



City Council

Approval of Amendment to Ordinance 9.48.160 Relating to Fireworks to Modify the Violation from Misdemeanor to a Civil Infraction

Agenda Date: 6/21/2016
Agenda Item Number: 4.J
File Number: 16-0696

Type: ordinance **Version:** 2 **Status:** Passed

Title

Approval of Amendment to Ordinance 9.48.160 Relating to Fireworks to Modify the Violation from Misdemeanor to a Civil Infraction

Recommended Action

Committee Recommendation:

Not referred to a committee.

City Manager Recommendation:

Move to approve the Ordinance amendment to OMC 9.48.160 on second reading.

Report

Issue:

Whether to approve the Ordinance amending OMC 9.48.160 relating to fireworks to change the violation from a misdemeanor to a civil infraction.

Staff Contact:

Robert Bradley, Fire Marshal, Assistant Fire Chief
360.753.8458

Presenter(s):

Robert Bradley, Fire Marshal, Assistant Fire Chief

Background and Analysis:

Background and analysis has not changed from first to second reading.

The citizens of Olympia made it clear to the City that they supported a fireworks ban. The ban was put in place by the City Council using state language stating violators being subject to a misdemeanor. For the last three years the Fire and Police Departments have enforced the ban through educational intervention. Changing the violation of the ban from a Misdemeanor to a Civil Infraction gives the Olympia Police Department a more realistic tool for enforcement. Olympia Police Department is in agreement to this amendment.

Type: ordinance **Version:** 2 **Status:** Passed

Neighborhood/Community Interests (if known):

The CNA was provided with a presentation.

Options:

1. Approve the amendment to OMC 9.48.160 to change the violation from a misdemeanor to a civil infraction.

2. Do not approve the amendment to OMC 9.48.160 to change the violation from a misdemeanor to a civil infraction.

Financial Impact:

N/A

Attachments:

Proposed Ordinance with modifications.