

**TOWN OF PIERCE, COLORADO
ORDINANCE NO. 2022-05**

**AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 10 OF THE TOWN OF
PIERCE MUNICIPAL CODE CONCERNING THE PROHIBITION OF FIREWORKS**

WHEREAS, C.R.S. §12-28-107 provides that municipalities may adopt more restrictive limitations on the sale, use and possession of fireworks than those imposed under State law; and

WHEREAS, the Town of Pierce (the "Town") current prohibits the sale, use or discharge of most fireworks; and

WHEREAS, the Board of Trustee of the Town (the "Board") desires to amend the Town code regarding the restrictive provisions related to fireworks.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PIERCE, COLORADO, as follows:

Section 1. Section 10-10-10 of the Pierce Town Code is repealed and reenacted to read as follows:

Section 10-10-10. – Fireworks.

- (a) *Fireworks prohibited.* All fireworks which make noise or leave the ground are prohibited within the Town.
- (b) *Fireworks permit.* Any person desiring a permit for fireworks shall post a bond in the amount of at least \$500.00 and in such other amounts as the Chief of Police, Fire Chief or other administrative authority may determine is appropriate for the payment of damages which may be caused by a permittee. Applications for permits shall be made in writing at least ten days in advance of the fireworks display date. The permit is valid only for the date set forth in the permit and such permit is not transferable.
- (c) *Fine.* Any person violating the provisions of Section 10-10-10, upon conviction thereof, shall be punished by a fine of \$500.00.

Section 2. In the opinion of the Board, this Ordinance is necessary for the preservation and protection of the health, safety, welfare and property of inhabitants and owners of property in the Town of Pierce.

Section 3. If any part, section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections of this ordinance. The Board of Trustees hereby declares that it would have passed this ordinance in each part, section, subsection, sentence, clause or phrase thereof

irrespective of the fact that any one or more parts, sections, subsections, clauses or phrases be declared invalid.

Section 4. This ordinance shall be so interpreted and construed to effectuate its general purpose pursuant to the laws of the State of Colorado.

Section 5. The Town Clerk shall certify to the passage of this Ordinance and cause notice of its contents and passage to be published.

Section 6. Except as otherwise specifically provided herein, the provisions enacted by this Ordinance shall become effective thirty (30) days after publication as provided by law.

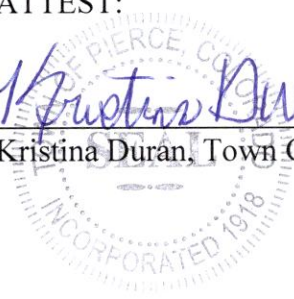
PASSED, ADOPTED AND APPROVED THIS 12th DAY OF SEPTEMBER, 2022.

TOWN OF PIERCE

By: Julie Lukela
Julie Lukela, Mayor

ATTEST:

Kristina Duran
Kristina Duran, Town Clerk



SENT FOR PUBLICATION

DATE: 9/15/2022

BY: KPD