



# FIREWORKS ORDINANCE Summary

## FIREWORKS DEFINITION

Any device suitable for the use of the public for the purpose of producing a visible or audible effect by combustion or detonation.

## DISCHARGE OF FIREWORKS

### DATE AND TIME LIMITATIONS:

The use of consumer fireworks shall be allowed July 2 through July 4 from 10:00 am to 11:00 pm only.

### PROHIBITED ACTIONS:

- Throwing fireworks of any kind in the direction of or into the path of any animal, person or vehicle
- Using illegal fireworks such as bottle rockets or any firework containing a stabilizing stick
- Modifying fireworks for use other than intended

### PROHIBITED LOCATIONS:

- Within 1,000 feet of any hospital, sanitarium or infirmary
- Within 100 feet of any fireworks stand
- Within 50 feet of a motor vehicle fuel-dispensing station
- On any public property, including but not limited to roadways, cul-de-sacs, sidewalks, paths, trails, greenways, parks and the right-of-way adjoining such property
- On any private property without the express permission and direct supervision of the owner, occupier or other person having control of such property

## VIOLATIONS, ENFORCEMENT AND PENALTIES

- **Criminal Penalties:** Any person who violates the ordinance's provisions is guilty of an unclassified misdemeanor, punishable by a fine of no more than \$500, confinement in the county jail for no longer than one month, or both.
- **Continuing Violation:** Each day that any violation occurs constitutes a separate offense and is punishable as a separate violation.
- **Confiscation of Fireworks:** Whenever a Gardner law enforcement officer, code enforcement officer or personnel of Fire District 1 has probable cause to believe that a person possesses fireworks with intent to violate the ordinance's provisions, they may confiscate the fireworks and arrange for their immediate destruction.

The full ordinance can be found at [www.gardnerkansas.gov](http://www.gardnerkansas.gov).