

AN ORDINANCE

AN ORDINANCE BY THE BOARD OF COMMISSIONERS OF THE CITY OF GRIFFIN, GEORGIA, AMENDING THE TEXT OF THE UNIFIED DEVELOPMENT CODE OF THE CITY OF GRIFFIN, GEORGIA BY AMENDING ARTICLE 2, SECTION 202, DEFINITIONS TO PROVIDE DEFINITIONS FOR CONSUMER FIREWORKS, CONSUMER FIREWORKS RETAIL SALES FACILITY OR STORE, AND CONSUMER FIREWORKS RETAIL SALES STAND; TO PROVIDE AN EFFECTIVE DATE; TO PROVIDE FOR SEVERABILITY; TO RESTATE AND REAFFIRM THE UNIFIED DEVELOPMENT CODE OF GRIFFIN, GEORGIA, AS MODIFIED HEREBY; TO REPEAL ALL CODE PROVISIONS, ORDINANCES, OR PARTS THEREOF, IN CONFLICT HERewith; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GRIFFIN, GEORGIA, AND IT IS ESTABLISHED AS FOLLOWS:

Section 1. The Unified Development Code of the City of Griffin, Georgia, is hereby amended at Article 2, Section 202, by adding the following definitions:

“Section 202, Definitions

Consumer Fireworks: The term “Consumer Fireworks” means any small fireworks devices containing restricted amounts of pyrotechnic composition, designed primarily to produce visible or audible effects by combustion, that comply with the construction, chemical composition, and labeling regulations of the U.S. Consumer Product Safety Commission as provided for in Parts 1500 and 1507 of Title 16 of the Code of Federal Regulations, the U.S. Department of Transportation as provided for in Part 172 of Title 49 of the Code of Federal Regulations, and the American Pyrotechnics Association as provided for in the 2001 American Pyrotechnics Association Standard 87-1, and additionally shall mean “Roman Candles”.

Consumer Fireworks Retail Sales Facility or Store: The term “Consumer Fireworks Retail Sales Facility or Store” shall have the same meaning as provided for by NFPA 1124; provided, however, that such term shall not include a tent, canopy, or membrane structure; provided, further, that such term shall only include such buildings with at least 4,000 square feet of retail display space and wherefrom no more than 25 percent of such retail display space is used for consumer fireworks. Only the holder of a Consumer Fireworks Distributor’s license, issued pursuant to O.C.G.A. Sec. 25-10-5.1 may lawfully own or operate a Consumer Fireworks Retail Sales Facility or Store to sell consumer fireworks.

Consumer Fireworks Retail Sales Stand: The term “Consumer Fireworks Retail Sales Stand” shall have the same meaning as provided for by NFPA 1124; provided, however, no temporary sales shall be made from any motor vehicle, from a trailer towed by a motor vehicle, or from a tent, canopy, or membrane structure. All stands shall be located within 1,000 feet of a fire hydrant, or a fire department connection of a building affiliated with

such stand, unless the Fire Chief or Fire Marshal approves a location in excess of 1.000 feet of a fire hydrant or building connection. A Distributor may operate no more than two stands per every permanent store or location within the jurisdiction.

Section 2. All Unified Development Code sections, any ordinances, or parts thereof, in conflict with the foregoing are expressly repealed.

Section 3. Should any provision of this ordinance be rendered invalid by any court of law, the remaining provisions shall continue in force and effect until amended or repealed by action of the municipal governing authority.

Section 4. Except as modified herein, The Unified Development Code of Griffin, Georgia, is hereby reaffirmed and restated. The codifier is hereby granted editorial license to include this amendment in future supplements of said Code by appropriate section, division, article or chapter.

Public Hearing and Reading: July 26, 2016