

TOWN OF LINCOLN

Eau Claire County

ORDINANCE NO: 20-003 CHAPTER 12 – PUBLIC SAFETY ARTICLE – FIREWORKS

SECTION 12.1 TITLE

This ordinance shall be known as the Fireworks Ordinance of the Town of Lincoln.

SECTION 12.2 STATE STATUTES ADOPTED - AUTHORITY

The Town Board of the Town of Lincoln is granted authority for adopting this ordinance under Wis. Stats §60.22 and §167.10. These statutes are hereby incorporated by reference as published by the most recent revision of the Wisconsin Statutes. Any amendments, which are from time to time made in the statutes, shall automatically be made in this ordinance. In the case of any conflict between Wis. Stat. §167.10 and this Ordinance, whichever provision is more strict shall apply.

SECTION 12.3 PURPOSE

This ordinance purpose is to regulate the usage of fireworks within the Town of Lincoln.

SECTION 12.4 DEFINITIONS

In this section, "Fireworks" means anything manufactured, processed or packaged for exploding, emitting sparks or combustion which does not have another common use, but does not include any of the following:

- A. Fuel or lubricant.
- B. A firearm cartridge or shotgun shell.
- C. A flare used or possessed or sold for use as a signal in an emergency or in the operation of a railway, aircraft, watercraft or motor vehicle.
- D. A match, cigarette lighter, stove, furnace, candle, lantern, or space heater.
- E. A cap containing not more than one-quarter grain of explosive mixture, if the cap is used or possessed or sold for use in a device which prevents direct bodily contact with a cap when it is in place for explosion.
- F. A toy snake which contains no mercury.
- G. A model rocket engine.
- H. Tobacco and a tobacco product.
- I. A sparkler on a wire or wood stick not exceeding 36 inches in length that is designed to produce audible or visible effects or to produce audible and visible effects.
- J. A device designed to spray out paper confetti or streamers and which contains less than one-quarter grain of explosive mixture.
- K. A fuse-less device that is designed to produce audible or visible effects or audible and visible effects, and that contains less than one-quarter grain of explosive mixture.
- L. A device that is designed primarily to burn pyrotechnic smoke-producing mixtures, at a controlled rate, and that produces audible or visible effects, or audible and visible effects.