



CITY OF MILWAUKIE
COUNCIL **ORDINANCE No.** 2148

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON ESTABLISHING A CIVIL PENALTY FOR FIREWORKS VIOLATIONS IN THE CITY

WHEREAS, the citizens of Milwaukie value a safe and livable community; and

WHEREAS, the use of prohibited fireworks has a negative impact on veterans and other citizens, as well as pets in our homes and wildlife in our yards, parks, and natural areas; and

WHEREAS, illegal fireworks also pose a public safety threat due to fire hazard to both homes and other structures as well as parks and natural areas, especially in dry summer months.

Now, Therefore, the City of Milwaukie does ordain as follows:

Chapter 9.18 is added to the Milwaukie Municipal Code to read as follows:

9.18.010. Unless otherwise permitted by the terms of ORS 480.120 through ORS 480.124, it is unlawful for any person to sell, offer for sale, expose for sale, possess, use, explode or have exploded any fireworks.

9.18.020. As used in chapter, the term "fireworks," means the same as that defined in ORS 480.111 as in effect on May 1st, 2017 or as later amended.

9.18.030. The City may confiscate, destroy, remove or have removed at the owner's expense all stocks of fireworks in violation of this chapter, when necessary to preserve public safety.

9.18.040. Any person who violates this chapter is subject to a fine not to exceed \$1,000.

Read the first time on 5/2/17, and moved to second reading by 5:0 vote of the City Council.

Read the second time and adopted by the City Council on 5/2/17.

Signed by the Mayor on 5/2/17.

Mark Gamba, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Ramis PC

Scott S. Stauffer, City Recorder

City Attorney