon
Chelan	Restricted		
Forks	None		
Port Angeles	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Sequim	None		
Chelan	Restricted	Follows state law except no sales on July 5th	Follows state law except no sales on July 5th
Battle Ground	None		
Camas	None	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 p.m. midnight July 5th, 9 a.m.	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 p.m. midnight
La Center	Restricted	June 28th, 12 p.m. noon to 10 p.m. June 29th to July 4th, 10 a.m. to 10 p.m. July 5th, 10 a.m. to 9 p.m.	June 29th to July 3rd, 10 a.m. to 10 p.m. July 4th, 10 a.m. to 11 p.m.
Ridgefield	Restricted		Follows state law except discharge on July 5th, 9 a.m. to 9 p.m.
Vancouver	Restricted	July 2nd to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Washougal	Restricted	July 2nd to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Yacolt	None		
Columbia	None		
Dayton	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	Follows state law except no discharge on July 5th
Coville	None		
Castle Rock	None		
Kalama	Restricted	Follows state law	June 28th, 12 p.m. to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m. July 5th, 9 a.m. to 9 p.m.
Kelso	None		
Longview	None		
Woodland	None		



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Fireworks Ban or Restricted Sales/Use

County/City	Fireworks Restricted	Fireworks Sales/Combustion	1059 Discharge Period
Bridgeport	Restricted	July 1st to July 3rd, 10 a.m. to 10 p.m. July 4th, 10 a.m. to 9 p.m.	July 3rd to July 4th, 1 p.m. to 11:59 p.m.
Coulee Dam	Banned		
East Wenatchee	Restricted	July 1st to July 3rd, 10 a.m. to 10 p.m. July 4th, 10 a.m. to 9 p.m.	July 3rd to July 4th, 1 p.m. to 11:59 p.m.
Elm	None		
Republic	None		
Franklin	Banned		
Connell	Banned		
Pasco	Banned		
Garfield	None		
Pomeroy	None		
Grant	None		
Ephrata	Restricted	June 28th, 12 p.m. noon to 10 p.m. June 29th to July 4th, 9 a.m. to 10 p.m.	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.
George	None		
Moses Lake	Banned		
Soap Lake	None		
Grays Harbor	None		
Aberdeen	Restricted	July 1st, 11 a.m. to July 4th, 11 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Cosmopolis	Restricted		July 4th, 9 a.m. to 12 a.m. midnight
Elma	None		
Grayland	None		
Hoquiam	Restricted		July 3rd to July 4th, 9 a.m. to 12 a.m. midnight
McCleary	None		
Montesano	None		
Ocean Shores	Restricted		July 2nd to 3rd, 12 p.m. noon to 11 p.m. July 4th, 12 p.m. noon to 12 a.m. midnight
Westport	Restricted		Discharge only along the beach at Half Moon Bay, July 4th, 9 a.m. to 11 p.m.
Island	None		
Coupeville	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 11 p.m.



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Fireworks Ban or Restricted Sales/Use

City/Town/Village	Restriction	Restriction Dates	Restriction Times
Langley	Restricted		July 4th, 9 a.m. to 12 a.m. midnight
Oak Harbor	None		
Port Townsend	Banned		
Port Ludlow	Restricted	June 28th, 12 p.m. noon to 11 p.m. July 1st to July 4th, 9 a.m. to 10 p.m.	
King	Restricted		July 4th, 9 a.m. to 11 p.m.
Algona	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 9 p.m.	July 3rd, 12 p.m. noon to 11 p.m. July 4th, 12 p.m. noon to 2 a.m. on July 5th
Auburn	Restricted	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Beaux Arts Village	Banned		
Bellevue	Banned		
Black Diamond	Restricted	Follows state law except no sales on July 5th	July 4th, 9 a.m. to 12 a.m. midnight
Bothell	Restricted	July 1st, 12 p.m. noon to 11 p.m. July 2nd to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Burien	Banned		
Carnation	Banned		
Clyde Hill	Banned		
Covington	Restricted	Follows state law except no sales on July 5th	July 4th, 9 a.m. to 12 a.m. midnight
Des Moines	Banned		
Duvall	Restricted		July 4th, 9 a.m. to 11 p.m.
Enumclaw	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Federal Way	Banned		
Hunts Point	Banned		
Issaquah	Banned		
Kenmore	Banned		
Kent	Restricted	Follows state law except no sales on July 5th	July 4th, 9 a.m. to 11 p.m.
Kirkland	Banned		
Lake Forest Park	Banned		



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Fireworks Ban or Restricted Sales/Use

County/City	Banned/Restricted	Sales Period	Discharge Period
Maple Valley	Restricted	Follows state law except no sales on July 5th	July 4th, 9 a.m. to 11 p.m.
Medina	Banned		
Mercer Island	Restricted		July 4th, 9 a.m. to 11 p.m.
Newcastle	Banned		
Normandy Park	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.
North Bend	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Pacific	Restricted	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Redmond	Banned		
Renton	Banned		
Sammamish	Banned		
SeaTac	Banned		
Seattle	Banned		
Shoreline	Banned		
Skykomish	None		
Snoqualmie	Restricted		July 4th, 9 a.m. to 12 a.m. midnight
Tukwila	Banned		
Woodinville	Banned		
Yarrow Point	Banned		
Kitsap	Restricted	Follows state law except no sales on July 5th	July 4th, 11 a.m. to 11 p.m.
Bainbridge Island	Restricted	July 1st to July 4th, 12 p.m. noon to 11 p.m.	July 4th, 5 p.m. to 11 p.m.
Bremerton	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	July 4th, 11 a.m. to 11 p.m.
Poulsbo	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m. July 5th, 9 a.m. to 9 p.m.	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m. July 5th, 9 a.m. to 9 p.m.
Port Orchard	Restricted		July 4th, 11 a.m. to 11 p.m.
Cle Elum	Restricted	July 1st to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 11:59 p.m.
Ellensburg	Restricted	No 4th of July sales	No 4th of July discharge



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Fireworks Ban or Restricted Sales/Use

County	Restrictions	July 3rd, 9 a.m. to July 4th, 11 p.m.	July 4th, 9 a.m. to 11 p.m.
Kittitas	Restricted	July 1st to July 4th, 9 a.m. to 11 p.m.	July 1st to 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 11:59 p.m.
Roslyn	Restricted	No 4th of July sales	No 4th of July discharge
Goldendale	None		
White Salmon	Restricted		July 4th, 9 a.m. to 11 p.m.
Centralia	None		
Chehalis	None		
Morton	None		
Mossy Rock	None		
Napavine	None		
Pe Ell	None		
Toledo	None		
Vader	None		
Winlock	None		
Davenport	None		
Shelton	Banned		
Brewster	Restricted	Follows state law except on July 5th, 9 a.m. to 12 p.m. noon	Follows state law except on July 5th, 9 a.m. to 12 p.m. noon
Conconully	None		
Okanogan	None		
Omak	None		
Oroville	Banned		
Pateros	None		
Illwaco	None		
Long Beach	None		
South Bend	None		July 3rd, 10 a.m. to 10 p.m. July 4th, 10 a.m. to 12 a.m. midnight
Newport	None		
Bonney Lake	Restricted	Follows state law except no sales on July 5th	July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight July 5th, 9 a.m. to 11 p.m.



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Fireworks Ban or Restricted Sales/Use

County/City	Banned/Restricted	Sales Period	Discharge Period
Buckley	Restricted	Follows state law except on July 4th, 9 a.m. to 9 p.m. with no sales July 5th	July 2nd to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight July 5th, 9 a.m. to 11 p.m.
Dupont	Restricted		July 3rd, 12 p.m. noon to 11 p.m. July 4th, 12 p.m. noon to 12 a.m. midnight
Eatonville	Restricted	Follows state law except on July 5th, 9 a.m. to 12 p.m. noon	July 3rd to July 4th, 12 p.m. noon to 11 p.m.
Edgewood	Restricted		July 1st to July 3rd, 12 p.m. noon to 11 p.m. July 4th, 12 p.m. noon to 12 a.m. midnight July 5th, 12 p.m. noon to 11 p.m.
Fife	None		
Fircrest	Banned		
Gig Harbor	Restricted	Follows state law except on July 5th, 9 a.m. to 12 p.m. noon	Follows state law except on July 5th, 9 a.m. to 12 p.m. noon
Lakewood	Restricted	Follows state law except no sales on July 5th	July 3rd to July 5th, 11 a.m. to 11 p.m.
Milton	Restricted	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Orting	Restricted		July 4th, 12:01 a.m. to 11:59 p.m.
Pacific	Restricted	June 28th, 12 p.m. to 9 p.m. June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Puyallup	Restricted	Follows state law except on July 4th, 9 a.m. to 9 p.m. with no sales on July 5th	July 4th, 9 a.m. to 11 p.m.
Ruston	Banned		
Steilacoom	Banned		
Sumner	Restricted	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 12 p.m. noon to 12 a.m. midnight
Tacoma	Banned		
University Place	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Friday Harbor	Banned		
Anacortes	Banned		
Burlington	Banned		
La Conner	Restricted		July 4th only



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PO Box 42642

Olympia WA 98504-2642

(360) 596-3913 FAX: (360) 596-3934

E-Mail: Fireworks@wsp.wa.gov



Fireworks Ban or Restricted Sales/Use

City/Town	Fireworks Status	Restrictions	Disallowed Period
Mount Vernon	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	July 4th, 12 p.m. noon to 12 a.m. midnight.
Sedro-Woolley	Restricted	June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Stampan	None		
Stevenson	None		
Spokane	Restricted		July 4th, 9 a.m. to 11:59 p.m.
Arlington	Restricted	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Bothell	Restricted	July 1st, 12 p.m. noon to 11 p.m. July 2nd to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 9 p.m.	July 4th, 9 a.m. to 11 p.m.
Brier	Restricted	Follows state law except no sales on July 5th	July 4th, 9 a.m. to 11:59 p.m.
Darrington	Restricted		July 4th, 9 a.m. to 11:59 p.m.
Edmonds	Banned		
Everett	Banned		
Gold Bar	Banned		
Granite Falls	Restricted		July 4th, 9 a.m. to 11:59 p.m.
Index	Restricted		July 4th, 9 a.m. to 12 a.m. midnight
Lake Stevens	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Lynnwood	Restricted	July 1st, 12 p.m. noon to 10 p.m. July 2nd to July 4th, 9 a.m. to 10 p.m.	July 4th, 9 a.m. to 11 p.m.
Marysville	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 11 p.m.
Mill Creek	Banned		
Monroe	Restricted	June 28th, 12 p.m. noon to 11 p.m. June 29th to July 4th, 9 a.m. to 11 p.m.	July 4th, 9 a.m. to 12 a.m. midnight
Mountlake Terrace	Banned		
Mukilteo	Banned		
Stanwood	Restricted	Follows state law 5th, 9 a.m. to 12 p.m. noon	June 28th to July 5th, 12 p.m. noon to 11 p.m.
Sultan	None		
Woodway	Banned		
Spokane	Banned		
Airway Heights	Restricted	July 2nd to July 4th, 8 a.m. to 8 p.m.	July 4th, 8 a.m. to 12 a.m. midnight



FIRE PROTECTION BUREAU – PREVENTION DIVISION

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Fireworks Ban or Restricted Sales/Use

County/City	Ban or Restricted	Sales Period	Discharge Period
Spokane	Continued		
Cheney	Banned		
Deer Park	Restricted	June 28th, 12 p.m. noon to 10 p.m. June 29th to July 3rd, 9 a.m. to 10 p.m. July 4th, 9 a.m. to 9 p.m.	July 1st to July 4th, 9 a.m. to 10 p.m.
Liberty Lake	Banned		
Medical Lake	Restricted	July 1st to July 4th, 9 a.m. to 8 p.m.	July 4th, 9 a.m. to 11 p.m.
Millwood	Banned		
Spokane	Banned		
Spokane Valley	Banned		
Stevens	None		
Chewelah	Restricted	July 1st to July 4th, 9 a.m. to 9 p.m.	July 4th, 10 a.m. to 10 p.m.
Colville	Restricted	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 7 p.m.	July 4th, 9 a.m. to 11 p.m.
Kettle Falls	None		
Marcus	None		
Thurston	Restricted		July 3rd to July 4th, 9 a.m. to 11 p.m.
Lacey	Banned		
Olympia	Banned		
Rainier	None		
Tenino	None		
Tumwater	Restricted	July 1st to July 4th, 9 a.m. to 11 p.m.	July 3rd to July 4th, 9 a.m. to 11 p.m.
Yelm	None		
Wahkiakum	None		
Cathlamet	None		
Walla Walla	Restricted	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight
College Place	Restricted	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight July 5th, 9 a.m. to 11 p.m.
Walla Walla	Restricted	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight	July 4th, 9 a.m. to 12 a.m. midnight
Whitcomb	None		
Bellingham	Banned		
Blaine	Restricted	July 1st to July 4th, 9 a.m. to 9 p.m.	July 1st to July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight July 5th, 9 a.m. to 11 p.m.



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Fireworks Ban or Restricted Sales/Use

County/City	Ban or Restricted	Sales Period	Discharge Period
Wahatcom	continued		
Everson	None		
Ferndale	None		
Lynden	None		
Whitman	Restricted	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 3rd, 9 a.m. to 11 p.m. July 4th, 12 p.m. noon to 11 p.m. July 5th, 9 a.m. to 12 p.m. noon	June 28th, 12 p.m. noon to 9 p.m. June 29th to July 3rd, 9 a.m. to 11 p.m. July 4th, 12 p.m. noon to 11 p.m. July 5th, 9 a.m. to 12 p.m. noon
Colton	None		
Colfax	None		
Oaksdale	Restricted	July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight July 5th, 9 a.m. to 7 p.m.	July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight July 5th, 9 a.m. to 7 p.m.
Pullman	Restricted	July 1st to July 4th, 9 a.m. to 11 p.m.	July 3rd, 9 a.m. to 11 p.m. July 4th, 9 a.m. to 12 a.m. midnight
Yakima	Banned		
Grandview	Banned		
Mattawa	Restricted	June 28th, 12 p.m. noon to 11 p.m. July 1st to July 4th, 9 a.m. to 11 p.m.	Follows state law except on July 5th, 9 a.m. to 9 p.m.
Naches	Banned		
Selah	Banned		
Sunnyside	Banned		
Tieton	Banned		
Toppenish	Banned		
Union Gap	Banned		
Yakima	continued		
Wapato	None		
Yakima	Banned		
Zillah	Restricted		July 3rd, 12 p.m. noon to 10:30 p.m. July 4th, 12 p.m. noon to 12 a.m. midnight.

Poulsbo Municipal Code

Chapter 8.20

Fireworks

Chapter 8.20 FIREWORKS

Sections:

- 8.20.010 Fireworks—Statutes adopted by reference.
- 8.20.020 Permit—Required.
- 8.20.030 Permit application—Contents.
- 8.20.040 Permit application—Fee—Bond.
- 8.20.050 Permit application—Insurance.
- 8.20.060 Permit application—Filing time.
- 8.20.070 Permit application—Investigation report.
- 8.20.080 Permit—State-issued license required.
- 8.20.090 Permit—Issuance decision.
- 8.20.100 Public display—Permit—Nontransferable.
- 8.20.110 Public display—Supervision.
- 8.20.130 Sale—Fixed place of business required.
- 8.20.140 Permit—Scope.
- 8.20.150 Sale—Stands—Time limitation.
- 8.20.160 Sale—Stands—Standards.
- 8.20.170 Storage facility requirements.
- 8.20.180 Fire nuisance prohibited.
- 8.20.190 Special—Sale or transfer restricted.
- 8.20.200 Permit revocation or suspension—Authority.
- 8.20.210 Permit revocation or suspension—Notice.
- 8.20.220 Permit revocation or suspension—Appeal.
- 8.20.230 Exceptions—Signals—Illumination.
- 8.20.240 Out-of-state shipment.
- 8.20.250 Special effects permitted.
- 8.20.260 Reckless discharge prohibited.
- 8.20.265 Hours of sale and discharge of fireworks.
- 8.20.270 Possession prohibition.
- 8.20.280 Violation—Penalty.
- 8.20.290 Violation—Separate offense for each day.

8.20.010 Fireworks—Statutes adopted by reference.

Pursuant to the authority contained in RCW [35A.12.140](#), the following sections of Chapter [70.77](#) RCW as enacted or hereinafter amended are hereby adopted by reference as if fully set forth herein including penalties:

RCW

[70.77.126](#) –

[70.77.241](#) Definitions

[70.77.255](#) Acts prohibited without appropriate licenses and permits

[70.77.410](#) Public displays not to be hazardous

[70.77.485](#) Unlawful possession of fireworks—Penalties

[70.77.488](#) Unlawful discharge or use of fireworks

[70.77.510](#) Unlawful sales or transfers of display fireworks—Penalty

[70.77.515](#) Unlawful sales or transfers of consumer fireworks—Penalty

[70.77.517](#) Unlawful transportation of fireworks—Penalty

[70.77.520](#) Unlawful to permit fire nuisance where fireworks kept—Penalty

[70.77.540](#) Penalty

[70.77.545](#) Violation a separate, continuing offense

(Ord. 2007-42 § 1, 2007; Ord. 2002-22 § 1, 2002; Ord. 2001-09 § 2, 2001; Ord. 84-25 § 1, 1984)

8.20.020 Permit—Required.

A. No person shall do any of the following acts in the city of Poulsbo without having first obtained and having in full force and effect a valid permit to do so:

1. Manufacture, import, possess or sell any fireworks, including agricultural and wildlife fireworks, at wholesale or retail; provided, however, that no permit is required for the possession or use of consumer fireworks lawfully purchased at retail;
2. Make a public display of fireworks; or
3. Transport fireworks, except as a permittee or as a public carrier delivering to a permittee.

B. Except as authorized by a permit issued under this chapter, no person may discharge display fireworks at any place.

C. No person less than eighteen years of age may apply for or receive a permit under this chapter. (Ord. 2002-22 § 2, 2002; Ord. 84-25 § 2, 1984)

8.20.030 Permit application—Contents.

A. Any person desiring to do any act set forth in Section [8.20.020](#) shall first make written application for a permit to the fire chief. The application for a permit shall be signed by the applicant. If the application is made by a partnership, it shall be signed by each partner of the partnership, and if the application is made by a corporation, it shall be signed by an officer of the corporation and bear the seal of the corporation.

B. The application shall be in such form as the fire chief shall require and shall include, at a minimum, the following information:

1. The true name, address and telephone number of the applicant;
2. A statement by the applicant that he or she is over the age of eighteen years of age;
3. A statement as to whether the applicant possesses a license issued by the Washington State Patrol, acting through the director of fire protection, to do the act for which the permit is sought, and the current status of the license;
4. The proposed location at which the applicant intends to perform the act for which the permit is sought;
5. Such other information as the fire chief may require in order to make the investigation and report required by Section [8.20.070](#). (Ord. 2002-22 § 3, 2002; Ord. 84-25 § 3(A), 1984)

8.20.040 Permit application—Fee—Bond.

A. All applications for permits pursuant to this chapter shall be accompanied by a nonrefundable permit fee as set forth in Section [3.12.040\(M\)](#). The city council finds that this charge is necessary to cover the legitimate administrative costs for permit processing and inspection.

B. The applicant shall post a cash bond pursuant to Section [3.12.040\(M\)](#) which cash bond shall be conditioned upon the prompt removal of the temporary stand and the cleaning up of all debris from the site by the tenth day of July of each year for the Fourth of July holiday or the fifth day of January of the following year for the New Year's Eve celebration. Failure to remove the temporary stand and clean up all debris from the site within the required time frame shall cause the bond to be forfeited to the city of Poulso. (Ord. 2003-16 § 23, 2003; Ord. 84-25 § 3(B), 1984)

8.20.050 Permit application—Insurance.

A. All applications for permits pursuant to this chapter shall be accompanied by a certificate of insurance coverage evidencing the carrying of a comprehensive liability insurance policy with the following minimum coverage limits:

1. For bodily injuries: Not less than five hundred thousand dollars per person and two million dollars per event; and
2. For property damage: Not less than five hundred thousand dollars per event.

B. The general liability policy required by this section shall name the city of Poulsbo as an additional insured, must be in full force and effect for the duration of the permit, and shall include a provision prohibiting cancellation of the policy without thirty days' written notice to the city. The policy shall be in a form approved by the city attorney. (Ord. 2002-22 § 4, 2002: Ord. 84-25 § 3(C), 1984)

8.20.060 Permit application—Filing time.

Applications for public display of fireworks shall be made in writing at least ten days in advance of the proposed display. (Ord. 84-25 § 3(D), 1984)

8.20.070 Permit application—Investigation report.

It shall be the duty of the fire chief to make an investigation and prepare a report of his findings and conclusions for or against the issuance of the permit, together with his reasons therefor. In the case of an application for a permit for a public display of fireworks, the fire chief shall, in addition to any other investigation, make an investigation as to whether such display as proposed will be of such a character and will be so located that it may be hazardous to property or dangerous to any person. (Ord. 84-25 § 4, 1984)

8.20.080 Permit—State-issued license required.

No permit shall be issued unless the person applying therefor has first obtained and has in full force and effect a valid license issued by the State Fire Marshal, pursuant to Chapter 70.77 RCW, to do the particular act or acts for which the permit is sought. (Ord. 84-25 § 6, 1984)

8.20.090 Permit—Issuance decision.

The fire chief shall have the power, based upon the findings of his investigation, to grant or deny any application for a permit, or to subject the same to such reasonable conditions, if any, as he shall prescribe. (Ord. 84-25 § 5, 1984)

8.20.100 Public display—Permit—Nontransferable.

A. If a permit for the public display of fireworks is granted, the sale, possession and use of fireworks for the public display is lawful for that purpose only.

B. No such permit granted shall be transferable. (Ord. 84-25 § 7, 1984)

8.20.110 Public display—Supervision.

Every public display of fireworks shall be handled or supervised by a pyrotechnic operator approved by the fire chief. (Ord. 84-25 § 8, 1984)

8.20.130 Sale—Fixed place of business required.

No person shall sell consumer fireworks to a consumer or user thereof other than at a fixed place of business of a retailer for which a license and permit have been issued. (Ord. 2002-22 § 5, 2002; Ord. 84-25 § 11, 1984)

8.20.140 Permit—Scope.

The authorization to engage in the particular act or acts as conferred by a permit to a person shall extend to salesmen and other employees of such person. (Ord. 84-25 § 9, 1984)

8.20.150 Sale—Stands—Time limitation.

All sales of consumer fireworks shall be from temporary stands. Temporary stands for sales to occur during the authorized retail sales period from June 28th to July 5th of any year shall not be erected prior to the eighteenth of June of that year and shall be removed or torn down not later than the tenth of July of that year. Temporary stands for sales to occur during the authorized sales period from December 27th to December 31st of any year shall not be erected prior to seventeenth of December of that year and shall be removed or torn down not later than the fifth of January of the following year. (Ord. 2002-22 § 6, 2002; Ord. 84-25 § 12, 1984)

8.20.160 Sale—Stands—Standards.

The fireworks stands of all those persons engaging in the sale of common fireworks pursuant to a permit issued under this chapter shall conform to the following minimum standards and conditions:

A. Fireworks stands shall comply with all provisions of the building code and shall be constructed in such a manner so as not to endanger the safety of attendants and patrons.

B. No fireworks stand shall be located within fifty feet of any other building or structure, nor within one-quarter of one mile of any gasoline station, oil storage tank or premises where flammable liquids are kept or stored.

C. Each fireworks stand must have at least two exits which shall be unobstructed at all times.

- D. Each fireworks stand shall have, in a readily accessible place, at least two full buckets of water and/or a fire extinguisher duly approved in advance by the fire chief.
- E. All weeds, grass and combustible material shall be cleared from the location of the fireworks stand and the surrounding area a distance of not less than twenty feet, measured from the exterior walls on each side of the fireworks stand.
- F. No smoking shall be permitted in or near a fireworks stand, and the same shall be posted with proper "No Smoking" signs.
- G. Each fireworks stand shall have an adult in attendance at all times that the stand is stocked. Stock from the stand shall not be removed or stored in any other building during the sales period without the express written approval of the fire chief.
- H. No fireworks stand shall be located within a radius of one-quarter mile from any other stand.
- I. Each fireworks stand shall have provision for sufficient off-street parking, in the opinion of the fire chief, to avoid impeding continuous flow of traffic at entrances and exits from the premises.
- J. Each fireworks stand shall post prominently a list of fireworks that may be sold to the public. (Ord. 84-25 § 13, 1984)

8.20.170 Storage facility requirements.

It shall be unlawful for any person to store permanently stocks of fireworks remaining unsold after the lawful period of sale as provided in the person's permit except in such places of permanent storage as the permit approves. Unsold stocks of consumer fireworks remaining after the authorized retail sales period from nine a.m. on June 28th to twelve noon on July 5th shall be returned on or before July 31st of the same year, or remaining after the authorized retail sales period from twelve noon on December 27th to eleven p.m. on December 31st shall be returned on or before January 10th of the subsequent year, to the approved permanent storage facilities of a licensed fireworks wholesaler or to a magazine or permanent storage facility approved by the fire chief. Upon receiving a written application at least ten days prior to the date of proposed storage, the fire chief shall investigate whether the character and location of the storage would constitute a hazard to any property or be dangerous to any person. Based upon the investigation, the fire chief may grant or deny an application for storage or to subject the same to such reasonable conditions, if any, as he/she shall prescribe. (Ord. 2002-22 § 7, 2002: Ord. 84-25 § 15, 1984)

8.20.180 Fire nuisance prohibited.

No person shall allow any rubbish to accumulate in any premises where any fireworks are sold or stored or permit a fire nuisance to exist on such premises. (Ord. 84-25 § 14, 1984)

8.20.190 Special—Sale or transfer restricted.

No person shall sell or transfer any special fireworks to any person who is not a fireworks permittee as provided in this chapter. (Ord. 84-25 § 17, 1984)

8.20.200 Permit revocation or suspension—Authority.

The fire chief may at any time suspend or revoke any permit issued under the provisions of this chapter, if the permittee has:

- A. Violated any of the provisions of this chapter, or any of his servants, agents or employees has done so;
- B. Made any false statement or misrepresentation of fact in connection with obtaining the permit;
- C. Failed to obtain or has had any license required by the state of Washington to engage in any act prohibited by Chapter 70.77 RCW, or this chapter, to be done without a license, suspended or revoked;
- D. Had any insurance coverage required by this chapter cancelled, revoked or lapsed. (Ord. 84-25 § 21(A), 1984)

8.20.210 Permit revocation or suspension—Notice.

When the fire chief determines that there is cause for revoking or suspending any permit issued pursuant to this chapter, the fire chief shall notify the person holding such permit. The notice shall specify the grounds for the suspension or revocation of the permit. The suspension or revocation shall become effective immediately upon receipt of the notice by the permittee. (Ord. 84-25 § 21(B), 1984)

8.20.220 Permit revocation or suspension—Appeal.

The decision of the fire chief with respect to the revocation or suspension of any permit issued under this chapter shall be final. Any permittee whose permit is suspended or revoked may appeal the decision of the fire chief to the Kitsap County superior court by filing such appeal within ten days of the date of the final decision of the fire chief. This shall be the exclusive remedy of any permittee under this chapter. (Ord. 84-25 § 21(C), 1984)

8.20.230 Exceptions—Signals—Illumination.

This chapter does not prohibit the use of flares or fuses in connection with the operation of motor vehicles, railroads, or other transportation agencies for signal purposes or illumination or for use in forest protection activities. (Ord. 84-25 § 20, 1984)

8.20.240 Out-of-state shipment.

This chapter does not prohibit any manufacturer, wholesaler, dealer or jobber, having a license issued by the State Fire Marshal and a permit secured under the provisions of this chapter, from manufacturing or selling any kind of fireworks for direct shipment out of this state. (Ord. 84-25 § 18, 1984)

8.20.250 Special effects permitted.

This chapter does not prohibit the assembling, compounding, use and display of special effects of whatever nature by any person engaged in the production of motion pictures, radio, or television productions, theatricals or operas when such use and display is a necessary part of the production and such person possesses a valid permit issued by the city of Poulsbo to purchase, possess, transport or use such fireworks. (Ord. 84-25 § 19, 1984)

8.20.260 Reckless discharge prohibited.

It is unlawful for any person to discharge or use fireworks in a reckless manner which creates a substantial risk of death or serious physical injury to another person or damage to the property of another. (Ord. 84-25 § 22, 1984)

8.20.265 Hours of sale and discharge of fireworks.

A. No fireworks shall be sold, offered for sale, or exposed for sale at any time within the city except as follows:

1. Between the hours of twelve noon and eleven p.m. on June 28th of each year;
2. Between the hours of nine a.m. and eleven p.m. on each day from June 29th through July 4th of each year;
3. Between the hours of nine a.m. and nine p.m. on July 5th of each year; and
4. Between the hours of twelve noon to eleven p.m. on December 27th through December 31st of each year.

B. No person shall ignite, explode, use, burn, or discharge any fireworks at any time within the city except:

1. Between the hours of twelve noon and eleven p.m. on June 28th of each year;
2. Between the hours of nine a.m. and eleven p.m. on each day from June 29th through July 4th of each year;

3. Between the hours of nine a.m. and nine p.m. on July 5th of each year; and
4. Between the hours of six p.m. on December 31st of each year and one a.m. on January 1st of the subsequent year.

C. The prohibition set forth in subsection B of this section shall not apply to public displays of fireworks that have been approved as provided in this section. The city council may approve a public display of fireworks on dates and at times not otherwise allowed under this section if all of the following conditions are met:

1. The public display of fireworks is to be conducted in conjunction with a recognized community festival, such as Viking Fest or a similar event, or the public display is to be conducted in order to recognize an event of historic, cultural, or community significance to the city of Poulsbo; and
2. Impacts to persons and properties in the vicinity from traffic, noise, and other deleterious effects have been adequately mitigated; and
3. A public display permit as required by this chapter has been applied for and approved, and the conditions of such permit have been or will be complied with.

D. Any person violating any of the regulations contained in this section shall be punished as provided in Sections [8.20.280](#) and [8.20.290](#) of the Poulsbo Municipal Code. (Ord. 2005-19 § 1, 2005; Ord. 2002-22 § 8, 2002; Ord. 2001-09 § 1, 2001; Ord. 95-15 § 1, 1995)

8.20.270 Possession prohibition

The possession of any class or kind of fireworks in violation of the provisions of this chapter is prohibited. (Ord. 84-25 § 16, 1984)

8.20.280 Violation—Penalty.

A. Unless specifically designated otherwise, or is specified to be enforced pursuant to other law, including, but not limited to, other chapters or titles of this code, any violation of this chapter is a misdemeanor.

B. Such penalty is in addition to any other remedies or penalties specifically provided by law. For each act herein prohibited of a continuing nature, each day shall be considered a separate offense.

C. Failure to respond or appear fees for Poulsbo Municipal Code violations in this chapter will be assessed a failure to respond or appear fee at the rate set in RCW [46.63.110\(4\)](#), as now enacted or hereinafter amended, which is hereby adopted by reference as if fully set forth herein.

D. If a time pay agreement is requested, a fee of not to exceed ten dollars per charge or twenty-five dollars per payment plan may be imposed. (Ord. 2007-42 § 2, 2007: Ord. 97-33 § 2, 1997: Ord. 84-25 § 23, 1984)

8.20.290 Violation—Separate offense for each day.

A person commits a separate offense for each day during which he commits, continues or permits a violation of any provision of this chapter. (Ord. 84-25 § 24, 1984)

Port Orchard Municipal Code

Chapter 5.60

Fireworks

Chapter 5.60 FIREWORKS

Sections:

- [5.60.010](#) Permit and state license required – Fee.
- [5.60.015](#) Fireworks permits – Forms and deadlines.
- [5.60.020](#) Conditions for sales of fireworks and public display – Permit issuance.
- [5.60.030](#) Temporary stands.
- [5.60.040](#) Number of permits and stands.
- [5.60.050](#) Exploding fireworks legal period designated.
- [5.60.060](#) Chapter supplementary to state law.
- [5.60.070](#) Violations – Penalty.
- [5.60.080](#) Enforcement by fire authority.

5.60.010 Permit and state license required – Fee.

No person, firm or corporation shall import, manufacture, transport (except as a public carrier delivering to a licensee), possess, store, sell or offer to sell at retail or wholesale or discharge fireworks inside the city limits of the city of Port Orchard without first obtaining a permit from the city and a license from the state of Washington. The fee for obtaining a city permit shall be \$100.00 per year payable in advance. (Ord. 038-08 § 2; Ord. 026-08 § 2; Ord. 1706 § 1, 1998).

5.60.015 Fireworks permits – Forms and deadlines.

(1) Applications for permits required by this chapter shall be submitted in such form and detail as prescribed by the fire marshal. A separate application shall be required for each site and activity. Applications shall include, at a minimum:

- (a) The application fee;
- (b) Copy of appropriate state licenses;
- (c) A site or discharge plan;
- (d) The names, addresses and telephone numbers of the applicant(s) and responsible party(ies); and

(e) When applicable, a description of the proposed activity detailing how it satisfies the conditions set forth under POMC [5.60.020](#).

(2) Permit applications shall be received by the city clerk for review by the South Kitsap Fire District:

(a) No later than 4:30 p.m. on the last official city work day in May for retail sales;

(b) No later than 4:30 p.m. at least 40 business days prior to the date of an intended public display; and

(c) Prior to commencing a permitted activity for all other uses.

(3) Pursuant to RCW [70.77.280](#), the city council hereby designates the chief of the South Kitsap Fire District or his or her designee as the person with the authority to grant or deny permits that are sought pursuant to this chapter.

(4) Permits issued pursuant to this chapter are nontransferable. (Ord. 038-08 § 3).

5.60.020 Conditions for sales of fireworks and public display – Permit issuance.

A permit for the sale of fireworks or for public display shall be issued only upon the following terms and conditions:

(1) The applicant shall have a valid and subsisting license issued by the state of Washington authorizing the holder thereof to engage in the fireworks business, a copy of which shall be filed with the city clerk's office.

(2) For sales of fireworks, the applicant shall obtain a business license from the city.

(3) The applicant shall have and keep in full force and effect a policy of insurance approved by the city attorney saving the city harmless for any acts of the licensee in the following amounts: \$500,000 or more for injury to any one person in one accident or occurrence, \$1,000,000 for injury to more than one person for any one accident or occurrence, \$300,000 for injury to property in any one accident or occurrence. Proof of insurance coverage shall be included with the application for a permit and shall be filed with the city clerk's office.

(4) For sales of fireworks, the location of the proposed place of business shall comply with the zoning ordinances of the city.

(5) Applicant shall post a \$50.00 deposit conditioned upon the prompt removal of the temporary stand and/or the cleaning up of all debris from the site. If the applicant removes such temporary stand and cleans up all the debris before the tenth day of July each year, he shall be entitled to the return of his \$50.00 deposit.

(6) Public displays of fireworks shall comply with the provisions of RCW [70.77.280](#) in that the fire authority shall determine whether the proposed display would pose a hazard to property or a danger to persons. The South Kitsap Fire District shall prepare a written report detailing the findings and recommendations for or against the issuance of the permit. The fire district's report shall be filed with the city clerk's office. (Ord. 038-08 § 4; Ord. 026-08 § 3; Ord. 1706 § 2, 1998).

5.60.030 Temporary stands.

All safe and sane fireworks shall be sold only from temporary stands and must conform to the written rules and regulations of the fire authority. (Ord. 1706 § 3, 1998).

5.60.040 Number of permits and stands.

(1) Fourth of July Holiday Period. Each permittee shall be issued a fireworks permit annually and is entitled to only one retail outlet. (Ord. 016-09 § 1; Ord. 038-08 § 5; Ord. 026-08 § 4; Ord. 1706 § 4, 1998).

5.60.050 Exploding fireworks legal period designated.

No person shall use or explode any fireworks within the city except from 11:00 a.m. to 11:00 p.m. on the fourth day of July of any year and except where public displays are authorized pursuant to the laws of the state of Washington. (Ord. 026-08 § 5; Ord. 1706 § 5, 1998).

5.60.060 Chapter supplementary to state law.

This chapter is intended to implement Chapter [70.77](#) RCW and shall be construed in connection with the law and any and all rules or regulations issued pursuant thereto. (Ord. 1706 § 6, 1998).

5.60.070 Violations – Penalty.

(1) Any person failing to comply with Chapter [70.77](#) RCW or any rules or regulations of the State Fire Marshal or the fire authority shall be guilty of a violation of this chapter.

(2) Any person violating any of the provisions or failing to comply with the mandatory requirements of this chapter shall be guilty of a misdemeanor. Any person convicted of a misdemeanor shall be punished by a fine not to exceed \$1,000 or by imprisonment not to exceed 90 days, or by both such fine and imprisonment. Each such person shall be guilty of a separate offense for each and every day during any portion of which any

violation or any provision of this chapter is committed, continued or permitted by any such person. (Ord. 1706 § 7, 1998).

5.60.080 Enforcement by fire authority.

The fire authority or his duly authorized representative is designated as the enforcing officer of this chapter. (Ord. 1706 § 8, 1998).

Bremerton Municipal Code

Chapter 9.48

Fireworks

Chapter 9.48 FIREWORKS

Sections:

- 9.48.010 PERMIT - REQUIRED - FEE.**
- 9.48.020 PERMIT - CONDITIONS FOR ISSUANCE.**
- 9.48.030 STANDS - CONFORMANCE TO REGULATIONS REQUIRED.**
- 9.48.040 HOURS AND DAYS OF SALE AND DISCHARGE.**
- 9.48.050 STATE STATUTE APPLICABILITY.**
- 9.48.060 RECKLESS DISCHARGE OR USE OF FIREWORKS.**
- 9.48.070 PENALTY FOR VIOLATION.**
- 9.48.080 ENFORCING OFFICER DESIGNATED.**
- 9.48.090 PERMIT REVOCATION OR SUSPENSION - AUTHORITY.**

9.48.010 PERMIT - REQUIRED - FEE.

Application for all local fireworks permits including applications for a permit to conduct a public display of fireworks required by the State fireworks law, Chapter [70.77](#) RCW, shall be made to the Fire Marshal. The fees for such permits shall be as set forth in Chapter [3.01](#) BMC. (Ord. 5017 §1 (part), 2007; Ord. 4973 §1 (part), 2006; Ord. 4368 §26, 1992; Ord. 3370 §1, 1977)

9.48.020 PERMIT - CONDITIONS FOR ISSUANCE.

The Fire Chief or his or her designee is responsible for review of any application for a permit for the sale of fireworks or for a public display of fireworks. If the application meets the requirements of State law and this chapter, the Fire Chief or his or her designee is authorized to grant the application and issue a permit.

(a) Sale of Fireworks. A permit for the sale of fireworks shall be issued only upon the following terms and conditions:

(1) The applicant shall have a valid and subsisting license issued by the State Fire Marshal authorizing the holder thereof to engage in the retail sale of safe and sane fireworks only.

(2) The applicant shall have and keep in full force and effect a policy of insurance approved by the City's Risk Manager saving the City harmless for any acts or failures of the permittee, in accordance with Chapter [70.77](#) RCW.

(3) The location of a proposed place of business shall comply with the zoning ordinances of the City.

(4) The applicant shall provide a land lease agreement for the location of the proposed place of business signed by the land owner or his authorized representative.

(5) The applicant shall provide a scale drawing of the location of the proposed place of business showing the relationship of the fireworks stand to streets and other buildings.

(6) The applicant shall submit the name, address and phone number of the person or persons responsible for the fireworks stand.

(7) The applicant shall submit the address of all storage locations for stock that is kept on reserve and not on display for sale.

(8) No permit applications shall be processed or accepted after the first day of June of the year of sale.

(9) The applicant shall post a fifty dollar (\$50.00) cash bond conditioned upon the prompt removal of the temporary stand and the cleaning up of all debris from the site. If the permittee removes such temporary stand and cleans up all of the debris before the tenth day of July of the permit year, he shall be entitled to the return of the fifty dollars (\$50.00).

(b) Public Display of Fireworks. A permit for a public display of fireworks shall be issued only upon the terms and conditions as set forth Chapter [70.77](#) RCW.

(1) It shall be unlawful for any person to hold, conduct or engage in a public display of **fireworks** within the City without having obtained a valid permit issued pursuant to the provisions of this chapter. (Ord. 5017 §1 (part), 2007: Ord. 4973 §1 (part), 2006: Ord. 3370 §2, 1977)

9.48.030 STANDS - CONFORMANCE TO REGULATIONS REQUIRED.

(a) Only "common fireworks" authorized by Chapter [212-17](#) WAC, except toy caps, shall be sold only from temporary stands which conform to the written rules and regulations of the Fire Chief of the City.

(b) Each fireworks stand shall have an adult (eighteen (18) years of age or older) in attendance at all times. No person under the age of sixteen (16) years old shall be allowed inside the stand.

(c) A sign stating "NO SALE OF FIREWORKS TO ANY PERSON UNDER THE AGE OF 16 YEARS OLD, PHOTO ID REQUIRED."

(d) All permittees shall conform to the minimum standards and conditions set forth in the Rules and Regulations for Retail Fireworks Stands by the Fire Chief. (Ord. 5017 §1 (part), 2007: Ord. 4973 §1 (part), 2006: Ord. 4653, Amended, 07/18/1999; Ord. 3370 §3, 1977)

9.48.040 HOURS AND DAYS OF SALE AND DISCHARGE.

(a) No person shall use or explode any fireworks within the City except from 11:00 a.m. to 11:00 p.m. on July 4th of any year or as part of a public display authorized pursuant to the laws of the State of Washington and this chapter. It shall not be legal to use or discharge fireworks at any other time, specifically including, without limitation, from 6:00 p.m. on December 31st of any year until 1:00 a.m. on January 1st of the subsequent year. Only "common fireworks" authorized by Chapter [212-17](#) WAC are to be discharged during the authorized time period.

(b) Sales of fireworks shall be prohibited except from 12:00 noon to 11:00 p.m. on June 28th; and from 9:00 a.m. to 11:00 p.m. on each day from June 29th through July 4th in any calendar year. Nothing in this provision shall make it illegal to have public displays of fireworks when approved by the Bremerton Fire Department in accordance with the Bremerton Municipal Code.

(c) The possession of any class or kind of fireworks in violation of the provisions of this chapter is prohibited. (Ord. 5017 §1 (part), 2007; Ord. 4973 §1 (part), 2006; Ord. 4653, Amended, 07/18/1999; Ord. 4455 §1, 1994; Ord. 4420 §1, 1993; Ord. 4379 §1, 1992; Ord. 3370 §5, 1977. Formerly 9.48.050.)

9.48.050 STATE STATUTE APPLICABILITY.

This chapter is intended to implement Chapter [70.77](#) RCW, and shall be construed in connection with said laws and all rules and regulations issued pursuant thereto. (Ord. 5017 §1 (part), 2007; Ord. 4973 §1 (part), 2006; Ord. 3370 §6, 1977. Formerly 9.48.060.)

9.48.060 RECKLESS DISCHARGE OR USE OF FIREWORKS.

It is unlawful for any person to discharge or use fireworks in a reckless manner which creates a substantial risk of death or serious physical injury to another person or damage to the property of another. (Ord. 5017 §1 (part), 2007; Ord. 4973 §1 (part), 2006)

9.48.070 PENALTY FOR VIOLATION.

Any person failing to comply with the provisions of this chapter, or rules or regulations of the Fire Chief of the City, shall be guilty of a misdemeanor punishable by a fine not to exceed one thousand dollars (\$1,000) or by imprisonment not to exceed ninety (90) days or both. Except that any person violating the provisions of BMC [9.48.060](#) shall be guilty of a gross misdemeanor and shall be punished by imprisonment not to exceed one (1) year and a fine not to exceed five thousand dollars (\$5,000). A person is guilty of a separate offense for each day during which he or she commits or continues to permit a violation of the provisions of this chapter. (Ord. 5017 §1 (part), 2007; Ord. 4973 §1 (part), 2006; Ord. 4379 §2, 1992; Ord. 3370 §7, 1977)

9.48.080 ENFORCING OFFICER DESIGNATED.

The Fire Chief of the City or his duly authorized representative is designated as the enforcing officer of this chapter. (Ord. 5017 §1 (part), 2007: Ord. 4973 §1 (part), 2006: Ord. 4653, Amended, 07/18/1999; Ord. 3370 §8, 1977)

9.48.090 PERMIT REVOCATION OR SUSPENSION - AUTHORITY.

The Fire Chief or his or her designee may at any time suspend or revoke any permit issued under the provisions of this chapter, if the permittee has:

- (a) Violated any of the provisions of this chapter, or any of his servants, agents or employees have done so;
- (b) Made any false statement or misrepresentation of fact in connection with obtaining the permit;
- (c) Failed to obtain or has had any license required by the State of Washington to engage in any act prohibited by Chapter 70.77 RCW, or this chapter, to be done without a license, suspended or revoked;
- (d) Has had any insurance coverage required by this chapter cancelled, revoked, or lapsed. (Ord. 5017 §1 (part), 2007: Ord. 4973 §1 (part), 2006: Ord. 4653, Added, 07/18/1999)

Bainbridge Island Municipal Code

Chapter 8.28

Fireworks

Chapter 8.28 FIREWORKS

Sections:

- [8.28.010](#) Definitions.
- [8.28.020](#) Date and times when sale or discharge of consumer fireworks permitted.
- [8.28.030](#) Acts prohibited without a permit.
- [8.28.040](#) Application for public/private fireworks display.
- [8.28.050](#) Standards for public/private fireworks displays.
- [8.28.060](#) Special effects for entertainment media.
- [8.28.070](#) Acts not prohibited – Signal purposes, forest protection, etc.
- [8.28.080](#) Sales from temporary stands required.
- [8.28.090](#) Standards for fireworks stands and transportation and temporary storage of fireworks.
- [8.28.100](#) Prohibition due to extreme fire danger.
- [8.28.110](#) Applicability.
- [8.28.120](#) Chapter in connection with state law.
- [8.28.130](#) Enforcement.
- [8.28.140](#) Penalty for violations.

8.28.010 Definitions.

- A. "Fireworks" means any composition or device designed to produce a visible or an audible effect by combustion, deflagration or detonation, and which meets the definition of "articles pyrotechnic" as set forth in RCW [70.77.138](#), or "consumer fireworks" or "display fireworks."
- B. "Public display" means an entertainment feature where the public is invited, admitted and/or permitted to view the display or discharge of display fireworks.
- C. "Private display" means an entertainment feature where the public is not invited, admitted and/or permitted to view the display or discharge of display fireworks.
- D. "Special effects," pursuant to RCW [70.77.146](#), means any combination of chemical elements or chemical compounds capable of burning independently of the oxygen in the atmosphere, and designed and intended to produce an audible, visual, mechanical or thermal effect as an integral part of a motion picture, radio, television, theatrical or opera production, or live entertainment.

E. "Display fireworks" means large fireworks designed primarily for display and classified as such by the U.S. Department of Transportation, as further set forth in RCW [70.77.131](#) and WAC [212-17-040](#).

F. "Extreme fire danger" means a period of hot, dry weather accompanied by low fuel moistures. It is during this period that wildland fires can be expected and fire growth will be accelerated.

G. "Fire marshal" means the fire marshal of the Bainbridge Island fire department or his/her designee.

H. "Consumer fireworks" means any fireworks designed primarily to produce visible or audible effects by combustion as defined by RCW [70.77.136](#), and includes the following:

1. Ground and handheld sparkling devices, dipped sticks, sparklers, cylindrical fountains, cone fountains, illuminating torches, wheels, ground spinners and flitter sparklers as those terms are defined by WAC [212-17-035](#);
2. Smoke devices as defined by WAC [212-17-035](#);
3. Helicopters, aerals, spinners, Roman candles, mines and shells, and mortars as those terms are defined by WAC [212-17-035](#);
4. Division 1.4G explosives classified on January 1, 1984, as consumer fireworks by the United States Department of Transportation, except that the term does not include firecrackers, salutes, chasers, skyrockets and missile-type rockets. (Ord. 2009-05 § 2, 2009)

8.28.020 Date and times when sale or discharge of consumer fireworks permitted.

A. Consumer fireworks may be sold by state-licensed and permitted vendors within the city between the hours of 12:00 noon and 11:00 p.m. July 1st through July 4th.

B. Consumer fireworks may be discharged within the city between the hours of 5:00 p.m. and 11:00 p.m. on July 4th. (Ord. 2009-05 § 2, 2009)

8.28.030 Acts prohibited without a permit.

No person shall do any of the following acts in the city without having first obtained and having in full force and effect a valid permit issued by the fire marshal to do so:

A. Manufacture, import, possess or sell any fireworks, including agricultural and wildlife fireworks, at wholesale or retail for any use; provided, however, no permit is required for the possession or use of consumer fireworks lawfully purchased at retail;

B. Discharge special fireworks at any place; or

C. Make a public or private display of fireworks other than consumer fireworks during legal discharge times.
(Ord. 2009-05 § 2, 2009)

8.28.040 Application for public/private fireworks display.

Applications for a permit to hold, conduct or operate a public/private display of fireworks, other than consumer fireworks, shall be made to the fire marshal at least 10 days prior to the scheduled event. Applicants shall meet all qualifications and permit requirements of state law regarding public display of fireworks and all fire and safety requirements as set forth in the standards for public display per Chapter [70.77](#) RCW, the fire code adopted in Chapter 20.04 BIMC, and all applicable National Fire Protection Association standards. (Ord. 2009-05 § 2, 2009)

8.28.050 Standards for public/private fireworks displays.

All public/private fireworks displays shall conform to the following:

A. A permit issued by the fire marshal in accordance with BIMC [8.28.040](#) must be obtained.

B. Compliance with all conditions listed in the permit issued by the fire marshal. (Ord. 2009-05 § 2, 2009)

8.28.060 Special effects for entertainment media.

This chapter does not prohibit the assembling, compounding, use and display of special effects of whatever nature by any person engaged in the production of motion pictures, radio or television productions, theatricals or operas when such use and display is a necessary part of the production and such person possesses a valid permit issued by the fire marshal to purchase, possess, transport or use such fireworks, and meets the requirements of BIMC [8.28.040](#) and [8.28.050](#). (Ord. 2009-05 § 2, 2009)

8.28.070 Acts not prohibited – Signal purposes, forest protection, etc.

This chapter does not prohibit the use of flares or fuses in connection with the operation of motor vehicles, motor or sail vessels, or other transportation agencies for signal purposes or illumination or for use in forest protection activities or those uses described in RCW [70.77.311](#). (Ord. 2009-05 § 2, 2009)

8.28.080 Sales from temporary stands required.

All sales of consumer fireworks shall be from temporary stands, which shall not be erected prior to the eighteenth day of June of any year and which shall be removed not later than the tenth day of July of the same year. (Ord. 2009-05 § 2, 2009)

8.28.090 Standards for fireworks stands and transportation and temporary storage of fireworks.

Construction, location, maintenance, use and cleanup of fireworks stands and related transportation and temporary storage of fireworks shall be done in accordance with Chapter [70.77](#) RCW, Chapter [212-17](#) WAC Part V and all other applicable federal, state and local law. In addition, fireworks stands shall conform to the following conditions:

A. No fireworks stand shall be located within 100 feet of any other building or structure, nor within 500 feet of any gasoline station, oil storage tank, or premises where flammable liquids are kept or stored.

B. No fireworks stand shall be located within a radius of one-quarter mile from any other stand.

C. Fireworks stands shall be located only in those areas or zones within the city wherein commercial activities are authorized under the applicable zoning laws of the city. The sale of fireworks shall not be deemed an enlargement of an existing nonconforming use. No fireworks shall be sold in any residential area where a commercial enterprise does not exist.

D. Each fireworks stand shall have a provision for sufficient off-street parking, in the opinion of the fire marshal, to avoid impeding continuous flow of traffic at entrances and exits from the premises. (Ord. 2009-05 § 2, 2009)

8.28.100 Prohibition due to extreme fire danger.

During periods of extreme fire danger, the fire marshal may prohibit the discharge of all fireworks. (Ord. 2009-05 § 2, 2009)

8.28.110 Applicability.

The provisions of this chapter shall be applicable to the sales and use of all fireworks except toy paper caps containing not more than twenty-five-hundredths grain of explosive compound for each cap and trick or novelty devices not classified as common fireworks. (Ord. 2009-05 § 2, 2009)

8.28.120 Chapter in connection with state law.

This chapter is intended to augment Chapter [70.77](#) RCW, and shall be construed in connection with that law and any and all rules or regulations issued pursuant thereto. (Ord. 2009-05 § 2, 2009)

8.28.130 Enforcement.

Commissioned law enforcement officers of the Bainbridge Island police department are authorized to enforce all provisions of this chapter except those provisions where enforcement authority is explicitly provided to the fire marshal. (Ord. 2009-05 § 2, 2009)

8.28.140 Penalty for violations.

A. Except as provided in subsection B of this section, conduct made unlawful by this section shall be a civil infraction and is subject to a monetary penalty and a default amount of \$500.00 plus statutory assessments. A civil infraction under this section shall be processed in the manner set forth in Chapter [7.80](#) RCW.

B. Any person who continues to be in violation of this section after receiving a notice of infraction pursuant to subsection A of this section, or who again violates this section within 12 months after receiving a notice of infraction pursuant to subsection A of this section, commits a misdemeanor and any person who is convicted thereof shall be punished by a fine not to exceed \$1,000, or by imprisonment in jail for a term not exceeding 90 days, or by both such fine and imprisonment.

C. In addition to the penalties provided in subsections A and B of this section, the fire marshal and commissioned law enforcement officers of the Bainbridge Island police department may seize and dispose of fireworks that are possessed, sold, purchased, offered for sale, and/or used in violation of this chapter according to the seizure and forfeiture procedures contained in RCW [70.77.435](#) and [70.77.440](#). (Ord. 2009-05 § 2, 2009)