

ORDINANCE #2012-2
TOWN OF PONCHA SPRINGS
AN ORDINANCE BANNING THE SALE AND USE OF FIREWORKS

WHEREAS, high temperatures and dry conditions have created an extreme risk of fire in the Town of Poncha Springs; and

WHEREAS, there are several wildfires currently burning in the State of Colorado; and

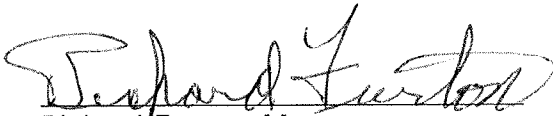
WHEREAS, the governor has issued a ban on open fires including fireworks in the state; and

WHEREAS, C.R.S. § 12-28-107 and C.R.S. § 31-15-601 allow the Town to regulate the sale and use of fireworks within the Town;

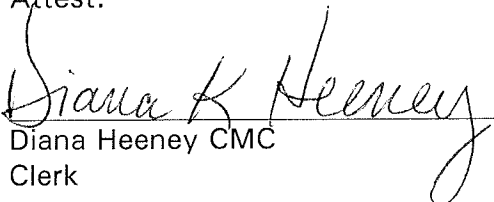
NOW THEREFORE BE IT ORDAINED, that the sale and use of all fireworks is banned in the Town of Poncha Springs.

1. The term fireworks includes all those defined as permissible fireworks in C.R.S. § 12-28-101(8).
2. The term fireworks **includes** all those normally not considered fireworks under C.R.S. § 12-28-101(3)(a) toy caps, party poppers, and items similar to toy caps and party poppers that do not contain more than sixteen milligrams of pyrotechnic composition per item and snappers that do not contain more than one milligram of explosive composition per item.
3. The Board of trustees finds that this Ordinance is necessary for the immediate preservation of the health and safety of the citizens of Poncha Springs and it shall therefore take effect immediately upon passing pursuant to C.R.S. § 31-16-105.
4. This Ordinance shall remain in effect until rescinded by the board of trustees.
5. The other ordinances or portions of ordinances inconsistent with this ordinance are repealed to the extent of such inconsistency for the duration of this ordinance.

PASSED AND APPROVED THIS 25TH DAY OF JUNE 2012, BY THE BOARD OF TRUSTEES OF THE TOWN OF PONCHA SPRINGS, COLORADO


Richard Furton, Mayor

Attest:


Diana Heeney CMC
Clerk

