

ORDINANCE NO. 2022-14 (As Amended)

INTRODUCED BY: Mrs. Kozminski-VanderHart

AN ORDINANCE AMENDING SECTION 1519.04 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MORELAND HILLS TO PROHIBIT THE DISCHARGE, IGNITION, OR EXPLOSION OF FIREWORKS ON CERTAIN DAYS EACH YEAR

WHEREAS, the Ohio General Assembly recently adopted Sub. House Bill 172; and

WHEREAS, Sub. House Bill 172 amended Ohio R.C. 3743.45 to allow any person authorized to possess 1.4 G fireworks in Ohio to discharge, ignite, or explode those fireworks on private property on ten (10) specific days of the year; and

WHEREAS, Sub. House Bill 172 permits municipal corporations to restrict and/or ban the discharge, ignition, or explosion of fireworks on the specific days authorized by Ohio R.C. 3743.45; and

WHEREAS, this Council desires to continue to prohibit the discharge, ignition, or explosion of fireworks in the Village to preserve the public health, safety, and welfare of the resident of the Village of Moreland Hills.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MORELAND HILLS, COUNTY OF CUYAHOGA, STATE OF OHIO, THAT:

Section 1: Sections 1519.04(b) and (e) of the Codified Ordinances of the Village of Moreland Hills are hereby amended as follows:

“1519.04 POSSESSION, SALE OR DISCHARGE PROHIBITED; EXCEPTIONS.

(b) Except as provided in Section 1519.05 and except for licensed exhibitors of fireworks authorized to conduct a fireworks exhibition pursuant to Ohio R.C. 3743.50 to 3743.55 and Section 1519.02, no person shall discharge, ignite or explode any fireworks in this Municipality, **including on any of the dates set forth in Ohio R.C. 3743.45(b).**

(e) No person, other than a licensed manufacturer, licensed wholesaler, licensed exhibitor, or shipping permit holder, shall possess 1.3 G fireworks.

Section 2: Section 1519.04 of the Codified Ordinances of the Village or Moreland Hills as it existed prior to the effective date of this Ordinance is hereby repealed.

Section 3: The actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings held in compliance with all legal requirements.

WHEREFORE, this Ordinance shall take effect and be in full force immediately upon its passage and approval by the Mayor.

Placed on First Reading March 9, 2022
Placed on Second Reading as amended April 13, 2022
Placed on Third Reading and Passed as amended May 11, 2022

PASSED: May 11, 2022

Mayor

ATTEST:

Donna Kutia
CLERK