

The
City
of
Maroa



Ordinance No. 2024/06/03-2

**AN ORDINANCE AMENDING THE CITY OF MAROA CODE OF ORDINANCES,
SPECIFICALLY § 190 FIREWORKS DISPLAYS.**

Adopted by the City Council of the City of Maroa this 3rd Day of June, 2024.

Published in pamphlet form by authority of the City Council of the City of Maroa, Macon County,
Illinois, this 3rd Day of June, 2024.

Ordinance No. 2024/06/03-2

**AN ORDINANCE AMENDING THE CITY OF MAROA CODE OF ORDINANCES,
SPECIFICALLY § 190 FIREWORKS DISPLAYS.**

WHEREAS §190 of the City of Maroa Code of Ordinances is modeled after the Illinois Pyrotechnic Use Act (425 ILCS 35) and the Illinois Pyrotechnic Distributor and Operator Act (225 ILCS 227);

WHEREAS changes to 425 ILCS 35 and 225 ILCS 227 require §190 of the City of Maroa Code of Ordinances to be updated;

WHEREAS text removed shall be indicated by strikethrough and text added shall be indicated by underline;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Maroa, Macon County, Illinois, as follows:

SECTION 1. §190-11 Definitions is hereby amended as follows:

CONSUMER FIREWORKS (1.4G)

~~Those fireworks that must comply with the construction, chemical composition and labeling regulations of the U.S. Consumer Products Safety Commission, as set forth in 16 CFR Parts 1500 and 1507, and classified as firework UN0336 or UN0337 by the United States Department of Transportation under CFR 172.101. Section 1 of the Pyrotechnic Use Act, 425 ILCS 35/1, defines~~ "Consumer Fireworks" as "those fireworks that must comply with the construction, chemical composition, and labeling regulations of the U.S. Consumer Products Safety Commission, as set forth in 16 C.F.R. Parts 1500 and 1507, and classified as fireworks UN0336 or UN0337 by the United States Department of Transportation under 49 C.F.R. 172.101." The United States Department of Transportation assigns the following division numbers to the above-referenced fireworks identification numbers: UN0336 (1.4G) and UN0337 (1.4S). 49 C.F.R. 172.101. "Consumer fireworks" shall not include snake or glow worm pellets; smoke devices; trick noisemakers known as "party poppers", "booby traps", "snappers", "trick matches", cigarette loads", "auto burglar alarms", sparklers and other devices in which paper or plastic caps containing 0.25 grain or less of explosive compound are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for the explosion; and toy pistol paper or plastic caps that contain less than 0.20 grain of explosive mixture, the sale and use of which shall be permitted at all times.

SECTION 2. §190-12 Permit Required is hereby amended as follows:

- A. It shall be unlawful for any person to conduct a consumer or pyrotechnic display within the City of Maroa without having first secured a permit therefor issued by the City Clerk of the City of Maroa, and executed by the Chief of the Maroa Countryside Fire Protection District or his designee.

- B. Application for the permit shall be made not less than 15 days in advance of the date of the display on a form provided by the City Clerk.
- C. A fee as set from time to time by the City Council shall be provided by the applicant at the time the application for the permit is to be filed with the City Clerk.
[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]
- D. A permit for a consumer display shall identify the consumer operator. A permit for a pyrotechnic display shall identify the lead pyrotechnic operator and the pyrotechnic distributor.
- E. No permit issued hereunder shall be transferable.

SECTION 3. §190-13 Requirements for Permit Issuance is hereby amended as follows:

- A. A permit for a consumer or pyrotechnic display may be issued only after the Chief or his designee has inspected the site and determined that the display can be performed in full compliance with the rules adopted by the State Fire Marshal and that the display shall not be hazardous to property or endanger any person or persons. The Chief must execute the permit before it may be issued.
- B. The applicant shall have in place at the time the application is filed, and during the time the display is to be conducted, liability coverage for bodily injury in an amount not less than \$1,000,000 and for property damage in an amount not less than \$500,000 and shall furnish the City of Maroa, at the time of making application for the permit, a certificate of insurance showing that such coverage is in force and naming the City of Maroa, its officers, employees and agents as additional insureds covered by such insurance, and including a provision that such policy or policies may not be canceled or amended without 14 days' prior written notice having been given to the City of Maroa.
- C. Every pyrotechnic display shall be conducted by a licensed lead pyrotechnic operator who is employed by a licensed pyrotechnics distributor. Both shall be specified in the application for the permit, and the applicant shall provide the City Clerk with a copy of his license both licenses, pursuant to the Pyrotechnic Operator Licensing Act.
- D. The applicant shall include with his or her application a site plan in sufficient detail to allow the Chief to determine that the display can be performed in full compliance with the rules adopted by the State Fire Marshal and that the display shall not be hazardous to property or endanger any person or persons. Any revisions to the site plan required by the Chief shall be shown on a revised site plan accompanying the permit.
- E. The applicant for a consumer display must complete Consumer Fireworks Safety Training as provided by the Office of the Illinois State Fire Marshall. This training is conducted under the authority of the Chief or his designee at the Maroa Countryside Fire Protection District and must be completed prior to a permit being issued.

PRESENTED, PASSED AND APPROVED, by the Mayor and City Council of the City of Maroa, Macon County, Illinois, on this 3rd Day of June, 2024.

NAME	AYE	NAY	ABSTAIN	ABSENT
Alderman Monty Greutman	X			
Alderwoman Angela Bogle	X			
Alderman Jeremiah Grider	X			
Alderman Matt Riley	X			
Alderman Blake West	X			
Alderwoman Toni Stoutenborough	X			
Mayor Ryan Wilkey				
TOTALS	6			

Ryan Wilkey
 Ryan Wilkey, Mayor

ATTEST:

Crystal Parrott
 Crystal Parrott, City Clerk

Seal

STATE OF ILLINOIS)
)
COUNTY OF MACON)

S.S.

Certificate

I, Crystal Parrott, certify that I am the duly elected and acting City Clerk of the City of Maroa, Macon County, Illinois.

I further certify that on June 3rd, 2024, the Corporate Authorities of such Municipality passed and approved

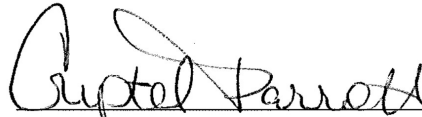
ORDINANCE NO. 2024/06/03-2

**AN ORDINANCE AMENDING THE CITY OF MAROA CODE OF ORDINANCES,
SPECIFICALLY § 190 FIREWORKS DISPLAYS.**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of **ORDINANCE NO. 2024/06/03-2**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the City Hall, commencing on June 3rd, 2024 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

Dated at Maroa, Illinois, this 3rd Day of June, 2024.



Crystal Parrott, City Clerk

Seal