

STATE OF SOUTH CAROLINA
COUNTY OF SPARTANBURG
TOWN OF LYMAN

ORDINANCE NO. 09102018 D

**AN ORDINANCE AMENDING TOWN CODE CHAPTER 16 TO ADD A NEW ARTICLE
V ("FIREWORKS")**

WHEREAS, the Town Council has determined that it is in the interest of the Town, for the benefit of the health, order, safety, general welfare and convenience of the Town and its residents, to enact an ordinance that describes and clarifies certain additional offenses dealing with fireworks that should be prohibited in the Town,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF THE TOWN OF LYMAN IN COUNCIL ASSEMBLED, that Chapter 16 ("Health and Safety") of the Code of Ordinances, Town of Lyman, South Carolina, is hereby amended to add a new Article V ("Fireworks") to read as follows:

ARTICLE V. - FIREWORKS

Section 16- 110. - Discharge of fireworks.

It shall be unlawful for any person to use, fire, shoot, or discharge any fireworks within the corporate limits of the Town, except as provided by section 16-111. For the purposes of this Article, "fireworks" means fireworks as defined by state statutory law including S.C. Code § 23-35-175 and ICC Class C Common Fireworks as described therein.

Section 16-111. – Exceptions.

Notwithstanding the provisions of section 16-110, the discharge or shooting of fireworks may be permitted under the following circumstances:

- (1) All Town sponsored events are exempt from the provisions of section 16-110 including pyrotechnic companies hired by the Town for enjoyment purposes. All pyrotechnic companies shall comply with any and all federal, state and municipal regulations concerning licensing, insurance and permits.
- (2) The discharging or shooting of fireworks on the 4th of July between the hours of 10:00 a.m. and 11:00 p.m.
- (3) The discharging or shooting of fireworks in conjunction with a special event to the extent allowed under the terms of the permit issued by the Chief of Police and approved by Town Council.


- (4) The provisions of this division shall not include nor prevent the possession or use of toy cap pistols and toy pistol paper caps which contain not more than 0.20 of a grain of explosive mixture and fireworks known as sparklers.

Section 16-112. - Use of signal fireworks.

Nothing contained in section 16-110 shall be construed as prohibiting the use of signals necessary for the safe operation of buses, trucks or boats within the Town.

This Ordinance shall take effect upon second reading approval by the Town Council.


Larry Chappell, Mayor

ATTEST:

R. Noel Price Blackwell, Town Clerk

First Reading: 9/10/18 Second Reading: 10/8/18

Approved as to Form:

Danny C. Crowe, Town Attorney