

Ordinance No. 2011-6

AN ORDINANCE AMENDING SECTIONS 8.08.010 AND 8.08.20, OF THE ST. ANTHONY CITY CODE, (FIREWORKS), AND ESTABLISHING THE EFFECTIVE DATE HEREOF.

WHEREAS, The South Fremont Fire Protection District has annexed all property within the City of St. Anthony into the fire district, and

WHEREAS, The South Fremont Fire Protection District maintains its own fire department, which has the responsibility for fire protection within the City, and

WHEREAS, Issuance of permits for the possession and use of fireworks has historically been the responsibility of the fire department, and

WHEREAS, Under the present section 8.08.10, safe and sane Fireworks sold with a City license are subject to a permit for possession and use, which permit is, in the judgment of the City Council, not necessary or appropriate.

NOW THEREFORE:

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ST. ANTHONY, IDAHO THAT SECTIONS 8.08.010 AND 8.08.20 OF THE ST. ANTHONY CITY CODE BE AND HEREBY ARE AMENDED AS FOLLOWS.

8.08.010 Possession for sale, sale giving away fireworks without permit unlawful - -
Exceptions. It is unlawful for any person to possess for sale, sell, give away ~~or discharge any firecrackers~~ ~~or fireworks~~ of any kind in the city without first having obtained a written permit from the council permitting the possession for sale, sale, giving away or discharge of such firecrackers or fireworks as provided in Section 8.08.020.

8.08.15 Possession and discharge of fireworks unlawful without permit – Exceptions. It is unlawful to possess or discharge fireworks without first obtaining a permit from the Fire Chief of the South Fremont Fire District. The possession for private, noncommercial use and discharge of what are commonly known as “safe and sane fireworks” sold by duly licensed vendors within the state of Idaho are exempt from the requirement for a permit.

8.08.020 Permit - - Issuance.

The ~~council~~ Fire Chief of the South Fremont Fire District is authorized and empowered to issue written permits for the public display or exhibition of fireworks within the territorial limits of the city. Such permits must specify the time and place for the giving of such public display or exhibition and shall prescribe the conditions governing the conduct of the same.

This ordinance shall take effect on publication as required by law.

PASSED by the City Council and approved by the Mayor this 14th day of July, 2011.

CITY OF ST. ANTHONY, IDAHO


Neils Thueson, MAYOR

ATTEST:


PATTY UNRUH PARKINSON, CITY CLERK

