

TOWN OF DENMARK
CONSUMER FIREWORKS ORDINANCE

(Governing directive-Maine Revised Statute Title 8, Chapter 9-A, Sections 221-237)

Section 1. Purpose.

This ordinance governs the use of consumer fireworks to ensure the safety of the residents and property owners of the Town of Denmark Maine and the general public.

Section 2. Definitions.

Section 2.1-Consumer Fireworks

As used in this Ordinance, “Consumer Fireworks” means any firework that is authorized by the State of Maine for the sale to the general public.

Section 3. Use of Consumer Fireworks.

- a. No person shall use, display, fire or cause to be exploded Consumer Fireworks within the Town of Denmark on any day that is Class 3 to Class 5 National Fire Danger Rating System Day, as designated by the Maine Forest Service.
- b. No person shall use, display, fire or cause to be exploded Consumer Fireworks on Town Property.
- c. A person may use Consumer Fireworks only on that person’s property or the property of another person who has consented in writing the use of Consumer Fireworks on that property. This written permission shall contain the name and contact information for the property owner.
- d. The Town of Denmark assumes no liability for injuries or property damage that result from the use of Fireworks or Consumer Fireworks regardless of the status of a permit.
- e. No person shall use, display, fire or cause to be exploded Consumer Fireworks EXCEPT on the following dates and times:
 1. July 4th from 9:00 a.m. to July 5th at 12:30 a.m.
 2. December 31st 9:00 a.m. to January 1st at 12:30 a.m.
 3. January 1st 9:00 a.m. to 5:00 p.m.

Section 4. Fireworks Displays.

Fireworks displays are permitted by a person who has been duly issued a Fireworks Display permit by the State of Maine pursuant to 8M.R.S.A Section 227-A.

Section 5. Emergency Services Response.

If the use of Consumer Fireworks requires the response of emergency services for injury, fire, or damage to property, the owner of the property from which the fireworks were ignited shall be liable for full reimbursement cost of such a response. This shall apply even if the injured person(s) or property owner is the responsible party. Billing may include any cost incurred by neighboring municipalities' departments responding through mutual aid.

Section 6. Enforcement.

This ordinance shall be enforced by any authorized law enforcement provider or any duly authorized agent of the Town approved by the Selectboard to enforce this ordinance.

Section 7. Penalties.

Those persons found to be in violation of this ordinance shall first receive a written warning. All subsequent violations may warrant a fine of \$150.00.

Section 8. Severability.

Should any portion of this ordinance be declared by the courts to be invalid, such section shall not invalidate any other section or provision of this ordinance.

Section 9. Effective Date.

This ordinance will become effective upon adoption by Town Meeting.