

**ORDINANCE NO. 1587**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODLAND TO AMEND ORDINANCE NO. 1414 - WOODLAND MUNICIPAL CODE 14.28.040 PERMIT FEES AND REPEAL AND REPLACE ORDINANCE NO. 1414 - WOODLAND MUNICIPAL CODE 14.28.050 INSPECTION OF PROPOSED FIREWORKS STANDS, LOCATIONS AND AWARD PROCESS AND AUTHORIZE PUBLICATION BY SUMMARY; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE.**

**WHEREAS**, the Woodland City Council has established rules related to the use and sale of fireworks in Woodland Municipal Code (WMC) 14.28; and

**WHEREAS**, the Woodland City Council has reviewed the proposed changes for WMC 14.28.040 and 14.28.050 and finds them to be acceptable and appropriate; and

**WHEREAS**, the Woodland City Council has adjusted the rules related to fireworks application process and award, and insurance requirements; and

**WHEREAS**, the City of Woodland contracts with Clark-Cowlitz Fire Rescue to provide Fire Marshal services and inspections, which includes firework permits; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WOODLAND, WASHINGTON DOES HEREBY ORDAIN AND AMEND WMC 14.28.040 AND 14.28.050 AS FOLLOWS:**

Section 1. – Public Interest. The Woodland City Council finds it to be in the public interest to adopt this ordinance to amend WMC Chapter 14.28.040 and repeal and replace WMC 14.28.050 related to the firework regulations.

Section 2. – Findings of Fact. Each recital contained in the ‘whereas’ clauses of the preamble to this ordinance are hereby adopted as findings of fact and incorporated herein fully by reference.

Section 3. – Amend WMC 14.28.040:

14.28.040 - Permit fees.

The annual permit fee for each permit issued under this chapter shall be as set by resolution of the city council, which shall be paid to the city clerk-treasurer at the time the permit is issued. All permits shall expire at the end of the calendar year in which they are issued and shall not be refundable.

Section 4. – Repeal and Replace WMC 14.28.050:

Old Section WMC 14.28.050:

**14.28.050 - ~~Inspection of proposed fireworks stands, locations and award process.~~**

~~A. Prior to sale of fireworks, the Fire Marshal or his/her authorized representative shall investigate the proposed site for the location of a fireworks stand and determine if such location is suitable under the provisions of this chapter and the International Fire Code. The Fire Marshal shall issue a permit with or without conditions, if it meets the requirements of this chapter, the ordinances of the city, and the International Fire Code. Previous year Woodland nonprofit permit holders will receive preference during the first application period and preference will first be given to those applicants that have Woodland physical addresses and are also a Woodland nonprofit organization recognized under IRS rules with the applications shall be assigned priority according to the time of receipt by the city clerk-treasurer department, with the application first received having the highest priority.~~

~~B. The first application period for the upcoming fireworks sales period will begin on January 2nd of each year for that year's fireworks sales. A second application period will be opened if any permits are available and it will be open from February 1st to February 28th. The clerk-treasurer will hold a drawing by lottery on or after March 1st for any new permit holder(s) in the second application period.~~

~~C. To be deemed a complete application all applications must contain the following:~~

- ~~1. A completed and signed City of Woodland fireworks permit application;~~
- ~~2. A completed and signed state of Washington permit;~~
- ~~3. Certificate of insurance as required by the clerk-treasurer; and~~
- ~~4. Fees as designated by resolution of the city council.~~
- ~~5. Description of the fireworks sales stand or tent along with a dimensioned diagram showing the distance from the stand or tent to any structures, vehicles, vegetation, and sources of ignition.~~

~~D. Any permittee that violates the provisions in this chapter or the International Fire Code may have their permit revoked by the Fire Marshal or designee.~~

New Section WMC 14.28.050:

#### **14.28.050 – Application, Award Process, Permit Issuance, and Inspections**

A. Application Requirements - A completed firework permit application must be submitted to Clark-Cowlitz Fire Rescue, this includes all required documents listed below. The applicant must be a representative of the entity applying for the permit. The following required documents to be considered for a permit:

1. A completed and signed Firework Permit Application
2. Applicable State of Washington fireworks permit(s)

3. Certificate of insurance with the following coverage requirements
  - i. One million dollars general liability (per occurrence)
4. Site plot plan must include the following with distances from the fireworks sales stand or tent:
  - i. Location of fireworks sales stand or tent
  - ii. Buildings
  - iii. Property Lines
  - iv. Parking Areas
  - v. Public Streets
  - vi. Generation Location – include the fuel type and fuel storage location
  - vii. Fireworks storage location
  - viii. Vegetation
5. Tent / Structure Documentation
  - i. Certificate of flame resistance for all structures used
  - ii. Documentation verifying compliance with NFPA flame resistance standards
6. Tent Layout Plan
  - i. Table and Display layout
  - ii. Minimum aisle widths
  - iii. Exit Locations
  - iv. Exit Signage
  - v. Emergency lighting
  - vi. Fire extinguisher placement
7. Emergency Evacuation Plan
8. Storage and Security Plan
  - i. Description of fireworks storage method
  - ii. Magazine Construction Details (if applicable)
  - iii. Security plan for overnight product storage
9. Operational Information:
  - i. Sales Dates and Hours of Operation
  - ii. Emergency Contact Information
  - iii. Staff Plan
10. Copy of State of Washington Business License with the City of Woodland Endorsement.
11. Letter of authorization from the business establishment or property owner where the firework stand will be located.

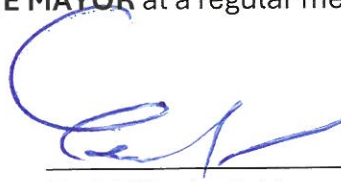
- B. Incomplete Applications - For applications that do not have all the required information at the time the application is submitted, the applicant will be notified that their application is denied and will have to resubmit a new application. An incomplete application will not hold the applicant's place for a limited number of allowable permits.
- C. Application Submittal Deadlines - The first application period for the current calendar year will be January 2nd through January 31<sup>st</sup> for the current year's fireworks sales. For any remaining permits left, applicants may apply after February 11<sup>th</sup>.
- D. Permit Award Process - First round of completed applications received will be reviewed between February 1<sup>st</sup> through February 10<sup>th</sup>. Permits will be issued in a lottery style drawing if there are more completed applications received than allowable permits to be issued. For any remaining permits, these permits will be issued on a first come first serve basis after February 10<sup>th</sup>. Only completed permits will be considered for the purpose of order, such that if there is one permit allowable and an incomplete permit is received from one applicant, immediately followed by a complete permit by a second applicant, the second applicant will be awarded the permit.
- E. Inspections - Prior to sale of fireworks, the Fire Marshal or his/her authorized representative shall investigate the proposed site for the location of a fireworks stand and determine if such location is suitable under the provisions of this chapter and the International Fire Code. The Fire Marshal shall issue a permit with or without conditions, if it meets the requirements of this chapter, the ordinances of the city, and the International Fire Code.
- F. Violations - Any permittee that violates the provisions in this chapter or the International Fire Code may have their permit revoked by the Fire Marshal or designee at any time.

Section 5. – Corrections. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references. Ordinance numbering, section/subsection numbers and any references thereto.

Section 6. – Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining part of this ordinance.

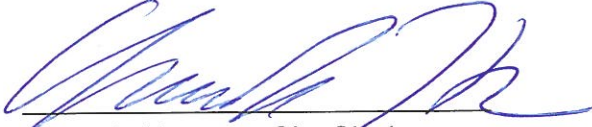
Section 7. – Effective Date. This ordinance shall take effect and be in full force five (5) days after passage, approval, and publication as provided by law.

**PASSED BY THE CITY COUNCIL AND SIGNED BY THE MAYOR** at a regular meeting of the City Council on this 20th day of April, 2026.



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Todd Dinehart, Mayor

Attest:



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Amanda Hougan, City Clerk



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Emily Guildner, City Attorney