

Chapter 73
FIREWORKS

§ 73-1. Authority.

§ 73-3. Definitions.

§ 73-2. Prohibited acts.

§ 73-4. Violations and penalties.

[HISTORY: Adopted by the Board of Selectmen of the Town of Plaistow effective 5-27-1988. Amendments noted where applicable.]

§ 73-1. Authority.

Pursuant to Chapters 158 and 160-A of the New Hampshire Revised Statutes Annotated, and their amendments, the Plaistow Board of Selectmen promulgates the following chapter.

§ 73-2. Prohibited acts.

- A. It shall be illegal for any person to sell, purchase, possess or display any Class C common fireworks within the Town of Plaistow, New Hampshire.
- B. It shall be illegal for any person to sell, purchase, possess or display any Class B special fireworks within the Town of Plaistow, New Hampshire, with the following exception: fireworks displays by professional entities for public displays may be permitted by the Fire and Police Chiefs of the Town of Plaistow when:
 - (1) Proof has been presented that all state laws governing Class B special fireworks displays have been met;
 - (2) A permit from the New Hampshire State Police has been obtained; and
 - (3) Local permit fees have been paid.

§ 73-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CLASS B SPECIAL FIREWORKS — The same as Class B special fireworks in 49 CFR 173:88(d), packaged or unpackaged.

CLASS C COMMON FIREWORKS — The same as Class C common fireworks defined in 49 CFR 173:100(r), packaged or unpackaged.

DISPLAY — The use, explosion, activation, ignition, discharge, firing or any other activity which is intended or which does cause a firework to do what it was manufactured to do.

SELL — To sell, give or transfer to another with or without consideration.

§ 73-4. Violations and penalties.

Any person who violates any of the provisions of the above shall be guilty of a misdemeanor and shall be liable, in any civil action, to any person for damages resulting from the illegal sale or use of fireworks, and neither assumption of risk nor contributory negligence shall be a defense for such violator.