

ORDINANCE NO. 21-6()

AN ORDINANCE TO AMEND CHAPTER 6, FIRE PROTECTION, ARTICLE III, FIREWORKS, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA

BE IT ORDAINED By the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 6, Fire Protection, Article III, Fireworks, is hereby amended and reordained as follows:

By Amending:

Sec. 6-303 Fireworks permits – Required.

Sec. 6-304 Fireworks permits – Application.

Chapter 6. Fire Protection

Article III. Fireworks

Sec. 6-303 Fireworks permits—Required.

- A. Notwithstanding the other provisions of this article, displays of fireworks may be given by fair associations, amusement parks or by any organization or group of individuals in accordance with a permit from the fire official. Except as provided in section 6-302, it shall be unlawful for any person to hold, present or give any such display of fireworks without first having obtained such a permit from the fire official.
- B. Except as provided in section 6-302, any person, business, organization or other entity engaged in the sale, storage, distribution, manufacture or display of fireworks anywhere in the County of Albemarle must obtain a permit from the fire official and must comply with all terms and conditions imposed by the fire official in connection with the permit prior to engaging in any sale, storage, distribution, manufacture or display of fireworks. The fee for such permit shall be as established in the fee schedule maintained by the fire official, as may be amended from time to time by the Board of Supervisors.

(Code 1967, § 10-6; 4-13-88; Ord. No. 97-9(1), 1-8-97; Code 1988, § 9-12; Ord. 98-A(1), 8-5-98; Ord. 01-6(1), 6-6-01; Ord. 13-6(2), 5-8-13)

State law reference(s)—For state law as to authority of county to adopt this section, see Va. Code § 15.2-974 .

Sec. 6-304 Fireworks permits—Application.

Any person, business, organization or other entity required by section 6-303 to obtain a permit shall make application to the fire official at least 10 30 days prior to the date of such fireworks display or other activity requiring a permit. Applications submitted less than 10 days prior to the proposed fireworks display or other activity requiring a permit may be considered by the fire official if, in the fire official's sole discretion, it is determined that a sufficient investigation can be conducted. An application submitted less than 10 days prior to the proposed display or activity shall include, in addition to any other applicable fee, a fee for the expedited investigation and processing. The fee for such expedited permit shall be as established in the fee schedule maintained by the fire official, as may be amended from time to time by the Board of Supervisors. Such application Applications shall be on forms provided by the fire official. The applicant shall furnish such information as may be required by the fire official, comply with all terms and conditions imposed by the fire official and pay the required fee(s).

(Code 1967, § 10-7; 4-13-88; Ord. No. 97-9(1), 1-8-97; Code 1988, § 9-13; Ord. 98-A(1), 8-5-98; Ord. 01-6(1), 6-6-01)

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of an Ordinance duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of _____ to _____, as recorded below, at a regular meeting held on _____.

Clerk, Board of County Supervisors

	Aye	Nay
Mr. Andrews	_____	_____
Mr. Gallaway	_____	_____
Ms. LaPisto-Kirtley	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Price	_____	_____