

ORDINANCE NO. 2019-1143

**A ORDINANCE OF THE CITY OF MABTON, WASHINGTON,
AMENDING FIREWORKS PERMIT FEES**

WHEREAS, City of Mabton has adopted a municipal ordinance providing that consumer fireworks may only be discharged by licensed persons holding a City permit, MMC 5.12.060; and

WHEREAS, MMC 5.12.060 provides that the established permit fee is Twenty-Five Dollars (\$25.00); and

WHEREAS, City Council has determined that it is appropriate to amend MMC 5.12.060 and establish a new fee schedule for permits authorizing the discharge of consumer fireworks as more particularly set forth herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF MABTON, AS FOLLOWS:**

1. Amendment of MMC 5.12.060. MMC 5.12.060 is amended to read as follows:

Consumer fireworks may only be discharged by licensed persons holding a city permit, with such permit fees established by resolution, and shall identify the location of the discharge site, and the responsible individuals, with contact information. Permits shall be subject to rules and regulations as may be adopted from time-to-time by Mayor after consultation with local fire official and as otherwise directed under consistent provisions of the State Fireworks Law.

A. Fireworks may be used, fired or discharged only on the 4th of July of each year and only on the 31st day of December of each year commencing at 8:00 p.m. and ending at Midnight, except as follows:

1. It is unlawful to use, fire or discharge any fireworks along the route of or during any parade or at any place of public assembly or in any commercial use district:

2. It is unlawful at any time to throw or toss any fireworks at any person, animal, vehicle or other thing or object.

B. It shall be unlawful to use, fire, or discharge any fireworks without the required permit.

C. The transfer of fireworks ownership, whether by sale, gift or other means of conveyance, or the delivery of any fireworks to any person who does not possess a valid permit at the time of such transfer is prohibited.

D. It is unlawful for any person to discharge fireworks on the property of another without permission of the owner of such property. It is unlawful for any person to discharge fireworks in a public park or city property unless a written permit has been obtained from the City.

E. Religious organizations or private organizations or persons may purchase or use consumer fireworks on dates and at times other than specified herein for religious and other specific purposes authorized by State Fireworks Law. Such organizations or persons shall be required to obtain a permit from City which shall otherwise be consistent with the provisions of this chapter.

2. New Section. The following is added as a new section to Mabton Municipal Code, such section designated MMC 5.12.065.

5.12.065 - Consumer Firework Permit Fees. The fee for consumer fireworks permit shall be as follows:

A. For consumer firework permits, the fee for permit authorizing use or discharge of consumer fireworks on the 4th of July of each year shall be as follows:

1. For the period January 1 - June 30, of each year, the consumer fireworks permit fee shall be Fifteen Dollars (\$15.00).

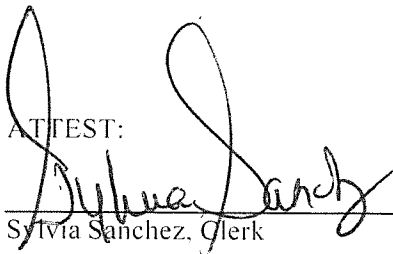
2. For the period July 1 - July 3, of each year, the consumer fireworks permit fee shall be Twenty-Five Dollars (\$25.00).

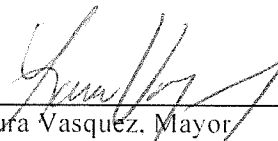
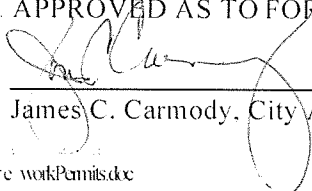
3. For any permits purchased on the 4th of July of each year, the consumer fireworks permit fee shall be Thirty Dollars (\$30.00).

B. For any consumer fireworks permit authorizing use or discharge on December 31 of each year, the consumer fireworks permit fee shall be Twenty-Five Dollars (\$25.00).

3. This ordinance shall be in full force and effect on its passage and publication as required by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MABTON, WASHINGTON AT IS REGULAR MEETING ON JULY 23, 2019.

ATTEST:

Sylvia Sanchez, Clerk


Laura Vasquez, Mayor
APPROVED AS TO FORM:

James C. Carmody, City Attorney