



## Legislation Text

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**TO:** Mayor Bien-Willner and Town Council Members

**FROM:** Jill B. Keimach, Town Manager  
Jeremy Knapp, Community Development Director  
Robert Lee, Fire Marshal

**DATE:** January 23, 2020

**DEPARTMENT:** Community Development

**AGENDA TITLE:**

**Discussion of Ordinance No. 2020-2; Amending Article 13-3 Fireworks to Comply with the Changes to ARS §36-1606**

**SUMMARY STATEMENT:**

In 2019 The Arizona Legislature added several new holidays to the statutes governing the legal sale and use of consumer fireworks. The additional holidays include Cinco De Mayo and the Hindu holiday of Diwali. Since the Cinco De Mayo falls on the same date every year, the sale of consumer fireworks is allowed from April 25<sup>th</sup> thru May 6<sup>th</sup> with the legal useable dates of May 4<sup>th</sup> thru May 6<sup>th</sup>. The dates for Diwali, on the other hand, can fluctuate and as such the sale of consumer fireworks is allowed from three days before the holiday thru the third day of the holiday. The legal use is allowed on the second and third days of Diwali.

Currently the Town Code only allows the sale and use of consumer fireworks around the 4<sup>th</sup> of July and the Christmas/New Years Holiday season. The sales of consumer fireworks are allowed from May 20<sup>th</sup> thru July 6<sup>th</sup> and Dec 10<sup>th</sup> thru January 3<sup>rd</sup>. Their use currently is allowed from June 24<sup>th</sup> thru July 6<sup>th</sup> and Dec 24<sup>th</sup> thru Jan 3<sup>rd</sup>.

The proposed changes to the Town Code will remove the specific dates during which the sale and use of consumer fireworks is allowed and, in its place, will be the requirement that their sale and use is prohibited except during those dates that are specifically allowed by ARS §36-1606. This code changes provides for the town to be consistent with the State as well as surrounding agencies and not have to update the Town Code if the State Legislature further amends dates in the future.

**BUDGETARY IMPACT:**

None

**ATTACHMENT(S):**

A - Revised portions of Town Code Article 13-3  
B - PowerPoint Presentation