

§1126.010

**SALES OF FIREWORKS**

§1126.060

1126 Sales of Fireworks

§1126.010 Findings and Purpose. The City Council finds that regulation of the sale of fireworks as authorized by Minnesota Statutes is appropriate because the conditions and methods of such activity may place the general public and private property at risk of fire, explosion and crime.

§1126.020 License Required. No person shall exercise, carry on or be engaged in the storage or sale of authorized fireworks within the City unless such person or business is licensed under this ordinance.

§1126.030 Definitions. Certain words or phrases when used in this section shall have the following meaning:

1. Authorized fireworks. Only those products or devices identified and described by Minnesota Statutes Section 624.21 as "Consumer fireworks".
2. Allowed Sales Structure. A structure or temporary structure located in a district of the City zoned B-3, B-4, B-5, B-6, or BW, which is in full compliance with the White Bear Lake Zoning Code, the Minnesota Uniform Fire Code and the Uniform Building Code
3. Allowed Storage Structure. A non-temporary building located in a district of the City zoned I-1 or I-2 which is protected by an approved automatic fire suppression system and is in full compliance with the Minnesota Uniform Fire Code and the Uniform Building Code.

§1126.040 Application for License. Every application for a license under this section, whether for a person, partnership, corporation or organization shall be made on a form supplied by the City and shall not be accepted until it is complete and contains all required information, including proof of real estate ownership or written authorization from the owner for temporary use.

§1126.050 Inspection by Fire Department. A license under this section shall not be approved until the allowed sales structure or allowed storage structure has been inspected by the Fire Chief or designee and said structure is determined to be in compliance with the requirements of this section and applicable state or federal statutes or regulations.

§1126.060 Term of License. A license issued under this section shall be effective beginning with the date of issuance and expiring on the March 31 next following.

§1126.070 License Fee. The fee for a license under this section shall be established by the City Council by resolution.

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§1126.080 Time of Sale. The day and time of sale of consumer fireworks shall be in compliance with the zoning regulations for the district in which the authorized sales structure is located.

§1126.090 Storage Limits. At no time shall an allowed sales structure contain more than 200 lbs. gross weight consumer fireworks. At no time shall an allowed storage structure contain more than 400 lbs. gross weight consumer or display fireworks as defined by Minnesota Statutes 624.2.

§1126.100 Sale to Minors. No sales shall be made to persons that are under the age of 18 years old.

§1126.110 Penalty. Any person voluntarily any provision of this section is guilty of a misdemeanor and upon conviction shall be punished not more than the maximum penalty for a misdemeanor as prescribed by state law.

Ordinance 998, 2/25/03; 1034, 4/25/06