(031-22)

Ordinance No. **35-2022**

By – Councilperson Caviness, McIntosh and Jukic

An ordinance opting out of HB 172 and continuing to ban the discharge, ignition or explosion of fireworks in the City of Euclid, Ohio.

WHEREAS, the Ohio General Assembly recently enacted HB 172 allowing individuals to discharge, ignite or explode fireworks on private property on certain days of the year; and

WHEREAS Section 3743.451, as enacted by HB 172, provides that a Municipal Corporation may restrict the dates and times or ban the discharge, ignition or explosion of fireworks; and

WHEREAS, this Council has determined it is in the best interest of the City of Euclid to continue to ban the discharge, ignition and explosion of fireworks otherwise permitted pursuant to HB 172; and

WHEREAS, the City of Euclid currently bans the discharge, ignition and explosion of fireworks in the City of Euclid in Euclid Codified Ordinance 571.11.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: Notwithstanding the provisions of HB 172, the City of Euclid hereby determines to continue to ban the discharge, ignition or explosion of fireworks in the City of Euclid.

Section 2: The City of Euclid currently bans the discharge, ignition and explosion of fireworks in the City of Euclid in Euclid Codified Ordinance 571.11; however, the Director of Law of the City of Euclid is hereby directed to make any amendments, if necessary, to the Euclid Codified Ordinances of the City of Euclid to provide that the discharge, ignition or explosion of fireworks is banned in the City of Euclid.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed: **March 21, 2022**

Approved:

Mayor ACTING MAYOR

Effective: **April 20, 2022**