

**ARTICLE 6. FIREWORKS.**

**SECTION 601. PROHIBIT USE AND SALE.** No person shall at any time within the limits of the City of Brewer, sell, keep with the intention of selling, discharge or set off or have in his possession for any of the foregoing purposes, any toy gun, toy pistol, toy can or cannon that can be used to fire blank cartridges; any fire balloon, so called, parachute or similar article carrying a lighted substance; any fireworks, firecrackers, red or other colored fire, bombs, spin wheels, salutes, torpedoes, rockets, squibs, Roman candles or other things containing any substance of any explosive nature designed or intended to be used as fireworks, provided however, public pyrotechnical displays may be given as provided by law

**SECTION 602. EXCEPTIONS.** The provisions of this Ordinance shall not apply to the use or possession of signal torpedoes or other signaling devices by railroads in the operation of their trains; or to the sale, use or possession of normal stocks of flash light compositions for photographers or dealers in photographic supplies or flares used to mark disabled vehicles or dangerous spots on the highways or toy pistols, toy canes, toy guns or cannons in which paper caps containing 25/100ths grains or less of explosive compound are used, if they are so constructed that the hand cannot come in contact with the cap when in place for the explosion, or to the sale, possession or use of sparklers that do not contain magnesium chlorinates or per chlorates. Additionally, beginning January 1, 2012, the provisions of this Ordinance shall not apply to the sale, possession or use of consumer fireworks as defined under Title 8 M.R.S.A. § 221-A(1-A), within the City of Brewer, so long as the sale, possession and use of the consumer fireworks are consistent with Title 8 M.R.S.A. § 221-A through and including Section 237, the rules adopted by the Commissioner of the Maine Department of Public Safety and federal law. The use of consumer fireworks shall be restricted to those areas of the City of Brewer that permit the discharge of shotguns, muzzle loaders, black powder guns, revolvers and pistols pursuant to Chapter 35 of the Codes and Ordinances of the City of Brewer.(#7)(#9)

Brewer City Ordinances  
Chapter 9 - Art. 6  
Sec. 603 - 604

**SECTION 603. DEFINITIONS.** The word "person" as used in this Ordinance, shall mean and include one or more persons, individuals, firms, corporations, partnerships, associations, and all other entities capable of being sued. Words of the singular number may include the plural; and words of the plural may include the singular.

**SECTION 604. PENALTY FOR VIOLATION.** Whoever violates any of this Article of the Ordinance shall be punished by a fine of not more than One Hundred (\$100.00) Dollars for each offense. The City shall also be entitled to its reasonable attorney fees and costs for prosecution of any violation.