

ORDINANCE NO. 24-4600

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DECATUR,
ALABAMA, as follows:

Section 1. That Section 11-6 of the Code of Decatur, Alabama, is hereby amended to read as follows:

“Section 11-6. - Fireworks, bonfires.

(a) It shall be unlawful for any person to throw any fireballs, set off, discharge or throw any fireworks including, but without limitation, any rockets, firecrackers, torpedoes, squibs or other fireworks, and/or light any bonfires within the city except by permit.

(b) It shall be unlawful for any person to possess, keep store, use, manufacture, sell, offer for sale, give away or handle any fireworks within the corporate limits of the city except by permit.

(c) Fireworks possessed, manufactured, stored, sold, handled, or used in violation of this section shall be subject to seizure and destruction by the city.

(d) Fireworks shall be defined by the International Fire Code, as adopted and amended by the city. The term "fireworks" shall not include "novelties" and "sparkling devices" as defined by this section; the sale and use of such novelties and sparkling devices shall be allowed at any time within the City of Decatur subject to subsection (g) of this section.

(e) Novelties shall be defined as any device listed in the 2001 American Pyrotechnics Standard for Construction and Approval for Transportation of Fireworks, Novelties, and Theatrical Pyrotechnics, (APA 87-1), section 3.2, including, without limitation, party poppers, snappers, toy smoke devices, snake, glow worms, wire sparklers, dipped sticks. This definition adopts the same definition of novelties as provided by Code of Ala. 1975, § 8-17-210 (10), as last amended.

(f) Sparkling devices shall be defined as any handheld or ground-based sparkling devices that are non-explosive and non-aerial and contain 75 grams or less of chemical compound per tube or a total of 500 grams or less for multiple tubes and other sparkling devices which emit showers of sparks and sometimes a whistling, spinning, or crackling effect when burning, but does not include aerial devices, audible ground devices, or anything that will detonate or explode. This definition adopts the same definition of sparkling devices as provided by Code of Ala. 1975, § 8-17-210 (15), as last amended.

(g) The foregoing notwithstanding, the city may, at any time and on recommendation from its fire chief, suspend the outdoor use of all sparkling devices and novelties allowed inside the city limits where drought conditions, other weather-related conditions, or the promotion and

preservation of public safety warrant suspension. It shall be unlawful to use all sparklers and other novelty devices during any such suspension period after a verbal warning to cease from fire or law enforcement officers and shall subject the novelties and sparkling devices to seizure and destruction in accordance with subsection (c) above.”

Section 2. That Section 11-7 of the Code of Decatur, Alabama is hereby amended to read as follows:

“Section 11-7. -Reserved.”

Section 3. This Ordinance shall go into effect upon passage, approval, and publication as provided by law.

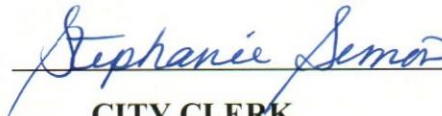
ADOPTED this the 16th day of December 2024

APPROVED this the 16th day of December, 2024



MAYOR

ATTESTED this the 16th day of December, 2024



CITY CLERK