

**ORDINANCE NO. 36-2023**

**AN ORDINANCE AMENDING CHAPTER 13, ARTICLE I,  
SECTION 13-8 FIREWORKS OF THE CODE OF ORDINANCES  
OF THE CITY OF MONTGOMERY**

**SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Chapter 13, ARTICLE I, SECTION 13-8 OF THE CODE OF ORDINANCES OF THE CITY OF MONTGOMERY** be amended to read as follow:

Sec.13.8- Fireworks

a) It shall be unlawful for any person to possess, store, offer for sale, sell at retail, or use or explode any fireworks. Any fireworks shall include any fireworks as defined by the International Fire Code, as adopted pursuant to Chapter 13, Article III of the City of Montgomery Code of Ordinances and any fireworks as contemplated and more specifically identified in 8-17-226 Code of Alabama.

(b) Notwithstanding the provisions of subsection (a) of this section, any public or private fireworks display review shall be to determine:

(1) All provisions of NFPA 1123 2018 edition and the 2021 International Fire Code are met; and

(2) Proof is shown to the fire official that the display being conducted is done by a competent operator who has been approved by the fire official and that the display is of such character and so located, discharged or fired so as not to be hazardous to property or endanger any person.

(c) A fee shall be assessed at the time of application for the fireworks display review as set forth in the schedule of fees for the Montgomery Fire/Rescue. A copy of the fee schedule is available from the office of the city clerk or on the website for the city at the Montgomery Fire/Rescue Department Bureau of Inspections page.

**SECTION II.** This ordinance shall become effective upon passage, approval and publication or as otherwise provided by law.

ADOPTED this the 15<sup>th</sup> day of August, 2023



STEVEN L. REED, MAYOR

ATTEST:



BRENDA GALE BLALOCK, CITY CLERK

**ORDINANCE No. 37-2023**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MONTGOMERY CHAPTER 14, ARTICLE IV, SECTION 14-143 – PERMIT AND REPORTING REQUIRED FOR STORAGE OF HAZARDOUS MATERIALS**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA,** that Chapter 14, **ARTICLE IV, SECTION 14-143 OF THE CODE OF ORDINANCES OF THE CITY OF MONTGOMERY** be amended to read as follows:

**Section 14-143. Permit and reporting required for Storage of Hazardous Materials**

**(a) Permit Required.** It shall be unlawful for any person, business or organization to store any hazardous chemicals any of the following hazardous materials (IFC 2021 105.6.12) at any location within the City of Montgomery without first obtaining a permit issued by Montgomery Fire/Rescue and following all requirements contained in the hazardous materials storage permit.

**(b) Reporting required.** Any person, business or organization permitted by the City of Montgomery to store any hazardous chemicals shall be required to submit a report to Montgomery Fire/Rescue annually to help plan for and respond to chemical emergencies. Tier II reports are forms those organizations and businesses in the United States with hazardous chemicals above certain quantities are required to fill out by the EPA. This form is mandated by section 312 of SARA Title III.


| <u>Types of Materials</u> | <u>Types of Materials</u> | <u>Types of Materials</u> | <u>Types of Materials</u>    | <u>Types of Materials</u> |
|---------------------------|---------------------------|---------------------------|------------------------------|---------------------------|
| Cellulose Nitrate         | Organic Peroxides:        | Oxidizing Solids:         | Unstable (reactive) Liquids: | Water Reactive Solids:    |
| Combustible Fiber         | Class I                   | Class 4                   | Class 4                      | Class 3                   |
| Combustible Liquids       | Class II                  | Class 3                   | Class 3                      | Class 2                   |
| Corrosive Gasses          | Class III                 | Class 2                   | Class 2                      | Class 1                   |
| Corrosive Solids          | Class IV                  | Class 1                   | Class 1                      |                           |
| Cryogenes                 | Class V                   | Pyrophoric Gasses         | Unstable (reactive) Solids:  |                           |
| Display Fireworks         | Unclassified              | Pyrophoric Liquids        | Class 4                      |                           |
| Explosives                | Detonate able             | Pyrophoric Solids         | Class 3                      |                           |
| Flammable Gasses          | Oxidizing Gasses          | Toxic Gasses              | Class 2                      |                           |
| Flammable Liquids         | Oxidizing Liquids:        | Toxic Liquids             | Class 1                      |                           |
| Flammable Solids          | Class 4                   | Toxic Solids              | Water Reactive Solids:       |                           |
| Highly Toxic Gasses       | Class 3                   | Unstable Reactive Gasses  | Class 3                      |                           |
| LP-Gas                    | Class 2                   |                           | Class 2                      |                           |
| Nitrate Film (Cellulose)  | Class 1                   |                           | Class 1                      |                           |

**(c) Fee.** A fee shall be assessed at the time of application for the Hazardous Materials Storage Permit. A copy of the fee schedule is available from the city clerk or on the

website for the City of Montgomery at the Montgomery Fire/Rescue Division of Inspections page.

(d) **Enforcement.** Any person to be in violation to of this ordinance shall be punished by a fine not to exceed \$500.00 or by imprisonment for up to six (6) months, or by both such fine and imprisonment.

Adopted this 15<sup>th</sup> day of August, 2023



STEVEN L. REED, MAYOR

ATTEST:



BRENDA GALE BLALOCK, CITY CLERK

37-2023