

A stylized graphic in shades of gray depicting fireworks. It features a curved line representing a firework's path, ending in a five-pointed star. The background consists of several overlapping trapezoidal shapes that suggest the structure of a firework or the burst of a firework.

AMENDING FIRE CODE – FIREWORKS

OR-18-018

December 11, 2018

Background

- As written, ordinance restricts the possession, storage, offer for sale, sale, or use of fireworks within the city limits and ETJ
- Texas Local Government Code Section 217.042 was amended to remove a municipality's ability to prohibit fireworks in the ETJ
- We have not been enforcing ETJ restriction since the law changed, however, we should amend ordinance to match current state law

Alternatives

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- Amend ordinance to enforce fireworks restriction only within our city limits, in accordance with current state law; or
- Leave ordinance as written, and only enforce the fireworks restriction within our city limits.

Recommendation

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Staff recommends amending the fireworks ordinance to remove ETJ restriction, in compliance with state law.