

Ord.

2010-0019

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV

ORDINANCE NO. 13-7-8

An ordinance to amend the Code of Ordinances, Chapter 14 Miscellaneous Provisions and Offenses, Section 14-3. Fireworks, to authorize the possession and the utilizing of fireworks on certain days in St. Charles Parish.

**WHEREAS**, the discharging of fireworks for Independence Day and New Years is an American tradition; and,

**WHEREAS**, the sale of fireworks is allowed in Lafourche Parish, St. John the Baptist Parish, and the City of Gretna, all in close proximity to St. Charles Parish, and many residents are utilizing fireworks in St. Charles Parish; and,

**WHEREAS**, the strict enforcement of the fireworks prohibition in St. Charles Parish is extremely hard to enforce due to the availability of fireworks in such close proximity to the Parish; and,

**WHEREAS**, this ordinance will allow residents to possess and to utilize fireworks for the celebration of each New Year and the celebration of the Independence of Our Nation on specific days and during specific hours.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Code of Ordinances, Chapter 14 Miscellaneous Provisions and Offenses, Section 14 – 3 Fireworks (b) Exception. is hereby amended by adding the following:

- (3) The possession of fireworks in accordance with laws of the State of Louisiana is hereby allowed and along with the utilization such fireworks as allowed by the laws of the State of Louisiana is hereby allowed on July 3 from 9:00 a.m. to 10:00 p.m., July 4 from 9:00 a.m. to 10:00 p.m., December 31 from 9:00 a.m. to 1:00 a.m. on January 1, and January 1 from 9:00 a.m. to 10:00 p.m., provided such fireworks are not discharged within 1,000 feet of a gas station or industrial facility or within other location(s) specifically prohibited by ordinance.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: WOODRUFF, BENEDETTO, HOGAN, COCHRAN, FISHER-PERRIER  
 NAYS: FAUCHEUX, WILSON  
 ABSENT: SCHEXNAYDRE, FLETCHER

And the ordinance was declared adopted this 1st day of July, 2013, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: W. Benedetto  
 SECRETARY: [Signature]  
 DLVD/PARISH PRESIDENT: July 3, 2013  
 APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_  
 PARISH PRESIDENT: [Signature]  
 RETD/SECRETARY: July 8, 2013  
 AT: 9:45pm RECD BY: [Signature]

THIS ORDINANCE WAS RETURNED BY THE PARISH PRESIDENT ON JULY 8, 2013 AT 2:45 PM AND THE SAME WAS NEITHER APPROVED NOR DISAPPROVED BY THE PARISH PRESIDENT. THEREFORE, SAID ORDINANCE SHALL BECOME EFFECTIVE FIVE (5) DAYS AFTER PUBLICATION IN THE OFFICIAL JOURNAL IN ACCORDANCE WITH THE HOME RULE CHARTER.