

Legislation Text

File #: 200392, **Version:** 1

Amending Section 10-403 of The Philadelphia Code, entitled “Prohibited Conduct,” by prohibiting the use of consumer fireworks and providing certain penalties, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 10 of The Philadelphia Code is hereby amended to read as follows:

TITLE 10. REGULATION OF INDIVIDUAL CONDUCT AND ACTIIVITY

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CHAPTER 10-400. NOISE AND EXCESSIVE VIBRATION

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§ 10-403. Prohibited Conduct.

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(12) Use of Consumer Fireworks. No person shall use consumer fireworks (as defined by Section 5601.1.3 of the Fire Code) after 9 p.m. unless such use is in accordance with Sections F-5601.1.3.1 through F-5601.1.3.3 of the Fire Code.

[12](13) Exemptions. The provisions of this Section shall not apply to the following:

- (a) Aircraft;
- (b) Airport and railroad operations;
- (c) Licensed fireworks displays;
- (d) Sounds lasting no more than 5 minutes in any one hour created by bells, chimes, carillons, or the human voice, or by electronic or mechanical devices that reproduce such sounds, while used in connection with a religious institution;
- (e) Sounds created by school bells or chimes or by electronic or mechanical devices when used by schools to reproduce such sounds; and
- (f) Sounds lasting no more than 5 minutes in any one hour created by a clock or bell tower to mark time through the use of bells or chimes or electronic or mechanical devices that reproduce such sounds[.];

(g) *The use of consumer fireworks on federal holidays.*

SECTION 2. This Ordinance shall take effect immediately.

Explanation:

[Brackets] indicate matter deleted.

Italics indicate new matter added.