

RESOLUTION #494-06-16-2015

ESTABLISHING REQUIRMENTS FOR ISSUANCE OF FIREWORKS PERMITS

WHEREAS, The Board of Supervisors, Jackson County, Iowa, is empowered under the authority of Section 727.2, Code of Iowa, to grant a permit for the display of fireworks, by fair associations, amusement parks, and other organizations or individuals approved by such county board of supervisors when such fireworks display will be handled by a competent operator, and

WHEREAS, the Board of Supervisors, Jackson County, Iowa, has received several requests for fireworks display permits, and

WHEREAS, the Board of Supervisors, Jackson County, Iowa, desires to grant permits only when a competent person will be in charge of the fireworks display to provide for the safety of all concerned.

NOW, THEREFORE BE IT RESOLVED by the Jackson County Board of Supervisors, that criteria should be and is HEREBY prescribed for the issuance of permits for the display of fireworks in Jackson County, Iowa.

BE IT FURTHER RESOLVED that the following definitions be used:

Applicant: The person or organization who is applying for the permit.

Board: The Jackson County Board of Supervisors.

Fireworks: Any explosive composition, or combination of explosive substances, or articles prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation, and includes blank cartridges, firecrackers, torpedoes, sky rockets, roman candles, or other fireworks of like construction and fireworks containing any explosive or flammable compound, or other device containing any explosive substance. The term "fireworks" shall not include gold star-producing sparkles on wires which contain no magnesium or chlorate or perchlorate, flitter sparklers in paper tubes that do not exceed one-eighth (1/8) of an inch in diameter, toy snakes which contain no mercury, or caps used in cap pistols.

Operator: A person over eighteen (18) years of age who will set up and explode the fireworks. Professional operators must apply for the permit in their own name.

Sponsor: The group paying for or otherwise providing for the fireworks display.

BE IT FURTHER RESOLVED that the applicant shall submit an application in writing on the form attached hereto and incorporated herein by reference at least two weeks before the display.

BE IT FURTHER RESOLVED a Jackson County Fireworks Permit application must include a \$20 application fee.

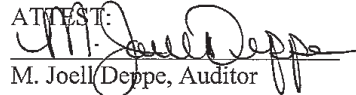
BE IT FURTHER RESOLVED that no permit be issued unless a Jackson County Fireworks Permit application has been completed and signed by the Applicant and the application fee has been paid.

BE IT FURTHER RESOLVED that the applicant and operator be persons of not less than eighteen (18) years of age on the date of the proposed fireworks display.

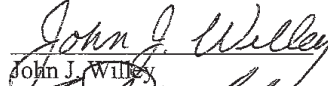
BE IT FURTHER RESOLVED that any fireworks that remain unexploded after the display shall be immediately disposed of or removed for storage or disposal in a safe manner by the operator who, upon the conclusion of the display, shall make a complete and thorough search for any unexploded fireworks or fuses thereof which have not exploded or functioned.

BE IT FURTHER RESOLVED that the Jackson County Sheriff or his or her designee may suspend any permit issued pursuant to this resolution should he or she determine that the health, safety, and/or welfare of the public requires the suspension, or should the applicant and/or operator fail to meet or follow the safety requirements as set out in this resolution.

PASSED AND APPROVED THIS 16th DAY OF June, 2015.

ATTEST:

M. Joell Deppe, Auditor


Larry "Buck" Koos, Chair


John J. Willey


Larry McDevitt