

Resolution No. 59 - 12/18

Urging the State of Wisconsin to Comprehensively Review State Laws Pertaining to the Sale and Use of Fireworks

Moved/Sponsored by: Executive Committee

WHEREAS, Section 167.10 of the Wisconsin Statutes ("State Law") provides regulations for the sale and use of fireworks; and,

WHEREAS, under State law, no person may use fireworks unless they have been issued a user's permit from the mayor, village president or town chair of the town or municipality in which the use is to occur; and,

WHEREAS, stores that currently sell fireworks and municipalities and towns in which they are located take advantage of a loophole in the State law which allows the user permits to be issued for a fee; and,

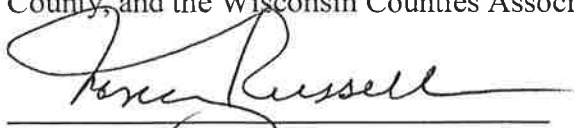
WHEREAS, the user permit specifies that the fireworks sold must be used in a particular area of the town or municipality where the store is located; and,

WHEREAS, few of the fireworks sold are actually used in the town or municipality that issued the permit and most, in fact, are transported to towns, cities and villages that ban their use; and,

WHEREAS, the current law is essentially unenforceable, imposing increased risks, costs and disruption to the residents of communities that do not want fireworks to be used within their jurisdictions.

NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors hereby urges the State of Wisconsin to comprehensively review laws pertaining to the sale and use of fireworks with public safety and local community control as priorities.

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to forward a copy of this resolution to the Governor, State Senators and State Representatives representing Walworth County, and the Wisconsin Counties Association.



Nancy Russell
County Board Chair



Kimberly S. Bushey
County Clerk

This Resolution/Ordinance was:

Adopted Roll Call/U.C. Voice

Rejected/Referred/Laid Over

Ayes: _____ Noes: _____ Absent: _____

Date December 4, 2018

County Board Meeting Date: December 4, 2018

Action Required: Majority Vote _____

Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

David A. Bretl 11/13/18
Date
David A. Bretl
County Administrator/Corporation Counsel

Nicole Andersen 11/13/18
Date
Nicole Andersen
Deputy County Administrator - Finance

Policy and Fiscal Note
Resolution No. 59 - 12/18

- I. **Title:** Urging the State of Wisconsin to Comprehensively Review State Laws Pertaining to the Sale and Use of Fireworks
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to urge the State of Wisconsin to comprehensively review State laws pertaining to the sale and use of fireworks.
- III. **Budget and Fiscal Impact:** Passage of this advisory resolution will not impact the County budget.
- IV. **Referred to the following standing committees for consideration and date of referral:**

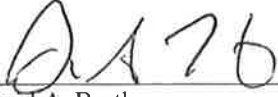
Committee: Executive Committee

Meeting Date: November 12, 2018

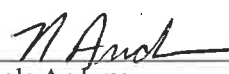
Vote: 4-0

County Board Meeting Date: December 4, 2018

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

 11/13/18

David A. Bretl Date
County Administrator/Corporation Counsel

 11/13/18

Nicole Andersen Date
Deputy County Administrator – Finance

If unsigned, exceptions shall be so noted by the County Administrator.