

ORDINANCE NO. _____

1 AN ORDINANCE amending Section 9.44.010 of the Lincoln Municipal Code
2 relating to fireworks regulation to define “permissible fireworks” in the City of Lincoln to
3 correspond with permissible or consumer fireworks as defined in Nebraska statutes; and
4 repealing Section 9.44.010 of the Lincoln Municipal Code as hitherto existing.

5 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

6 Section 1. That Section 9.44.010 of the Lincoln Municipal Code be amended
7 to read as follows:

8 **9.44.010 Fireworks Regulation; Definitions.**

9 For the purpose of this chapter the following words shall have the following
10 meanings:

11 Fireworks shall mean any combustible or explosive composition, or any substance or
12 combination of substances, or articles prepared for the purpose of producing a visible or an
13 audible effect by combustion, explosion, deflagration or detonation.

14 Permissible fireworks shall mean ~~only sparklers, vesuvius fountains, spray fountains,~~
15 ~~torches, color firecones, star and comet-type color aerial shells without explosive charge for~~
16 ~~the purpose of making a noise, and color wheels~~ any permissible or consumer firework
17 authorized by the laws of the State of Nebraska as safe for general use.

18 Retailer shall mean any person engaged in the business of making sales or fireworks
19 at retail.

1 Sale shall include barter, exchange, or gift, or offer therefor, and each such transaction
2 made by any person, whether as principal, proprietor, agent, servant, or employee.

3 Section 2. That Section 9.44.010 of the Lincoln Municipal Code as hitherto
4 existing be and the same is hereby repealed.

5 Section 3. That this ordinance shall take effect and be in force from and after
6 passage and publication in one issue of a daily or weekly newspaper of general circulation in
7 the City, according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2010:

Mayor