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ORIGINAL

ORDINANCE NO. 1329

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON,
 REVISING THE CITY'S REGULATION OF FIREWORKS, AMENDING
 CHAPTER 9.26 OF THE REDMOND MUNICIPAL CODE.

WHEREAS, after considering public testimony received during a public hearing conducted by the Planning Commission for the purpose of considering the need to restrict or eliminate the use of fireworks within the City, and after considering the recommendation of the Planning Commission, the City Council has determined that in order to protect the public health, safety and welfare, and in order to reduce the financial impacts and demands upon equipment and personnel which arise from the use of fireworks, it is necessary to extend the general prohibition upon the sale and use of fireworks established by RCW Chapter 70.77 as set forth below, now, therefore

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

Section 1. Section 9.26.040 of the Redmond Municipal Code is hereby amended to read as follows:

9.26.040 Time Limit Set on Sale and Use. No permit holder shall offer for retail sale, expose for retail sale or sell any fireworks within the City except from 12:00 noon until 11:00 p.m. on the twenty-eighth day of June, 9:00 a.m. until 11:00 p.m. on the twenty-ninth day of June through the third day of July, and from 9:00 a.m. until 9:00 p.m. on the fourth day of July of any year. Except as authorized by a state license and City of Redmond permit granted pursuant to RCW 70.77.260(2)(public display) or RCW 70.77.311(2)(use by group or individual for religious or other specific purpose on approved date and at approved location) no person shall ignite or discharge any fireworks within the City of Redmond except on July 4th of any year between the hours of 9:00 a.m. and 11:00 p.m.

Section 2. Redmond Municipal Code Section 9.26.090(9) is hereby amended to read as follows:

(9) No temporary fireworks stand shall be located within 750 feet from any other temporary fireworks stand.

Section 3. Redmond Municipal Code Section 9.26.070 is hereby amended by adding a new subsection (8) thereto to read as follows:

(8) No seller's permit shall be issued for a location which fails to meet the criteria set forth in section

9.26.090, including the minimum stand separation requirement. When necessary, in order to determine priority as to a proposed location, the earliest date and time of filing of an application for a seller's permit with the City Clerk shall be controlling.

Section 4. A new Section 9.26.045 is hereby added to the Redmond Municipal Code to read as follows:

9.26.045. Sale of Fireworks to Persons Under 16 Years of Age Prohibited. It is unlawful to sell fireworks to any person under the age of 16 years. Sellers shall require proof of age by means of display of a Washington State Drivers License or photo identification card issued by the Washington State Department of Licensing. No other forms of identification shall be accepted.

Section 5. Redmond Municipal Code Section 9.26.160 is hereby amended to read as follows:

9.26.160 Penalty for Violations. Any person violating or failing to comply with the provisions of this Chapter is guilty of a criminal violation, and, upon conviction thereof, shall be punished as provided in Section 1.01.110 of the Redmond Municipal Code.

Section 6. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force thirty (30) days after publication.

APPROVED:

Doreen Marchione
MAYOR, DOREEN MARCHIONE

ATTEST/AUTHENTICATED:

Doris A Schauble
CITY CLERK, DORIS SCHAIBLE

APPROVED A TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY *John C. Martin*

FILED WITH THE CITY CLERK: July 17, 1986
PASSED BY THE CITY COUNCIL: July 15, 1986
SIGNED BY THE MAYOR: July 17, 1986
PUBLISHED: July 20, 1986
EFFECTIVE DATE: August 19, 1986
ORDINANCE NO. 1329