



Approved: _____
 Disapproved: _____
 By: _____
 Date: _____

Processing Hours
 for Permit Monday
 thru Friday, 8 a.m.
 to 4:00 p.m.

**TOWN OF PONCE INLET
 PERMIT
 FIREWORKS POSSESSION**

ORDINANCE NO. 2004-05, TOWN OF PONCE INLET, IS AN ORDINANCE THAT SETS FORTH REGULATIONS AND PERMIT REQUIREMENTS FOR THE SALE, PURCHASE AND POSSESSION OF SPARKLERS AND FIREWORKS; PROVIDING REGULATIONS ON THE PUBLIC DISPLAY OF FIREWORKS; AND PENALTIES.

SECTION 42-275 DEFINITIONS: As used herein, the terms “fireworks,” “sparklers,” “retailer,” “wholesaler,” “distributor,” and “manufacturer” shall have the same meaning as defined in Section 791.01, Florida Statutes.

PERMIT HOLDER INFORMATION

Full Legal Name:

Last First Middle

Address: (Actual place of residence):

Number Street

City State Zip Code

Residential Telephone:

Area Code Phone

Proof of Identification (Provide One):

Driver’s License Number: _____ or

Federal/State Identification Number: _____

PROOF OF REGISTRATION AND COMPLIANCE WITH CHAPTER 791, FLORIDA STATUTES (IF REQUIRED); OR STATE ANY BASIS FOR EXEMPTION FROM THE F.S. 791

REGISTRATION REQUIREMENT. (Describe the agricultural interest or fish hatchery the location and reason for use.): _____

Items possessed:

Quantity	Description
_____	_____
_____	_____
_____	_____

Ordinance 2004-05 Section 42-277 (c) States: Any person seeking to possess fireworks within the Town of Ponce Inlet city limits must first apply for and secure a permit, free of charge, from the Town of Ponce Inlet Police Department during the hours of 8 a.m. and 4 p.m., Monday thru Friday. The application for such permit shall include the applicant's name, address, and acknowledgment that the applicant seeks to use the fireworks for a lawful purpose, as enumerated in Chapter 791 of the Florida Statutes, and not for any unlawful purpose. In addition, the application shall advise the applicant of the penalties for violating this ordinance and/or Chapter 791 of the Florida Statutes, as set forth in Section 42-279. Further, if the fireworks are intended for frightening birds from agricultural works and fish hatcheries, applicant must also comply with Section 42-277(e). The applicant shall maintain possession of the permit and present it to any law enforcement officer upon request. The permit is non-transferable and shall expire ninety (90) days from issuance.

Penalties; (a) Pursuant to Section 791.05, Florida Statutes, the law enforcement agency having jurisdiction shall seize, take, remove or cause to be removed, at the expense of the owner, all stocks of fireworks or combustibles offered or exposed for sale, stored, or held in violation of Chapter 791, Florida Statutes. (b) Any person, firm, partnership or corporation that violates any provision of Chapter 791, Florida Statutes shall be guilty of a first degree misdemeanor. (c) The mere possession of fireworks without a Town permit, as required by this Ordinance, shall constitute a civil infraction warranting the issuance of a citation. The amount of the citation shall be established by resolution of the Town Council of the Town of Ponce Inlet, which is fifty-three dollars (\$53.00). In addition, the law enforcement agency having jurisdiction shall impound all fireworks, the law enforcement agency must also issue a civil citation. The owner can re-claim the fireworks upon securing the proper permit from the Town of Ponce Inlet Police Department, during the time and days specified in Section 42-277(c), and by otherwise complying with Section 42-277. If the owner contests the citation and impoundment in court and prevails, the fireworks shall be immediately returned to the owner. Fireworks unclaimed for a period of one hundred eighty (180) days shall be destroyed.

**I swear/affirm the above statements are
Correct and true.**

Affiant/Permit Holder Signature

Name (Printed)

**Sworn to and subscribed before me,
The undersigned, this _____ day of
_____, 20_____.**

ش ف **Notary Public**
ش ف **Law Enforcement Officer**
