

CHAPTER 17

FIREWORKS

Section 1. Scope

The manufacture of class B or C fireworks is prohibited within the jurisdiction. The display, sale or discharge of class B or C fireworks shall comply with the requirements of this article.

Section 2. Permit Required

Application for permit shall be made in writing at least 15 days in advance of the date of the display or discharge of fireworks. The sale, possession, use and distribution of fireworks for such display shall be lawful under the terms and conditions approved with the permit and for that purpose only. A permit granted hereunder shall not be transferable, nor shall any such permit be extended beyond dates set out therein. No permit will be granted unless applicant possesses a certificate of competency issued by the NH Department of Safety.

Section 3. Definition

Fireworks shall mean and include any combustible or explosive composition, or any substance or combination of substances, or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation, and shall include the type of balloons which require fire underneath to propel the same, firecracker, torpedoes, skyrockets, Roman candles, dago bombs, sparklers or other devices of like construction and any device containing any explosive substances, except that the term "fireworks" shall not include auto flares, paper caps containing not in excess of an average .25 grain (16.2 mg) of explosive content per cap, and toy pistols, toy canes, toy guns or other devices for use of such caps or as defined as class B or C, the sale and use of which shall be permitted at all times.

Section 4. Sale and Discharge

I. General

It shall be a violation of this code for any person to store, to offer for sale, expose for sale, sell at retail or use or explode any fireworks, except as provided in the rules and regulations issued by the Fire Chief for the granting of permits for supervised public displays of fireworks by the jurisdiction, fair associations, amusement parks and other organizations.

Every such display shall be arranged, located, discharged or fired in a manner that, in the opinion of the Fire Chief, will not be a hazard to property or endanger any person.

Bond for Display: The permittee shall furnish a bond in an amount deemed adequate by the Fire Chief for the payment of all damages which may be caused either to a person or to property by reason of the permitted display, and arising from any acts of the permittee, the permittee's agents, employees or subcontractors.

Disposal of Unfired Fireworks: The Fire Chief shall seize, take, remove or cause to be removed at the expense of the owner, all stocks of fireworks offered or exposed for display or sale, stored or held in violation of this article.