

41.13 FIREWORKS. The sale, use or exploding of fireworks with the City is subject to the following:

1. **Definition.** For purposes of this section, definitions are enumerated in the Iowa Code Section 727.2, which definitions are incorporated herein by reference.

(Code of Iowa, Sec. 727.2)

2. **Sales – General Requirements.** Prior to any person engaging in the sale of consumer fireworks, the following shall be provided to the Code Enforcement Officer:

A. **License:** Proof of valid license issued from the State Fire Marshal.

B. **Liability Insurance:** Proof of liability insurance separate from the building property insurance specifically showing coverage of fireworks sales for an aggregate amount of \$2,000,000.

C. **Fire Inspection:** Any property, building, or premise whether it be permanent or temporary, intended for the sale of consumer fireworks shall have an initial fire inspection completed by the Code Enforcement official prior to engaging in the sale of consumer fireworks. The Code Enforcement official or their designee shall cause an annual inspection to occur meeting the requirements of the National Fire Protection Code 1124 (2006 Edition) and the current fire code adopted by the City of Sioux Center. Inspection costs shall be assessed as follows:

Permanent or temporary structure where fireworks
are sold – Annual inspection fee of \$100.

3. **Use or Exploding of Fireworks.** No fireworks shall be used or exploded within the City limits of the City of Sioux Center on any days other than June 13 through July 8.

4. **Violations.** All violations of any provisions of this chapter are hereby declared simple misdemeanors and/or municipal infractions. Violations may be prosecuted as either a misdemeanor criminal offense or a municipal infraction at the sole discretion of the Code Enforcement Officer or peace officer. A person who uses or explodes consumer fireworks or novelties while the use of such devices is prohibited or limited commits a simple misdemeanor, punishable by a fine of not less than two hundred fifty dollars. Fines for all other violations shall be set by resolution of the City Council. Violations of this chapter shall be reported to the State Fire Marshal.

5. **Exceptions.** This section does not prohibit the sale by a resident, dealer, manufacturer or jobber of such fireworks as are not prohibited; or the sale of any kind of fireworks if they are to be shipped out of State; or the sale or use of blank cartridges for a show or theatre, or for signal purposes in athletic sports or by railroads or trucks for signal purposes, or by a recognized military organization. This section does not apply to any substance or composition prepared and sold for medicinal or fumigation purposes.

(Section 41.13 – Ord. SC-O-03-17 – Jan. 19 Supp.)

41.14 DRUG PARAPHERNALIA.

(Code of Iowa, Sec. 124.414)

1. As used in this section “drug paraphernalia” means all equipment, products or materials of any kind used or attempted to be used in combination with a controlled