

CHAPTER 34

FIREWORKS DISPLAYS

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[HISTORY: Adopted by the Common Council of the City of Dunkirk 4-2-1963 as Chapter XXVI-B of the Ordinances of the City of Dunkirk; amended in its entirety 3-19-1992. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

- Air pollution - See Ch. 4.
- Fire prevention - See Ch. 32.
- Permits - See Ch. 51.

§ 34-1. Permit application.

Any person, partnership, corporation, association or organization desiring to procure a permit for a public display of fireworks in the City of Dunkirk, pursuant to § 405.00 of the Penal Law of the State of New York, shall make written application to the City Clerk of the City of Dunkirk at least five (5) days in advance of the date of display, on an application form to be provided by the City Clerk, setting forth therein the information required by § 405.00 of the Penal Law of the State of New York.

§ 34-2. Insurance.

In addition to the information required by § 405.00 of the Penal Law, the applicant shall provide, prior to issuance of the permit, evidence of an insurance policy with coverage in accordance with the City of Dunkirk Standard Insurance Certificate, in an amount of not less than One Million Dollars (\$1,000,000.00) combined single limit.

§ 34-3. Inspection; approval; issuance.

The City Clerk, upon receipt of such application, shall refer the application to the Chief of the Dunkirk Fire Department, who shall cause to be made an inspection of the premises named in the application as the place where it is proposed to give the public display of fireworks, and if in the judgment of the Fire Chief it would not be hazardous to surrounding property or dangerous to persons to permit such public display of fireworks at such location, the Fire Chief shall approve and return such application to the City Clerk. If such application is approved, the City Clerk shall issue a permit, in writing, to the applicant, upon the payment of a permit fee of Ten Dollars (\$10.00) and evidence of the insurance coverage required herein.

§ 34-4. Multiple displays.

In the event that more than one (1) such display of fireworks shall be made by the applicant within a seven-day period, it shall not be necessary to make separate application nor to pay a separate fee therefore, provided that the dates of such displays are set forth in the application.

§ 34-5. Penalties for offenses.

Any person, partnership, corporation, association or organization exploding or causing to explode fireworks at public display without first having obtained a permit as herein provided shall be punished by a fine or not exceeding Two Hundred Fifty Dollars (\$250.00) for each violation, as provided in § 270.00 of the Penal Law of the State of New York.

§ 34-6. When effective.

This chapter shall take effect immediately.