

**AMENDMENT TO ORDINANCES
OF THE TOWN OF ORONO
Chapter 14
Fire Prevention and Protection**

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Section 14-4. Fireworks.

All fireworks displays or use of explosive charges, performed by a fireworks technician, as defined in 8 MRSA § 221-A (5), within the boundaries of the Town of Orono, including the University of Maine, shall have a permit issued by the fire chief. The site or sites shall be reviewed and approved by the fire chief prior to issuance of the permit. This permit will include time(s) of the display/use, agents to be used, storage of explosives, protection needs, and other matters of concern to the town. All vendors, contractors or parties responsible for the use or display will have listed the Town of Orono on its insurance policy as an additional insured, to the limits established by the Town of Orono. This limit and rider applies to all locations within the boundaries of the Town of Orono.

No person shall use, sell, possess with the intent to sell or offer for sale consumer fireworks, as defined in 8 MRSA § 221-A (1-A), within the boundaries of the Town of Orono, including the University of Maine. This prohibition does not apply to a person who is issued a fireworks display permit by the Town of Orono and/or the State of Maine pursuant to 8 MRSA § 227-A.

Any person who uses consumer fireworks within the Town of Orono shall be punished by a fine of not less than fifty dollars (\$50) and not more than two hundred dollars (\$200), plus costs. For second and subsequent offenses committed within one year of adjudication of the previous offense, a fine of not less than one hundred dollars (\$100) and not more than four hundred dollars (\$400) per violation, plus costs, shall be imposed. Any fine shall inure to the benefit of the Town of Orono.

Any person who sells consumer fireworks, offers to sell consumer fireworks or possesses consumer fireworks with the intent to sell them in the Town of Orono, including the University of Maine, shall be punished by a fine of not less than two hundred dollars (\$200), plus costs. For second and subsequent offenses, a fine of not less than five hundred dollars (\$500) per violation, plus costs, shall be imposed. Any fine shall inure to the benefit of the Town of Orono.

For the purposes hereof, the term "person" shall be as defined in 8 MRSA § 221-A (7), and the term "costs" shall include but not be limited to reasonable attorney fees.

The Town may seize consumer fireworks that the Town has probable cause to believe are used, possessed with intent to sell, offered for sale or sold in violation of this section. All consumer fireworks lawfully seized are contraband and are forfeited, and shall be delivered to the State for disposal.

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Section 14-32. Municipal fire chief.

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