

**AMENDMENT TO ORDINANCE NO. 242,
RELATING TO USE OF FIREWORKS
CITY OF MACKINAC ISLAND CODE OF ORDINANCES**

Ord. No. 514, Eff. October 14, 2015

An ordinance to amend provisions relating to the use of fireworks within the City of Mackinac Island, Michigan, being Ordinance No. 242 of the City of Mackinac Code of Ordinances.

THE CITY OF MACKINAC ISLAND ORDAINS:

Section 1. Repeal. Code Section 38-7 Fireworks is hereby repealed in its entirety.

Section 2. Definitions.

A. *Consumer Fireworks* means devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling requirements promulgated by the U.S. Consumer Protects Safety Commission and that are listed in a specified American Pyrotechnic Association (APA) standard. Consumer fireworks do not include low-impact fireworks which are ground and handheld sparkling devices as that phase is defined under a specified APA standard.

B. *Display Fireworks* means large fireworks devices that are explosive materials intended for use and fireworks displays and designed to produce visible or audible effects by combustion, deflagration, or detonation, as provided in Federal regulations and an APA standard.

Section 3. Regulation of Consumer Fireworks.

A. No person shall, at any time, ignite, discharge or use consumer fireworks on any public property, school property, church property, or property belonging to another person, without express permission of the owner.

B. Where otherwise not prohibited by the preceding paragraph (Section 3A), no person shall ignite, discharge or use consumer fireworks except between the hours of 8:00 a.m. to the following 1:00 a.m. on the day before, the day of, or the day after a national holiday,

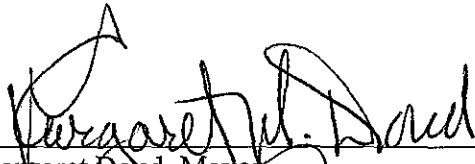
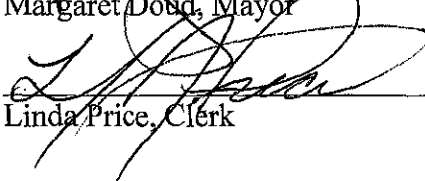
Section 4. Display Fireworks. No person shall ignite, discharge or use display fireworks unless they have obtained a permit from the City of Mackinac Island prior to any such ignition, discharge or use. Said permit may be issued by the city council in consideration of the following:

A. Proof of financial responsibility by a bond or insurance in an amount, character and form considered necessary by the city council to satisfy claims for property damage or personal injury arising out of an act or omission of the person or the person's agent or employee and to protect the public.

B. The purpose of the proposed display.

- C. The number of other permits that have been issued for the day requested.
- D. The proposed location.
- E. The experience of the company or individual who will conduct and oversee the display.
- F. Any other reason that affects the health, safety and welfare of the residents and visitors to Mackinac Island.

Section 5. Penalty. Any person who violates this ordinance shall be guilty of a civil infraction and liable for a fine not to exceed \$500.00.


Margaret Doud, Mayor

Linda Price, Clerk

Adopted: October 14, 2015

Effective: October 14, 2015