

ORDINANCE O-4597

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PUBLIC FIREWORKS.

1 WHEREAS, as part of a review of the Kirkland Municipal Code
2 ("KMC") by Councilmember Toby Nixon, it was recommended that KMC
3 Section 11.60.080 related to standards for public fireworks be amended
4 to revise and update the titles of the Washington State Association of
5 Fire Chiefs and the Fire Department.
6

7 NOW, THEREFORE, the City Council of the City of Kirkland do
8 ordain as follows:
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10 Section 1. Kirkland Municipal Code Section 11.60.080 is
11 amended to read as follows:
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13 **11.60.080 Standards for public fireworks.**

14 All public fireworks displays shall conform to the following minimum
15 standards and conditions:

16 (1) All public fireworks displays must be planned, organized, and
17 discharged by a state-licensed pyrotechnician.

18 (2) A permit must be obtained from the city and approved by the fire
19 department or designee prior to any display of public fireworks. The
20 permit shall include the name of the applicant and his or her address,
21 the name of the pyrotechnician and his or her address, the exact
22 location, date and time of the proposed display, the number, type and
23 class of fireworks to be displayed, the manner in which the fireworks
24 are being stored prior to the public fireworks display.

25 (3) The applicant for a public display of fireworks permit shall include
26 with the application evidence of a bond issued by an authorized surety
27 or a certificate of public liability insurance. Such bond or certificate shall
28 conform to the requirements set forth in RCW 70.77.285 and 70.77.355.

29 (4) A drawing shall be submitted with the application to the fire
30 department showing a plan view of the fireworks discharge site and the
31 surrounding area within a five-hundred-foot radius. The drawing shall
32 include all structures, fences, barricades, streets, fields, streams, and
33 any other significant factors that may be subjected to ignition or that
34 may inhibit firefighting capabilities.

35 (5) When, in the discretion of the fire department, such requirement is
36 necessary to preserve the public health, safety and welfare, the permit
37 may, at the direction of the fire department or designee, require that a
38 Kirkland fire pumper and a minimum of three firefighters shall be on site
39 thirty minutes prior to and after the conclusion of the display. All
40 compensation for fire personnel and apparatus will be paid by the
41 applicant in an amount calculated according to the Washington State
42 Association of Fire Chiefs ~~Washington State Chiefs Association's~~ fee
43 schedule and shall be designated to the fire department ~~Kirkland fire~~

44 ~~and life safety district.~~

45 (6) All combustible debris and trash shall be removed by the applicant
46 from the area of discharge for a distance of three hundred feet in all
47 directions.

48 (7) Applicant shall dispose of all unfired or "dud" fireworks in a safe
49 manner.

50 (8) Applicant shall provide the fireworks discharge site a minimum of
51 two 2A-rated pressurized water fire extinguishers and one fire blanket.

52 (9) The permit may be immediately revoked at any time deemed
53 necessary by the fire department or designee due to any
54 noncompliance, weather conditions such as extremely low humidity or
55 wind factor. The display may also be canceled by accidental ignition of
56 combustible or flammable material in the vicinity due to fall debris from
57 the display.

58 (10) Areas of public access shall be determined by the fire department
59 or designee and maintained by the applicant in an approved manner.

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61 Section 2. If any provision of this ordinance or its application to
62 any person or circumstance is held invalid, the remainder of the
63 ordinance or the application of the provision to other persons or
64 circumstances is not affected.

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66 Section 3. This ordinance shall be in force and effect five days
67 from and after its passage by the Kirkland City Council and publication,
68 as required by law.

69
70 Passed by majority vote of the Kirkland City Council in open
71 meeting this 5th day of September, 2017.

72
73 Signed in authentication thereof this 5th day of September,
74 2017.


Amy Walen, Mayor

Attest:


Kathi Anderson, City Clerk

Publication Date: September 11, 2017

Approved as to Form:


Stephanie E. Croll, Senior Assistant City Attorney