

CHAPTER 696
Weapons and Explosives

696.01 Discharging. 696.99 Penalty.
696.02 Fireworks.

CROSS REFERENCES

Construction or possession of explosive devices - see
M.C.L.A. Sec. 750.211a
Arson - see M.C.L.A. Secs. 750.71 et seq.
Missiles - see GEN. OFF. 666.01(10)

696.01 DISCHARGING.

No person shall shoot any air gun, spring gun, cross bow, firearm or other dangerous weapon or instrument in the City.
(Ord. 2012-04. Passed 8-29-12.)

696.02 FIREWORKS.

(a) Definitions. As used in this section:

- (1) For a complete list of definitions, sales, and prohibited conduct of fireworks refer to Act 256 of 2011 also known as the Michigan Fireworks Safety Act.
- (2) The use of low-impact and novelty fireworks as defined by the Michigan Fireworks Safety Act are permitted year round provided they are used in a safe manner.

(b) Prohibitions.

- (1) No person shall use any consumer firework as defined by the Michigan Fireworks Safety Act within the City.
- (2) Consumer fireworks will be allowed on the following days as provided for in the Michigan Fireworks Safety Act: the day preceding, the day of, or the day after the following national holidays:
 - A. New Year's Day.
 - B. Martin Luther King, Jr.'s birthday;
 - C. Washington's birthday;
 - D. Memorial Day;
 - E. Independence Day;
 - F. Labor Day;
 - G. Columbus Day;

- H. Veterans' Day;
 - I. Thanksgiving Day; and
 - J. Christmas Day.
- (3) During these allowed days fireworks are prohibited from 1:00 a.m to 8:00 a.m.
- (4) Except as provided in subsections (c) and (d) hereof, no person shall offer for sale, expose for sale, sell at retail, keep with intent to sell at retail, possess, give, furnish, transport, use, explode or cause to explode any of the following:
- A. A blank cartridge, blank cartridge pistol, toy cannon, toy cane or toy gun in which explosives are used;
 - B. An unmanned balloon which requires fire underneath to propel it and is not moored to the ground while aloft.

(c) Additional Exceptions. The possession, transportation, sale or use of signal flares, of a type approved by the Director of the Department of State Police or other governmental agency, blank cartridges or blank cartridge pistols specifically for a show or theater, for the training or exhibiting of dogs, for signal purposes in athletic sports or for the use by military organizations. Provided all of these items are being used for their intended purposes.

(d) Permit Procedure.

- (1) Council, upon application, in writing, on forms provided by the Director of the Department of State Police, may grant a permit for the use of fireworks otherwise prohibited by this section in the City, manufactured for outdoor pest control or agricultural purposes, or for public display by municipalities, fair associations, amusement parks or other organizations or groups of individuals approved by the City, if applicable provisions of this section are complied with. The permit shall be on forms provided by the Director. After a permit has been granted, the sale, possession or transportation of fireworks for only the purposes described in the permit may be made. A permit granted under this subsection shall not be transferable nor shall a permit be issued to a person under eighteen years of age.
- (2) Council, upon application, in writing, on forms provided by the Director, may grant a permit to a resident wholesale dealer or jobber to have in his or her possession in the City fireworks otherwise prohibited by this section for sale only to holders of permits as provided in this subsection. A permit granted under this subsection is not transferable nor shall a permit be issued to a person under eighteen years of age.
- (3) Before a permit for a pyrotechnic display is issued, the person making application shall furnish proof of financial responsibility by a bond or insurance in an amount deemed necessary by the City to satisfy claims

for damages to property or personal injuries arising out of an act or omission on the part of the person, or an agent or employee thereof, in the amount, character and form the City determines necessary for the protection of the public.

- (4) The City shall rule on the competency and qualifications of operators of pyrotechnic displays, as the operator has furnished in his or her application form, and on the time, place and safety aspects of the displays before granting permits.
- (5) Approval for special displays of consumer grade fireworks can be approved by City Council, after filing an application with Police Chief. The Police Chief must be provided written permission from the property owner and documentation of liability insurance covering the event in the amount of at least one million dollars.

(Ord. 2012-04. Passed 8-29-12; Ord. 2014-02. Passed 9-8-14; Ord. 2016-09. Passed 12-12-16.)

696.99 PENALTY.

(EDITOR'S NOTE: See Section 202.99 for general Code penalty if no specific penalty is provided.)