

*See AO 2007-132(S)*

Submitted by: ASSEMBLY MEMBER TRAINI  
Prepared by: Assembly Counsel  
For reading: October 9, 2007

ANCHORAGE, ALASKA  
AO NO. 2007-132

1 AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING  
2 ANCHORAGE MUNICIPAL CODE SECTION 8.75.040, FIREWORKS, TO PERMIT  
3 THE USE OF CERTAIN COMMON FIREWORKS FOR A LIMITED TIME PERIOD  
4 ANNUALLY IN CELEBRATION OF THE NEW YEAR.  
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6  
7 THE ANCHORAGE ASSEMBLY ORDAINS:  
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9 **Section 1.** Anchorage Municipal Code section 8.75.040, Fireworks, is hereby  
10 amended to read as follows:  
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12 **8.75.040 Fireworks.**  
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14 A. Unless specifically authorized in this subsection, [I]it is unlawful for any  
15 person to knowingly sell, possess, or use any explosive fireworks or stench bomb  
16 to which fuses are attached or which are capable of ignition by matches or  
17 percussion, without permission of that municipal official charged with issuing  
18 permits for such activities.  
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20 1. Provisions of AMC 15.70.060B.6 notwithstanding, the discharge of  
21 Class C Common Fireworks defined as salable under AS 18.72.100,  
22 lawfully purchased outside the jurisdiction of the municipality, shall be  
23 allowed without permit during the 5-hour annual period beginning  
24 11:30 p.m. Alaska Standard Time on December 31 and ending 4:30 a.m.  
25 Alaska Standard Time on January 1, except in these restricted areas:  
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- 27 a. Central Business District Core;  
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29 b. PLI Public Lands and Institutions District;  
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31 c. Municipal parks;  
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33 d. Within 500 feet of any visitor accommodation, health care or  
34 assisted living facility, library, school, or place of worship;  
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36 e. Within 500 feet of any automotive service station or other  
37 premises where flammable liquids or gases are stored;  
38

f. Within or from any structure, vehicle, or vessel;

g. Any location designated a noise-sensitive zone under AMC 15.70.040A.7 or determined to pose a danger to the public or property.

2. This section does not apply to sale, possession, or use of highway or other warning flares, or of ammunition for firearms, unless used for other than their intended purposes.

B. It is unlawful for any person to advertise for sale any explosive fireworks or stench bomb to which fuses are attached or which are capable of ignition by matches or percussion without a specific declaration in the advertising stating: "it is unlawful for any person to sell, possess or use fireworks within the Municipality of Anchorage except during the annual 5-hour New Year limited discharge period in non-restricted areas beginning 11:30 p.m. AST on December 31 and ending 4:30 a.m. AST on January 1. AMC 8.75.040A [8.05.270 A]."

C. Violation of this section shall be punished by a fine of not more than \$500.00.

D. As an alternative to the remedies, procedures and penalties provided in this Title and Section 1.45.010, a violation of this section may be charged as a civil violation subject to and prosecuted in accordance with Title 14 and in such case shall be punishable by a civil penalty in accordance with Chapter 14.60.

(GAAB 18.05.010.Y; AO No. 97-90, § 1, 7-1-97; AO No. 98-59(S), § 1, 5-19-98; AO No. 2001-145(S-1), § 4, 12-11-01; AO No. 2003-73, § 3, 4-22-03)

**Section 2.** This ordinance shall become effective immediately upon its passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
Municipal Clerk

→ § 18.72.100. Definitions

In this chapter and fireworks regulations adopted in the state fire safety code,

- (1) "dangerous fireworks" includes all fireworks that are not defined as salable fireworks;
- (2) "fire safety code" means the fire safety code of the state adopted and administered by the division of fire prevention of the Department of Public Safety;
- (3) "fireworks" means salable fireworks or dangerous fireworks;
- (4) "salable fireworks" are ICC Class C Common Fireworks and shall include only those fireworks enumerated as ICC Class C Common Fireworks in the regulations of the Interstate Commerce Commission, as the regulations are presently constructed, and, more specifically, shall include and be limited to the following:
  - (A) roman candles, not exceeding 10 balls spaced uniformly in the tube, total pyrotechnic composition not to exceed 20 grams each in weight, any inside tube diameter not to exceed 3/8 inch;
  - (B) skyrockets with sticks, total pyrotechnic composition not to exceed 20 grams each in weight, and the inside tube diameter not to exceed 1/2 inch, with the rocket sticks being securely fastened to the tubes;
  - (C) helicopter type rockets, total pyrotechnic composition not to exceed 20 grams each in weight, and the inside tube diameter not to exceed 1/2 inch;
  - (D) cylindrical fountains, total pyrotechnic composition not to exceed 75 grams each in weight, and the inside tube diameter not to exceed 3/4 inch;
  - (E) cone fountains, total pyrotechnic composition not to exceed 50 grams each in weight;
  - (F) wheels, total pyrotechnic composition not to exceed 60 grams for each driver unit or 240 grams for each complete wheel, and the inside tube diameter of driver units not to exceed 1/2 inch;
  - (G) illuminating torches and colored fire in any form, total pyrotechnic composition not to exceed 100 grams each in weight;
  - (H) dipped sticks, the pyrotechnic composition of which contains chlorate or perchlorate, that do not exceed five grams, and sparklers, the composition of which does not exceed 100 grams each and that contains no magnesium or magnesium and a chlorate or perchlorate;
  - (I) mines and shells of which the mortar is an integral part, total pyrotechnic composition not to exceed 40 grams each in weight;
  - (J) firecrackers with soft casings, the external dimensions of which do not exceed one and one-half inches in length or one-quarter inch in diameter, total pyrotechnic composition not to exceed two grains each in weight;
  - (K) novelties consisting of two or more devices enumerated in this paragraph when approved by the Bureau of Explosives.

SLA 1969, ch. 116, § 1.

Municipality of Anchorage  
MUNICIPAL CLERK'S OFFICE  
**Agenda Document Control Sheet**

AO 2007-132

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

<b>1</b>	SUBJECT OF AGENDA DOCUMENT	DATE PREPARED
	AMENDING AMC 8.75.040, FIREWORKS, TO PERMIT	09/26/07
	THE USE OF CERTAIN COMMON FIREWORKS FOR	
	A LIMITED TIME PERIOD ANNUALLY IN	Indicate Documents Attached <input checked="" type="checkbox"/> AO <input type="checkbox"/> AR <input type="checkbox"/> AM <input type="checkbox"/> AIM
	CELEBRATION OF THE NEW YEAR	
<b>2</b>	DEPARTMENT NAME	DIRECTOR'S NAME
	Assembly	Dan Coffey, Assembly Chair
<b>3</b>	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY	HIS/HER PHONE NUMBER
	Julia Tucker, Assembly Counsel	343-4419
<b>4</b>	<b>COORDINATED WITH AND REVIEWED BY</b>	<b>INITIALS</b>
	Mayor	
	Municipal Clerk	
	Municipal Attorney	
	Employee Relations	
	Municipal Manager	
	Cultural & Recreational Services	
	Fire	
	Health & Human Services	
	Merrill Field Airport	
	Municipal Light & Power	
	Office of Management and Budget	
	Police	
	Port of Anchorage	
	Public Works	
	Solid Waste Services	
	Transit	
	Water & Wastewater Utility	
	<b>Executive Manager</b>	
	Community Planning & Development	
	Finance, Chief Fiscal Officer	
	Heritage Land Bank	
	Management Information Services	
	Property & Facility Management	
	Purchasing	
	<b>Other</b>	
<b>5</b>	<b>Special Instructions/Comments</b>	
	Consent Agenda - Introduction	
<b>6</b>	ASSEMBLY HEARING DATE REQUESTED	<b>7</b>
	10/9/07	
	PUBLIC HEARING DATE REQUESTED	

110.A  
 2007 SEP 26 PM 2:50  
 CLERK'S OFFICE

Submitted by: ASSEMBLY CHAIR COFFEY  
Prepared by: Assembly Counsel  
For reading: November 13, 2007

**ANCHORAGE, ALASKA  
AO NO. 2007-160**

**AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY TO AMEND AND CLARIFY PROCEDURES FOR ASSEMBLY APPOINTMENT OF MEMBERS TO THE BOARD OF EQUALIZATION UNDER ANCHORAGE MUNICIPAL CODE SECTION 12.05.050.**

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WHEREAS, by ordinance, the board of equalization consists of a pool of no less than six and up to 15 members, not assembly members, appointed by the assembly to serve in two or more three-member panels; and

WHEREAS, efficiency in appointment, reappointment, and filling vacancies is critical to keeping the important work of the board of equalization on a reasonable schedule; and

WHEREAS, current code uses Assembly procedures for filling Assembly vacancies by appointment as the method for filling board of equalization vacancies; and

WHEREAS, Assembly voting procedures for filling vacancies on the Assembly through appointment by the Assembly are not necessary or appropriate in filling board of equalization vacancies;

NOW, THEREFORE, THE ANCHORAGE ASSEMBLY ORDAINS:

**Section 1.** Anchorage Municipal Code section 12.05.050, Board of Equalization, is hereby amended to read as follows:

**12.05.050 Board of equalization.**

**A. Membership; duties; term of office.**

**1. Membership.**

\*\*\*\*

a. Appointment of members [PROCEDURES]. Members of the public interested in serving on the board of equalization may submit a statement of interest and qualifications to the Chair of the Assembly, through the municipal clerk's office. Appointment to the board requires majority vote of the Assembly. [THE PROCEDURES GOVERNING PUBLICATION OF NOTICE, INVITING APPLICATIONS, PUBLIC HEARINGS AND BALLOTING AND VOTING BY THE ASSEMBLY CONTAINED IN SUB SECTION 2.70.020 SHALL APPLY TO THE APPOINTMENT OF MEMBERS OF THE BOARD OF EQUALIZATION].

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(AO No. 49-75; AO No. 78-69; AO No. 86-30; AO No. 86-211(S-1); AO No. 87-44; AO No. 92-109; AO No. 94-26, § 1, 3-24-94; AO No. 95-148, § 3, 7-25-95; AO No. 2003-159(S), § 2, 12-16-03)

**Section 2.** This ordinance shall become effective immediately upon its passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
Municipal Clerk