

## Chapter 9.26 FIREWORKS

### Sections:

- [9.26.010](#) RCW adopted – Copies filed and authenticated.
- [9.26.020](#) Restriction on times for sale and discharge of fireworks.
- [9.26.030](#) Restrictions and permits.
- [9.26.040](#) Littering.
- [9.26.050](#) Violation – Penalty.
- [9.26.060](#) Severability.

### **9.26.010 RCW adopted – Copies filed and authenticated.**

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Except as otherwise provided herein, Chapter [70.77](#) RCW, State Fireworks Law, is hereby adopted by reference, including all future amendments or additions thereto, and under the provisions of RCW [35A.12.140](#), the sections codified in this chapter shall be published as required by law, but the specified Chapter [70.77](#) RCW adopted by reference need not be published but shall be authenticated and recorded with the Monroe city clerk, and not less than one copy of such chapter in the form in which it was adopted shall forthwith be filed in the office of the Monroe city clerk for use and examination by the public. (Ord. 005/2005)

### **9.26.020 Restriction on times for sale and discharge of fireworks.**

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The sale, purchase and discharge of consumer fireworks shall not be permitted at any time except during the following times and dates:

- A. Consumer fireworks may be purchased and sold within the city of Monroe, Washington, only between the hours of nine a.m. and eleven p.m. on July 1st through July 4th of any year; and only between the hours of noon and eleven p.m. on December 27th through December 31st of any year; and
- B. Consumer fireworks may be discharged within the city of Monroe, Washington, only:
  - 1. Between the hours of nine a.m. and midnight on the fourth of July of any year; and
  - 2. Between the hours of six p.m. on December 31st and one a.m. on January 1st of the subsequent year. (Ord. 006/2016 § 1; Ord. 005/2005)

### **9.26.030 Restrictions and permits.**

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A. Fireworks, including any composition or device designed to produce a visual or audible effect by combustion, deflagration, or detonation, and which meets the definition of articles pyrotechnic or consumer fireworks or display fireworks under Ch. [70.77](#) RCW, shall not be manufactured, used, sold or detonated within the city of Monroe, Washington, except as follows:

- 1. Flares for emergency operation;
- 2. Signal device to begin an athletic event or sport;
- 3. Use by military organizations;
- 4. Blank cartridges for show or theater;
- 5. A public fireworks display permitted in accordance with MMC [15.04.110](#) and RCW [70.77.260](#); and
- 6. "Common fireworks" as such term is defined by WAC [212-17-035](#).

B. Any person desiring to:

1. Manufacture, import, possess with intent to sell, or sell any fireworks at wholesale or retail for any use; or
2. Make a public display of fireworks in accordance with MMC [15.04.110](#) and RCW [70.77.260](#) within the city of Monroe shall, not less than five days prior to such activity, obtain from the city a business license pursuant to Chapter [5.02](#) MMC. (Ord. 005/2005)

#### **9.26.040 Littering.**

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The debris from discharged fireworks shall be properly disposed of. All persons discharging fireworks shall police the area in which such fireworks were discharged and pick up all litter resulting from such fireworks. Violation of this section shall be a violation under this chapter, MMC [9.28.170](#), and RCW [70.93.060](#). (Ord. 005/2005)

#### **9.26.050 Violation – Penalty.**

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- A. Any person violating any provision of this chapter is guilty of a misdemeanor, and upon conviction shall be punished by a fine in an amount not exceeding one thousand dollars, or by imprisonment in jail for a term not exceeding ninety days, or by both. In the case of a conviction for a violation of this chapter, the city's fire marshal or designee may order the fireworks stand closed and may deny approval of a request by the person for a fireworks permit for a period of one year.
- B. A person is guilty of a separate offense for each separate and distinct violation of any provisions of this chapter, and a person is guilty of a separate offense for each day during which he/she commits or allows to continue any violation of the provisions of this chapter.
- C. Any fireworks which are illegally sold, offered for sale, used, discharged, possessed or transported in violation of the provisions of this chapter or of Chapter [70.77](#) RCW shall be subject to seizure by any police officer. (Ord. 005/2005)

#### **9.26.060 Severability.**

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If any section, sentence, clause or phrase of this chapter should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this chapter. (Ord. 005/2005)

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**The Monroe Municipal Code is current through Ordinance 011/2019, passed June 11, 2019.**

Disclaimer: The City Clerk's Office has the official version of the Monroe Municipal Code. Users should contact the City Clerk's Office for ordinances passed subsequent to the ordinance cited above.