



TOWN OF  
**QUEEN CREEK**  
 ARIZONA

**TO:** HONORABLE MAYOR AND TOWN COUNCIL

**THROUGH:** BRUCE GARDNER, TOWN MANAGER

**FROM:** VANCE GRAY, FIRE CHIEF

**RE:** CONSIDERATION AND POSSIBLE APPROVAL OF ORDINANCE NO. 833-24 OF THE COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AMENDING THE QUEEN CREEK TOWN CODE CHAPTER 9, ARTICLE 9-4-4, FIREWORKS.

**DATE:** April 17, 2024

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**Suggested Action:**

Approval of Ordinance No. 833-24, adopting revisions to the Queen Creek Town Code (the "Code"), Section 9-4-4 regarding the use and sale of consumer fireworks.

**Relevant Council Goal(s):**

KRA 9: Public Safety (Fire, Emergency Services, and Police/Sheriff)

**Discussion:**

The Town originally adopted the Section 9-4-4 of the Code on September 15, 2021. Section 9-4-4 limits the discharge of consumer fireworks to May 4 through May 6, June 24 through July 6 and December 24 through January 3 each year.

At the direction of Fire Chief Vance Gray, the proposed Ordinance amending Section 9-4-4(B)(1) and 9-4-4(C) modifies the Ordinance to:

1. Bring the Code in line with A.R.S. § 36-1606 regarding the use of fireworks during Diwali; and
2. Limit the dates for the lawful sale of consumer fireworks to bring the Code in line with A.R.S. § 36-1606(A)(1)(b).

Under the proposed Ordinance Section 9-4-4(B)(1) would be amended as follows, **Deletions shown in strikethrough and additions in ALL CAPITALS**

**Section 1.** It is unlawful for any person to use, discharge or ~~ignition~~ **IGNITE** of fireworks within the Town as provided in A.R.S. Title 36, Chapter 13, and Article 1. The use, discharge or ignition of permissible consumer fireworks is limited to May 4 through May 6, June 24 through July 6, December 24 through January 3 each year and the second and third days of Diwali of each year.

**Section 2.** The Queen Creek Town Code, Section 9-4-4(C) is amended as follows:

C. SALE and Pposting of signs by persons engaged in the sale of fireworks.

1. IT IS UNLAWFUL FOR ANY PERSON TO SELL FIREWORKS WITHIN THE TOWN ON DAYS OTHER THAN APRIL 25 THROUGH MAY 6, MAY 20 THROUGH JULY 6 AND DECEMBER 10 THROUGH JANUARY 3 OF EACH YEAR AND TWO DAYS BEFORE THE FIRST DAY OF DIWALI THROUGH THE THIRD DAY OF DIWALI EACH YEAR.

[Renumbering 9-4-4(C)(1) -(3) as (2) – (4)]

**Fiscal Impact:**

There is no fiscal impact to the Town of Queen Creek.

**Alternatives:**

The Council could:

1. Decline to adopt the Ordinance;
2. Adopt only a portion of the proposed Ordinance; or
3. Modify the Resolution and the language and/or scope of amendments proposed therein.

**Attachment(s):**

1. [Firework Ordinance 883-24.pdf](#)