

**RESOLUTION C-2016-26**

**INTRODUCING: Mosby, Adams, & McGinn**

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF EVANSVILLE,  
INDIANA, SUPPORTING A STATUTORY AMENDMENT ALLOWING  
MUNICIPALITIES ADDITIONAL REGULATORY AUTHORITY OVER THE USE OF  
FIREWORKS**

WHEREAS, the Common Council of the City of Evansville, Indiana (“Common Council”), recognizes and strongly supports the American tradition of permitting the use of fireworks during Independence Day celebrations;

WHEREAS, the Common Council believes that fireworks should remain permissible on certain dates and times;

WHEREAS, the Common Council believes the Indiana General Assembly should allow municipalities to adopt certain ordinances concerning use of consumer fireworks within the corporate limits of the municipality in order to regulate the use of consumer fireworks;

WHEREAS, Indiana law currently provides that municipalities may not adopt an ordinance reducing the number of days that consumer fireworks may be used for Independence Day celebrations pursuant to Ind. Code 22-11-14-10.5(c)(3);

WHEREAS, there have been numerous citizen complaints in Evansville, Indiana, indicating that the current number of days permitted for use of consumer fireworks is too many;

WHEREAS, there have been numerous citizen complaints in Evansville, Indiana, that much of the consumer fireworks used are too noisy when released in the late evening hours; and

WHEREAS, there have been many injuries reported that have been directly caused by the use and handling of fireworks.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Evansville, Indiana, hereby urges the Indiana General Assembly of the State of Indiana to allow municipalities the authority to consider and vote on ordinances reducing the number of days consumer fireworks may be used in celebration of Independence Day; and

BE IT FURTHER RESOLVED, that if the Indiana General Assembly opts not to give local control to Indiana municipalities, the Common Council of the City of Evansville urges the General Assembly to reduce the number of days for legal use of fireworks around the Independence Day weekend to four, and that the allowable weight of explosives for public use be reduced twenty-percent (20%) to reduce noise concerns from constituents.

**FILED**

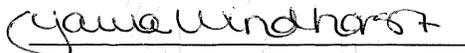
**AUG 02 2016**

PASSED BY the Common Council of the City of Evansville, Indiana, on the 8 day of August, 2016, and on said day signed by the President of the Common Council and attested by the City Clerk.

ATTEST:

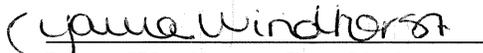


Missy Mosby  
President of the Common Council



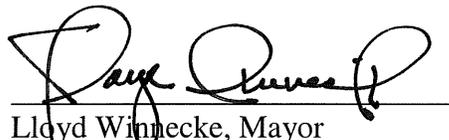
Laura Windhorst, City Clerk  
City of Evansville, Indiana

Presented to me, the undersigned, City Clerk of the City of Evansville, Indiana, and to the Mayor of said City, the 10 day of August, 2016, at 4:30 o'clock P.m. for his consideration and action thereon.



Laura Windhorst, City Clerk  
City of Evansville, Indiana

Having examined the foregoing ordinance, I do now, as Mayor of the City of Evansville, Indiana, approve said ordinance and return the same to the City Clerk this 11<sup>th</sup> day of August, 2016, at 10:30 o'clock A.m.



Lloyd Winnecke, Mayor  
City of Evansville, Indiana