

FIREWORKS

131 Attachment 2

Otero County

FIREWORKS SALES / SPECIAL USE PERMIT

Name of Business / Organization: _____

Contact Person: _____ Phone No.: _____

Physical Location of Sales or Event: _____

() SPECIAL EVENT REQUEST

Beginning Date: _____ Beginning Time: _____

Ending Date: _____ Ending Time: _____

INSIDE () OUTSIDE ()

Please attach a schedule of events.

() FIREWORKS SALES REQUEST

You **MUST** attach copies of your business license and State Permit(s). This permit expires January 31st of each year and must be renewed on or after February 1st of each year.

Applicant Signature

This permit is conditioned on the assurance by the above listed applicant that the sold or used during the event(s) are compliant with all applicable provisions of the Fireworks Licensing and Safety Act, 60.2C NMSA 1978 the Otero County Fireworks Safety and Use Ordinance (18-02).

This permit expires at the above listed date and time for Special Event Request, or final date listed on the Fireworks Sales Request, unless sooner terminated by appropriate law or code enforcement officials who, in their sole discretion, determine that the conditions of this permit are not met.

Dated this _____ day of _____, 20____.

Emergency Services Director

REVIEWED BY:

Otero County Sheriff

Otero County Manager

This Permit is pursuant to Otero County Ordinance 18-02, Fireworks Safety and Use.

Please note that we are in a fireworks restriction at this time. Attached you will find permissible fireworks for the unincorporated areas of Otero County. The permits are being issued with the understanding that you abide by the restrictions until such time as they expire or are rescinded.

RESOLUTION #05-12-22/110-47

Restriction of Fireworks and Fireworks Sales IN OTERO COUNTY, NEW MEXICO

WHEREAS, THE Board of County Commissioners of Otero County, New Mexico, in accordance with Otero County Ordinance #18-02, has determined that, due to dry conditions, extreme drought, and the fact that the present fire danger is high within the County of Otero; and

WHEREAS, THE Board of County Commissioners of Otero County has further determined that, this Resolution is necessary in order to protect the health, safety, and welfare of the citizens of Otero County against wild fire danger pursuant to the authority granted by NMSA 1978 4-37-1 et. Seq.; and Fireworks Licensing and Safety Act– See NMSA 1978, § 60-2C-8.1

WHEREAS, THE Board of County Commissioners has also determined that there is extreme or severe drought in Otero County; and

NOW THEREFORE BE IT RESOLVED that the Otero County Board of County Commissioners by this Resolution declare as follows:

1. Within the unincorporated areas of Otero County, permissible fireworks are ground and hand-held sparkling devices, including:
 - a. Cone fountains
 - b. Crackling devices
 - c. Cylindrical fountains
 - d. Flitter sparklers
 - e. Ground spinners
 - f. Illuminating torches
 - g. Wheels
 - h. Novelty items

2. The following types of fireworks are non-permissible fireworks and their possession, sale, possession for sale and use is prohibited within the unincorporated areas of Otero County:
 - a. All fireworks prohibited under the New Mexico Fireworks Safety Act.
 - b. All aerial devices including:
 - i. Aerial shell kit-reloadable tubes
 - ii. Aerial spinners
 - iii. Helicopters
 - iv. Mines
 - v. Missile-type rockets
 - vi. Multiple tube devices
 - vii. Roman candles
 - viii. Shells
 - ix. Stick-type rockets
 - c. All ground audible devices, including:
 - i. Chasers
 - ii. Firecrackers

3. This restriction shall remain in place June 8, 2022 thru July 8, 2022.

PASSED, APPROVED, AND ADOPTED THIS 12TH DAY OF MAY, 2022