

KENAI PENINSULA BOROUGH

ORDINANCE 69-14

AN ORDINANCE ENTITLED: AN ORDINANCE PROHIBITING THE SALE
AND USE OF FIREWORKS AND DECLARING
AN EMERGENCY

WHEREAS, extremely dry climate has caused a severe fire hazard within the Kenai Peninsula Borough requiring the closure of the Kenai National Moose Range to recreation and the imposition of a ban on open fires by the State of Alaska, and

WHEREAS, fireworks are a potential cause of fire and it is found that an emergency affecting the safety of persons and property exists.

BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. Prohibition on Sale. It shall be unlawful for any person, business, corporation, association, club or organization to sell, expose for sale, or offer for sale any fireworks within the corporate limits of the Kenai Peninsula Borough outside the corporate limits of the cities of Kenai, Soldotna, Seward, Homer and Seldovia.

Section 2. Prohibition on Use. It shall be unlawful for any person, business, corporation, association, club or organization to use or explode any fireworks within the corporate limits of the Kenai Peninsula Borough outside of the corporate limits of the cities of Kenai, Soldotna, Seward, Homer and Seldovia.

Section 3. Definition of Fireworks. In this ordinance "fireworks" includes any combustible or explosive composition or any substance or combination of substances or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation, and includes blank cartridges, toy pistols, toy cannons, toy canes, or toy guns in which explosives are used, balloons which require explosive propellant, firecrackers, torpedoes, skyrockets, Roman candles, Daygo bombs, or other fireworks of like construction, which contain any explosives or flammable

compound, or any tablets or other device containing any explosive substance, except that the term "fireworks" shall not include auto flares, paper caps containing not in excess of an average of twenty-five hundredths of a grain of explosive content per cap manufactured in accordance with the Interstate Commerce Commission regulations for packing and shipping, as provided therein, and toy pistols, toy canes, toy guns or other devices for use of such caps, the sale and use of which shall be permitted.

Section 4. Penalties. Every person, firm, corporation club, association or organization violating this ordinance upon conviction shall be punishable by a fine not exceeding \$300.00, or by imprisonment not exceeding 30 days, or by both.

Section 5. This ordinance shall be effective immediately after enactment.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS 1 DAY OF July, 1969.



Assembly President

ATTEST:


Borough Clerk