

RESOLUTION NO. 11-1

WHEREAS, the Illinois Fireworks Use Act was completely revised by Public Act 94-658, effective January 1, 2006; and

WHEREAS, the Sangamon County Fireworks Ordinance is no longer in conformance with state law; and

WHEREAS, the County deems it desirable to allow the continuation of "professional" pyrotechnic displays;

NOW THEREFORE, BE IT RESOLVED, by the Members of the Board of Sangamon County, Illinois, in session this 13th day of June, 2006, that Chapter 8.12, and paragraphs K(2) and K(3) of section 17.16.030 of Chapter 17.76 of the Sangamon County Code are hereby repealed, and new Chapter 8.12, as follows, is hereby adopted;

CHAPTER 8.12

FIREWORKS REGULATION

Sections:

- 8.12.010 Definitions
- 8.12.020 Pyrotechnic Displays
- 8.12.030 Display Permits
- 8.12.040 Issuance of Permits
- 8.12.050 Display Restrictions
- 8.12.060 Indoor Displays
- 8.12.070 Violations

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Joe Aiello
Sangamon County Clerk

8.12.0410 Definitions. As used herein, the following words shall have the following meanings;

"1.3G fireworks" means those fireworks used for professional displays and classified as fireworks UNO333, UNO334, or UNO335 by 49C.F.R. 172.101, or future additions or amendments thereto,

"Display fireworks" means 1.3G or special effects fireworks, or as further defined in the Pyrotechnic Operator Licensing Act.

"Lead pyrotechnic operator" means an individual who is responsible for the safety, setup, and discharge of the pyrotechnic display and who is licensed pursuant to the Pyrotechnic Operator Licensing Act.

"Person" means an individual, firm, corporation, association, partnership, company, consortium, joint venture, or commercial entity.

“Pyrotechnic display” means the detonation, ignition, or deflagration of display fireworks or flame effects to produce visual or audible effects of an exhibitional nature before the public, invitees, or licensees, regardless of whether admission is charged, and as may be further defined in the Pyrotechnic Operator Licensing Act.

“Special effects fireworks” means pyrotechnic devices used for special effects by professionals in the performing arts in conjunction with theatrical, musical, or other productions that are similar to consumer fireworks in chemical compositions and construction, but are not intended for consumer use and are not labeled as such, or identified as “intended for indoor use”. “Special effects fireworks” are classified as fireworks UNO431 or UNO432 by the United States Department of Transportation under 49 C.F.R. 172.101.

8.12.020 Pyrotechnic Displays. Pyrotechnic displays shall be allowed after the issuance of a permit hereunder.

8.12.030 Display Permits. Any adult person may apply for a pyrotechnic display permit. Such application shall be made to the Sangamon County Clerk at least 15 days in advance of the date of the pyrotechnic display. The application fee is twenty-five dollars. The application shall state the full name and address of the applicant, and identify the site the display is to take place.

8.12.040 Issuance of Permit. The Sangamon County Clerk shall issue the pyrotechnic display permit after the applicant a) identifies the lead pyrotechnic operator licensed by the Illinois State Fire Marshall that will conduct the display; b) provides proof that the proposed display site has been inspected and approved by the fire department having jurisdiction over the site; and c) proof of liability insurance of not less than \$1,000,000. *by name, address & license number*

8.12.050 Display Restrictions. No pyrotechnic display shall be conducted within 600 feet of any hospital, asylum, infirmary, nursing home, convalescent home, or retirement facility.

No pyrotechnic display shall be conducted within the setback requirements established by the Illinois State Fire Marshall.

8.12.060 Indoor Displays. Indoor pyrotechnic displays shall be conducted in buildings protected by automatic sprinkler systems, and conforming to rules adopted, or as may be adopted, by the Illinois State Fire Marshall. Only “special effects fireworks” may be used in such displays.

8.12.070 Violations. Any person that violates any provision of this Chapter shall, in addition to any other penalty provided by law, be subject to a civil fine of not less than one hundred dollars and not more than one thousand dollars.

Rosemarie Long, Chair
