
THE VILLAGE OF ROBBINS
COOK COUNTY, ILLINOIS

ORDINANCE

No. 7-3-22

**AN ORDINANCE AMENDING THE CODE OF THE VILLAGE OF ROBBINS TO ALLOW CONSUMER
FIREWORK DISPLAYS**

DARREN E. BRYANT, MAYOR
SHARON DYSON, VILLAGE CLERK

GEORGE BREWTON
DAVID DYSON
TIFFANY S. ROBINSON
GREGORY JACKSON
MICHAEL COLLIER SR.
ERNEST MAXEY JR.

Board of Trustees

PASSED AND APPROVED BY THE MAYOR AND BOARD OF TRUSTEES

THIS 3rd DAY OF JULY, 2022

ORDINANCE NO. 7-3-22

**AN ORDINANCE AMENDING THE CODE OF THE VILLAGE OF ROBBINS TO ALLOW FOR
CONSUMER FIREWORK DISPLAYS**

WHEREAS, the Village of Robbins is a home rule unit of government pursuant to Article VII, Section 6 of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, 425 ILCS 35/2.2 allows for the Village of Robbins to issue permits for Consumer Fireworks Displays; and

WHEREAS, the Corporate Authorities of the Village of Robbins seek to codify the permitting process for the approval of consumer fireworks displays; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Robbins, Cook County, Illinois, by and through its Home Rule Powers, as follows:

Section 1: That the above recitals are incorporated herein and made a part hereof, as set forth in their entirety.

Section 2: Section 7-2. Consumer Fireworks Displays. of the Code of Ordinances of the Village of Robbins, Illinois is hereby enacted as follows:

Section 7.2 Consumer Firework Displays.

A. Definitions.

“Consumer Fireworks” means those fireworks that must comply with the construction, chemical composition, and labeling regulations of the U.S. Consumer Products Safety Commission, as set forth in 16 C.F.R. Parts 1500 and 1507, and classified as fireworks UN0336 (1.4G) or UN0337 (1.4S) by the United States Department of Transportation under 49 C.F.R. 172.101. “Consumer Fireworks” shall not include snake or glow worm pellets; smoke devices; trick noisemakers known as ‘party poppers,’ ‘booby traps,’ ‘snappers,’ ‘trick matches,’ ‘cigarette loads,’ and ‘auto burglar alarms;’ sparklers, toy pistols, toy canes, toy guns, or other devices in which paper or plastic caps containing twenty-five hundredths (.25) grains or less of explosive compound are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for the explosion; and toy pistol paper or plastic caps that contain less than twenty-hundredths (.20) grains of explosive mixture; the sale and use of which shall be permitted at all times.

“Consumer Fireworks Display” or “Consumer Display” means the detonation, ignition, or deflagration of Consumer Fireworks to produce a visual or audible effect

“Operator” means an individual who is responsible for the safety, setup and discharge of the Consumer Fireworks Display and who has been issued a permit by the Village for the Display.

B. Prohibition. Consumer displays are hereby prohibited unless performed in accordance with a Permit issued by the Village and conducted by an Operator as part of a Consumer Fireworks Display.

C. Permits. Permits for Consumer Fireworks Displays shall hereafter be granted under the following rules and regulations:

(1) Every Consumer Fireworks Display must be provided by an Operator. Any and all assistants must be at least 18 years of age. Every such Display shall be of such a character and so located, discharged or fired by the person named in the application for a permit as not to be hazardous to property or endanger person or persons; spectators must be separated from the pyrotechnic display by suitable barrier.

(2) Applications for Consumer Fireworks Displays must be made in writing at least 15 days in advance of the display, unless otherwise agreed to by the Village.

(3) Every applicant shall file with the application for a permit a certificate of any insurance carrier duly authorized to do business in this state certifying that it has issued to or for the benefit of the applicant and the named person conducting the Display a liability policy or policies covering any liability for money damages thereafter incurred by said persons resulting from the conduct or operation of the pyrotechnic display for which a permit is issued hereunder in the amount of at least not less than one million dollars (\$1,000,000.00) for bodily injury to or death of any person and for damage to property conditioned upon compliance with the provisions of state law and the regulations of the state fire marshal adopted hereunder.

(4) A copy of the application for a pyrotechnic display shall also be submitted to the fire department together with all of the supporting documentation to insure the public health and safety including but not limited to a site plan and traffic, parking and crowd control plan. The fire chief of the fire department or his/her designee shall inspect the display site and ensure that the pyrotechnic display can be performed in full compliance with the National Fire Protection Association (NFPA) standards adopted and amended by the Office of the State Fire Marshal Rules for the type of pyrotechnic display to be performed and shall not be hazardous to property or endanger any person or persons

(5) Permit applicants must complete a consumer fireworks training class offered by the Fire Department and approved by the Illinois State Fire Marshall. The class must be completed prior to the issuance of the permit. Any assistants of the Applicant must also complete the consumer fireworks training class prior to issuance of the permit.

(6) Prior to the issuance of the permit, the Fire Chief, or his or her designee, shall inspect the site where the Display is to be held to ensure that it is in full compliance with all applicable rules and regulations, including, but not limited to, those issued by the Illinois State Fire Marshall.

(7) Permits issued herein are not transferrable to any other individual, firm, corporation, association, partnership, company, consortium, joint venture, commercial entity, state, municipality, or political subdivision of a state or any agency, department, or instrumentality of the United States and any officer, agent, or employee of these entities.

D. Site requirements. The site of the Consumer Fireworks show must me the following minimum requirements:

- (1) The location at which the consumer fireworks display will be detonated must be at least 200 feet, in all directions, away from any spectators, buildings, structures, or property lines, and must be free of any overhead obstructions.
- (2) A fire extinguisher or water hose or buckets of water, sand and a shovel must be present while consumer fireworks are being prepared for firing, fired, and at all times after the display until all duds, misfires, and unused product have been properly disposed of and until the consumer operator has determined that fallout from the display does not pose a risk of fire.
- (3) Operator shall only possess, use or explode approved consumer fireworks. Consumer fireworks must be stored in a ready box, made of wood or metal, at all times. The ready box must be covered at all times, including during the discharge of a firework at the discharge site to prevent the accidental discharge of stored fireworks from fallout.
- (4) The Operator must be in possession of and be able to produce his/her consumer fireworks display permit and certificate of training at all times he/she is present at the display site. If the Operator uses assistants, those assistants must be in possession of, and be able to produce, their certificates of training at all times they are present at the display site.

E. Reporting. The permit holder shall notify the Village and the Illinois State Fire Marshall within 24 hours of any incidents as follows:

- (1) a fire;
- (2) an injury to any person resulting from the display;
- (3) damage to property in excess of five hundred dollars (\$500), in the aggregate, resulting from the display.

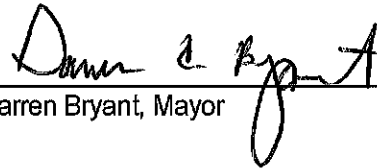
E. Penalties. Any person, firm or corporation found guilty of violating any provision of this chapter, including the Operator, owner, and/or applicant, shall be fined not less than five hundred dollars (\$500.00) for each offense, in addition to any penalties or remedies provided by state law, and all such remedies shall be cumulative. Each day that a violation continues shall be considered a separate offense.

Section 3: This ordinance shall be in full force and effect on July 3, 2022 after its publication in pamphlet form.

ADOPTED this 3rd day of July, 2022, pursuant to a roll call vote as follows:

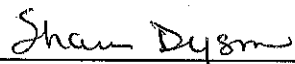
	AYES	NAYS	ABSENT	ABSTAIN
George Brewton	X			
David Dyson			X	
Tiffany Robinson	X			
Gregory Jackson	X			
Michael Collier	X			
Earnest Maxey			X	
Mayor Darren Bryant				
Total	4		2	

PASSED AND APPROVED on this 3RD day of July, 2022.



Darren Bryant, Mayor

ATTEST:



Sharon Dyson, Village Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Sharon Dyson, Village Clerk of the Village Robbins, in the County of Cook and State of Illinois, certify that the attached document is a true and correct copy of that certain Ordinance now on file in my Office, entitled:

Ordinance No. 7-3-22

AN ORDINANCE AMENDING THE CODE OF THE VILLAGE OF ROBBINS TO CLARIFY THE APPOINTMENT AND REMOVAL AUTHORITY OF THE MAYOR

which Ordinance was passed by a roll call vote of the Board of Trustees of the Village of Robbins, Illinois at their Regular Village Board Meeting on the 3rd day of July, 2022, at which meeting a quorum was present, and approved by the President of the Village of Robbins on the 3rd day of July, 2022.

I further certify that the vote on the question of the passage of said Ordinance by the Board of Trustees of the Village of Robbins was taken by Ayes and Nays and recorded in the minutes of the Board of Trustees of the Village of Robbins, and that the result of said vote was as follows, to-wit:

AYES: 4

NAYS: 0

ABSENT: 2

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Robbins, this 3rd day of July, 2022.

Sharon Dyson
Sharon Dyson, Village Clerk

[SEAL]