

**ST. CHARLES COUNTY UNINCORPORATED  
FIREWORKS REGULATIONS**

**CITIZEN REQUIREMENTS**

SECTION 210.110: DISCHARGE OF FIREWORKS LIMITED

- A. The discharge of fireworks within the County shall be limited to between the hours of 10:00 a.m. and 11:00 p.m. on July 2, 3, 4 and 5 of any year.
- B. Persons fifteen (15) years of age and younger shall not discharge fireworks except under the supervision of an adult. Supervision shall be adequate where the adult is within sight and sound of the children during the discharge of the fireworks.
- C. It shall be unlawful for any parent, guardian or other adult person having custody or control of any minor fifteen (15) years of age or less to knowingly allow such minor to discharge fireworks in violation of the preceding subsection.
- D. Except as provided herein, it shall be unlawful for any person to willfully set off, use burn, explode or fire off any firecrackers, fireworks, torpedoes, bombs, pin wheels, fire balloons, roman candles, toy cannons, toy pistols, missile or aerial firework containing a stick or fin, or other firework containing a stick or fin, or other fireworks of a like kind, within unincorporated St. Charles County; provided, however, that this section shall not apply to parks or other public places when in the charge of competent persons and under a permit issued by the St. Charles County Department of Community Development.

SECTION 210.120: CONFISCATION OF FIREWORKS

The Sheriff of St. Charles County is hereby authorized to confiscate fireworks from the possession of any person found to be in violation of Section 210.110 of this Article. The Sheriff is further authorized to confiscate fireworks being discharged privately in such large quantity that a nuisance is created.

SECTION 210.150: PENALTY

Any person violating this Article shall be adjudged guilty of a misdemeanor punishable by a fine not to exceed five hundred dollars (\$500.00) per incident in which fireworks are confiscated.

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### **STAND OWNER REQUIREMENTS**

1. No sales of fireworks shall be permitted except from June 25 through July 6 of each year.
2. No sales of fireworks shall be permitted prior to 8:00 a.m. or after 10:00 p.m. on any day on which such sales are authorized, except that on July 1, 2, and 4 sales may continue until 11:00 p.m. and on July 3 sales may continue until midnight.
3. It shall be unlawful for any person to willfully sell any firecrackers, fireworks, torpedoes, bombs, pin wheels, fire balloons, roman candles, toy cannons, toy pistols, missile or aerial firework containing a stick or fin, or other firework containing a stick or fin, or other fireworks of a like kind, within unincorporated St. Charles County.
4. Persons under the age of sixteen (16) shall not be employed at any location selling fireworks unless supervised at all times by at least one person over the age of twenty-one (21).
5. One or more signs reading "Fireworks-No Smoking" shall be displayed at all places where fireworks are stored or sold in letters not less than four inches in height. Additionally, sufficient exits shall be provided and so indicated with "EXIT" signs.
6. Signs shall be posted at all points of ingress and egress to and from the fireworks stand stating no sales will be made to anyone under the age of 16.
7. A sign bearing the message, "Discharge of Fireworks is Prohibited at All Times within Unincorporated St. Charles County Except Between the Hours of 10:00 a.m. and 11:00 p.m. July 2<sup>nd</sup> through July 5<sup>th</sup>" in letters at least 3 inches tall shall be conspicuously displayed at each sales location. Such sign shall not count towards the limits of allowable signage provided for by this section or by the Unified Development Ordinance of St. Charles County, Chapters 405-412, OSCCMo. Additionally, a seller of fireworks shall distribute to each purchaser of fireworks a flyer of at least 24 square inches containing the statement: "Discharge of Consumer Fireworks within St. Charles County is Prohibited by Ordinance except between the hours of 10:00 a.m. and 11:00 p.m. July 2<sup>nd</sup> through July 5<sup>th</sup>. Violators may be punished by a fine up to \$500".
8. All fireworks stands that are within 1½ miles of municipalities that do not permit the discharge of fireworks shall have signs posted at all points of ingress and egress to and from the fireworks stand stating, "It is illegal to discharge fireworks within the limits of the city(ies) of \_\_\_\_\_." This same statement shall also be stamped on or printed on a flyer placed in all shopping bags.
9. There shall be not more than one (1) sign or banner located on or attached to the fireworks stand or tent. In addition, one (1) ground sign shall be permitted for each stand, located on the same property as the stand. In addition, one (1) sign or advertisement shall be permitted attached to or painted on a tractor-trailer or similar large vehicle parked at the stand location. The total area of these signs shall not exceed 400 square feet each. On-premise signs that contain traffic and parking directions and do not exceed 32 square feet in size each are also permitted. All off-premise signs advertising fireworks stands shall comply with all rules and regulations governing signs of the jurisdiction in which the signs are located.
10. Flashing lights of any type are prohibited. All lighting shall be non-intermittent.
11. A minimum of five (5) off street parking spaces must be provided. These parking areas shall be on a gravel surface at a minimum. There shall be no parking on vegetated areas that could present a fire hazard; i.e. dried grasses, weeds, etc.
12. All new or temporary access drives shall be at least 100 feet from an intersection and have approval from the appropriate authority. Such approval shall be submitted in conjunction with the application for the Conditional Use Permit.

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13. Stands must be located a minimum of 100 feet from underground gasoline storage tank intake valves and vents, gasoline pumps, or any structures or areas that contain flammable materials.
14. No person will be allowed within any street right-of-way flagging or directing traffic. No interference with the flow of traffic near the site of the fireworks stand will be permitted. Fireworks stand employees may direct customers to parking spaces only within the boundaries of the stand's parking lot and driveways on private property.
15. Each fireworks stand must be kept in a clean and orderly manner and have trash removal service with a hauler licensed by the St. Charles County Health and the Environment Department. Also, each stand must have on site a metal refuse bin of not less than one and one-half cubic yards capacity that conforms to Federal Consumer Product Safety Commission, Part 1301 - Ban of unstable refuse bins. All solid waste generated by the fireworks stand must be placed in the metal refuse bin with the frequency of pickups being dictated by the size of said bin and the time it takes to reach capacity.
16. One fire extinguisher per every 50 feet of walking distances shall be provided, with a minimum of two (2) extinguishers per stand. The minimum weight for each fire extinguisher must be 10 pounds, and each fire extinguisher must have certification that it has been recharged within the preceding 12 months. All fire extinguishers must be mounted and clearly visible. Water barrels and buckets may be used in addition to the required number of fire extinguishers.
17. Each fireworks stand must provide a portable restroom if there are not restrooms available on the site.
18. All setbacks of the zoning district in which a stand is located must be observed. All tractor-trailers, trucks, vans, or other temporary vehicles used for storage purposes shall be located a minimum of 50 feet from the tent or stand unless, due to the size of the parcel or lot, this is not possible. In that event the storage facilities must be located as far as possible from the tent or stand.
19. The following are some of the more common building and electrical code regulations regarding fireworks stands that must be complied with:
  - a. All overhead electrical wires less than 12 gauge must be supported by a steel cable and fastened to the cable every 54". Wires spanning over 40 feet must have support cables.
  - b. The overhead wire shall be a minimum of 15 feet from ground level.
  - c. All electrical panels, receptacle boxes or any other type of exterior devices must be weatherproof and in acceptable condition to meet Electrical Codes.
  - d. The only approved extension cords must have "built-in" fuse breakers.
  - e. All electrical work must comply with the 2002 National Electrical Code and it is the applicant's responsibility to obtain all appropriate electric permits.
  - f. Fabric tents must be fire retardant treated or classified noncombustible.
20. Wholesalers may only sell to someone with a sales tax identification number. Buyers with a sales tax identification number must purchase a minimum of \$100.00 of fireworks in bulk quantity.
21. If any fireworks stand operator is cited for violating any of these regulations and fails to correct said violation within 24 hours, the operator will not be granted a fireworks permit for that location for the following year by St. Charles County.