

## **RESOLUTION NO. 2022-14**

### **A RESOLUTION STATING CONCORD TOWNSHIP'S INTENT TO OPT-OUT OF H.B. 172 AND ESTABLISHING THE BAN ON DISCHARGING, IGNITING OR EXPLODING FIREWORKS IN CONCORD TOWNSHIP, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Governor recently signed H.B. 172, amending Ohio Revised Code 3743.45, effective July 1, 2022, allowing any person authorized to possess consumer grade fireworks to discharge, ignite or explode fireworks on their property, or if permitted, on another person's property on certain designated days of the year; and

**WHEREAS**, H.B. 172 also provides that county, township, or municipal corporation may choose to restrict the days and times that a person may discharge consumer grade fireworks or may impose a complete ban on the discharge, ignition or explosion of consumer grade fireworks; and

**WHEREAS**, the Board of Trustees finds that a prohibition on the discharge of consumer grade fireworks will best protect the public's right to the quiet enjoyment of their premises; and

**WHEREAS**, this Board finds that the unsafe and illegal discharge of fireworks poses a significant danger to the public and may cause serious injuries as well as significant property damage, especially in densely populated residential and business areas; and

**WHEREAS**, both Fire Chief Sabo and Deputy Chief Terriaco strongly recommend that the Board of Trustees opt-out of H.B. 172 and prohibit the discharging, igniting or exploding of fireworks within the Township; and

**WHEREAS**, the Administration and Board of Trustees finds that it is in the best interests of the public to ban the discharge, ignition and explosion of fireworks otherwise permitted by H.B. 172 within Concord Township, Lake County, Ohio.


**NOW, THEREFORE, BE IT RESOLVED** by the Concord Township Board of Trustees, State of Ohio:


**SECTION 1.** That Board of Trustees expressly opt-out of the provisions set forth in H.B. 172, and bans the discharge, igniting or exploding of fireworks within the Township of Concord pursuant to its limited home rule government authority set forth in Section 504.01(A)(3) of the Ohio Revised Code.

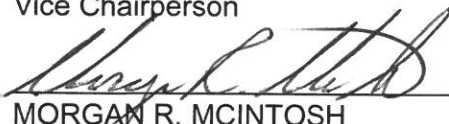
**SECTION 2.** It is found and determined that all formal actions of the Board of Trustees of Concord Township concerning and relating to the adoption of this Resolution were taken in an open meeting of the Board of Trustees of Concord Township and that all deliberations of this Board that resulted in those formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**NOW, THEREFORE**, this Resolution shall be in full force and effect upon its passage and approval by the Board of Trustees and as further provided under Ohio law.

Adopted this 15<sup>th</sup> day of June, 2022.

  
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AMY L. LUCCI  
Chairperson

  
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CARL H. DONDORFER  
Vice Chairperson

  
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MORGAN R. MCINTOSH  
Trustee