

Ordinance 2009- 22

AN ORDINANCE OF NASSAU COUNTY, FLORIDA AMENDING ORDINANCE 92-20, AS AMENDED, TO REFERENCE THE FLORIDA FIRE PREVENTION CODE AND TO ALLOW THE BOARD OF COUNTY COMMISSIONERS TO ESTABLISH A PERMIT FEE BY RESOLUTION; PROVIDING SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Nassau County has a Fireworks Display Ordinance which establishes the purpose and procedure for County regulation of the use and sale of fireworks; and

WHEREAS, the Board of County Commissioners desires to amend said ordinance to update the reference to the regulatory standards it adopts for the regulation of fireworks; and

WHEREAS, the Board of County Commissioners desires to establish a policy allowing the Board by Resolution to set a fee for fireworks permits.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA:

1. Ordinance 92-20, as amended is further amended as follows:

A. Section VI. is hereby amended and replaced with the following:

"Section VI. FLORIDA FIRE PREVENTION CODE

The provisions of NFPA 1123 and 1126, which relate to the indoor and outdoor display of fireworks."

B. Section VII. is hereby amended as follows:

"Section VII. Permit

A permit shall be required to use or explode fireworks for public display.

a. The permit shall be made in writing at least fifteen (15) days in advance of the date of display. Permits shall be issued by ~~the Fire Inspector~~ Nassau County Fire Rescue.

b. The provisions of the ~~N.F.P.A. Code~~ FFPC shall apply.

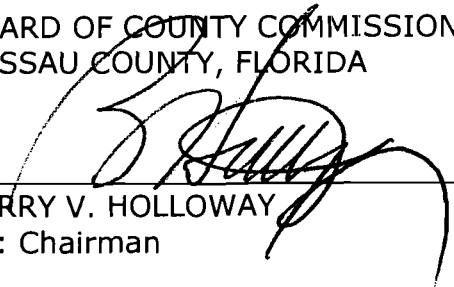
- c. The provision of Florida Statutes, Section 791.02(1) shall apply.
- d. The applicant shall meet with the Fire Inspector, when deemed necessary by him/her as regardsing the permit.
- e. The Board of County Commissioners may establish a fee for the permit by resolution."

2. Severability. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions or this Ordinance.

3. Effective Date. This Ordinance shall become effective upon filing with the Department of State.

DONE AND ENACTED THIS 14th **DAY OF**
September, 2009.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA



BARRY V. HOLLOWAY
Its: Chairman

ATTEST AS TO CHAIRMAN'S
SIGNATURE:



JOHN A. CRAWFORD
Its: Ex-Officio Clerk

2009 9/15/09

Approved as to form by the
Nassau County Attorney



DAVID A. HALLMAN