

ORDINANCE NO. 1 OF 2008

AN ORDINANCE REGULATING THE USE OF
FIREWORKS, PYROTECHNICS AND NOISE DISPLAYS

BE IT ORDAINED AND ENACTED and it is hereby ordained and enacted by the Council of the Borough of Luzerne, Luzerne County, Pennsylvania, that the above ordinance is hereby enacted as follows:

Section 1: Title

This Ordinance shall be known and may be cited as the "Fireworks Ordinance of the Borough of Luzerne"

Section 2: Violation

It shall be unlawful to store, sell, keep for sale or discharge any kind of fireworks, firecrackers, torpedo, cap, gun, pistol, revolver, cannon or other substance, thing, or appliance designed or intended for noise making, or for pyrotechnic displays (hereinafter "Fireworks Displays") within the limits of the Borough of Luzerne, except only under the conditions provided for in Section 3 hereof.

Section 3: Permits

The Code Enforcement Officer is hereby authorized to issue permits (1) for the use of said fireworks displays to such applicants who are deemed licensed and/or certified in the use, operation and handling of Fireworks Displays; and (2) for the sale of any fireworks authorized by the Commonwealth of Pennsylvania.

Section 4: Penalty

Any person, firm or corporation violating any of the provisions of this Ordinance, shall be deemed guilty of a misdemeanor and punished by a fine of not more than Three Hundred (\$300.00) Dollars or by imprisonment for not more than Ninety (90) days for each offense.

Section 5: Effective Date

This Ordinance shall take effect and be in force from and after its passage and publication.

Section 6: Repealer

All other Resolutions or Ordinances relating to Fireworks Displays are hereby repealed and any other Ordinance or part of any other Ordinance conflicting with the provisions of this Ordinance are hereby repealed.

ADOPTED this 12th day of NOVEMBER 2008 at a regular meeting of the
Borough Council of Luzerne held this 12th day of NOVEMBER 2008.

ATTEST:

BOROUGH OF LUZERNE

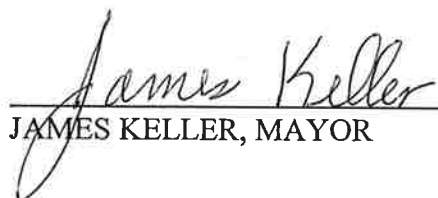


GLORIA KIJEK, SECRETARY



MICHAEL JANCUSKA,
CHAIRMAN OF COUNCIL

APPROVED:



JAMES KELLER, MAYOR