

## POULSBO DISTRIBUTION SCHEDULE

**ORDINANCE NO. 2023-02**

**SUBJECT: Fireworks Ordinance Update**

### CONFORM AS TO DATES & SIGNATURES

- ☒ Filed with the City Clerk: 02/02/2023
- ☒ Passed by the City Council: 02/08/2023
- ☒ Signature of Mayor
- ☒ Signature of City Clerk
- ☒ Publication: 02/13/2023
- ☒ Effective: 02/13/2024
- ☐ Recorded: \_\_\_\_\_

### DISTRIBUTED COPIES AS FOLLOWS:

- ☒ NK Herald: (Seattle Times) 02/09/2023
- ☒ Code Publishing
- ☒ City Attorney
- ☒ Clerk's Department:
- ☐ City Council
- ☐ Finance:
- ☒ Posted to Library Drive and Website
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- ☒ Electronically Created Document (No Hard Copy Exists)
- ☐ \_\_\_\_\_

Rhiannon Fernandez

City Clerk

02/08/2023

Date

ORDINANCE NO. 2023-02

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON,  
AMENDING SUBSECTION 8.2.265 (B) OF THE POULSBO  
MUNICIPAL CODE IN ORDER TO CHANGE THE DAYS  
FIREWORKS CAN BE DISCHARGED, PROVIDING FOR  
SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE.

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**WHEREAS,** the City Council is concerned about public safety and desires to protect the public from injuries and fires resulting from fireworks; and

**WHEREAS,** the City Council is concerned about the impacts of fireworks on the environment and desires to minimize such impacts; and

**WHEREAS,** state law, Chapter 70.77 RCW and Chapter 212-17 WAC, generally regulates the transfer, sale, possession, use, and discharge of fireworks within Washington State; and

**WHEREAS,** under Chapter 70.77 RCW, the City Council is authorized to adopt local fireworks ordinances that are more restrictive than state law, provided that such an ordinance does not take effect until at least one year after its adoption; and

**WHEREAS,** the City of Poulsbo desires to reduce the number of days fireworks may be discharged and align the allowed dates of discharge around the Fourth of July holiday and New Year's Eve holiday with unincorporated Kitsap County;

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

**Section 1. Hours of sale and discharge of fireworks.** Subsection 8.20.265(B) of the Poulsbo Municipal Code is hereby amended to read as follows (~~striketroughs~~ indicate deletions, **bolding** indicates additions):

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 o'clock noon and eleven o'clock p.m. on June 28 of each year;~~

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

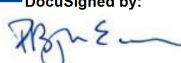
3. ~~Between the hours of nine o'clock a.m. and nine o'clock p.m. on July 5<sup>th</sup> of each year; and~~

~~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.~~

**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.

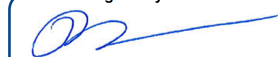
**Section 3. Effective Date.** In accordance with RCW 70.77.250(4), this ordinance shall take effect and be in force one year from the date of its passage and publication as required by law.

APPROVED:

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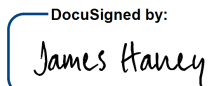
MAYOR, REBECCA ERICKSON

ATTEST/AUTHENTICATED:

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CITY CLERK, RHIANNON FERNANDEZ

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

DocuSigned by:  
  
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BY

JAMES E. HANEY

FILED WITH THE CITY CLERK: 02/02/2023  
PASSED BY THE CITY COUNCIL: 02/08/2023  
PUBLISHED: 02/13/2023  
EFFECTIVE DATE: 02/13/2024  
ORDINANCE NO. 2023-02

## **SUMMARY OF ORDINANCE NO. 2023-02**

of the City of Poulsbo, Washington

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On the 8<sup>th</sup> day of February 2023, the City Council of the City of Poulsbo, passed Ordinance No. 2023-02. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON,  
AMENDING SUBSECTION 8.2.265 (B) OF THE POULSBO  
MUNICIPAL CODE IN ORDER TO CHANGE THE DAYS  
FIREWORKS CAN BE DISCHARGED; PROVIDING FOR  
SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

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

DATED this 8<sup>th</sup> day of February 2023.

DocuSigned by:  
  
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CITY CLERK, RHANNON FERNANDEZ