

Section 3.41 -The Fireworks Ordinance

An Ordinance enacted pursuant to the authority of MCL 41.181 et seq., to secure the public health, safety and general welfare of residents, property owners and persons within the Township of Secord, Gladwin County Michigan by the regulation of Fireworks within the township and to prescribe the penalties for the violation thereof.

A. Title: Section 3.41: - The Fireworks Ordinance

This Ordinance shall be known and cited as the Secord Township Fireworks Ordinance.

B. Purpose and Intent:

The purpose of this ordinance is to permit the display and sale of fireworks in Secord Township in a manner that conforms to the requirements of the law as provided in PA 256 of 2011 and Michigan Fire Safety Act, MCL 28.451-28.471 and the International Fire Code (IFC). This ordinance also provides the minimum requirements necessary to promote an event that minimizes any risk to the community residents and display observers. While the ordinance requires a permit, the holder of the permit still bears the responsibility to ensure all activities are conducted in a manner that meets and /or exceeds the minimum criteria.
Low impact fireworks are not included and do not require a permit.

C. Ignition and Discharge:

Consumer-grade fireworks, 1.4 G, cannot be used from 12:00

A.M. to 8:00 A

Professional grade fireworks, 1.3 G, cannot be used from

12:00 AM. to 8:00 A.M.

D. Permit Requirements:

1. The permit form shall be obtained from the Township and be submitted at least sixty (60) days prior to display or sale to allow the Township and the Fire Department time to review and verify the application

D. Permit Requirements continued

1. A copy of all required state and federal permits for the fireworks display or sale shall be submitted with the application along with the information as to the competency

and qualifications of the operators, as required by (National Fire Protection Association) NFPA 1, 1123, 1124, 1126 and NFPA 1129 also MCL 750.243 b (5).

2. The site plan of the area where the fireworks display or sale is to be conducted shall be submitted with the application. The site plan must include complete detailed scale drawings of the entire effected area. A minimum safe area of 250 feet radius plus an additional 70 feet in radius for each inch by which the fireworks shell exceeds three (3) inches in diameter shall be required. However, in no event shall the applicant fail to comply with requirement NFPA 1123.
3. The applicant shall cause the site of the fireworks display or sales area to be cleaned up within twenty-four hours after the fireworks display or sale has ended.
4. The approved Permit must be posted on the site.
5. Any unmanned free-floating devices like luminaires or sky lanterns, which require a fire underneath to propel it and is not moored to the ground while aloft, has an uncontrolled and unpredictable flight path and descent area so as to pose a potential fire risk are prohibited.

E. Insurance Requirements:

The individual, organization or corporation sponsoring the event shall secure a liability insurance/property damage liability policy that identifies Secord Township as the co-insured entity. The insurance policy is required for 1.3 G Professional grade fireworks and shall be a minimum amount of \$10,000,000.00

F. Operators:

The operators or persons conducting the sale of Fireworks or igniting and discharging the pyrotechnic display shall follow (National Fire Protection Association) NFPA 1, 1123, 1124, 1126 and 1129 for fireworks and /or the Township requirement set forth herein, whichever are more restrictive.

G. Severability:

The several provisions of this ordinance are declared to be separate; if any Court shall hold that any section or provision hereof is invalid, such holding shall not affect or impair the validity of any other section or provision of this ordinance.