



Work Session

WS

Milwaukie City Council

COUNCIL WORK SESSION

City Hall Council Chambers, 10722 SE Main Street
& Zoom Video Conference (www.milwaukieoregon.gov)

AGENDA

FEBRUARY 7, 2023

Council will hold this meeting in-person and through video conference. The public may attend the meeting by coming to City Hall or joining the Zoom webinar, or watch the meeting on the [city's YouTube channel](#) or Comcast Cable channel 30 in city limits. For Zoom login visit <https://www.milwaukieoregon.gov/citycouncil/city-council-work-session-317>.

To participate in this meeting by phone dial 1-253-215-8782 and enter Webinar ID 897 8131 1965 and Passcode: 519687. To raise hand by phone dial *9.

Written comments may be delivered to City Hall or emailed to ocr@milwaukieoregon.gov. Council may take limited verbal comments.

Note: agenda item times are estimates and are subject to change.

Page #

1. Fireworks Ban – Discussion (4:00 p.m.)

1

Staff: Tim Salyers, Code Compliance Coordinator

2. Adjourn (4:30 p.m.)

Executive Session. After the work session Council will meet in executive session pursuant to Oregon Revised Statute (ORS) 192.660 (2)(h) to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

Representatives of the news media and designated staff may attend executive sessions. All other members of the audience are asked to leave the room. Representatives of the news media are specifically directed not to report on or otherwise disclose any of the deliberations or anything said about these subjects during the executive session, except to state the general subject of the session as previously announced. No decision may be made in executive session.

Meeting Accessibility Services and Americans with Disabilities Act (ADA) Notice

The city is committed to providing equal access to public meetings. To request listening and mobility assistance services contact the Office of the City Recorder at least 48 hours before the meeting by email at ocr@milwaukieoregon.gov or phone at 503-786-7502. To request Spanish language translation services email espanol@milwaukieoregon.gov at least 48 hours before the meeting. Staff will do their best to respond in a timely manner and to accommodate requests. Most Council meetings are broadcast live on the [city's YouTube channel](#) and Comcast Channel 30 in city limits.

Servicios de Accesibilidad para Reuniones y Aviso de la Ley de Estadounidenses con Discapacidades (ADA)

La ciudad se compromete a proporcionar igualdad de acceso para reuniones públicas. Para solicitar servicios de asistencia auditiva y de movilidad, favor de comunicarse a la Oficina del Registro de la Ciudad con un mínimo de 48 horas antes de la reunión por correo electrónico a ocr@milwaukieoregon.gov o llame al 503-786-7502. Para solicitar servicios de traducción al español, envíe un correo electrónico a espanol@milwaukieoregon.gov al menos 48 horas antes de la reunión. El personal hará todo lo posible para responder de manera oportuna y atender las solicitudes. La mayoría de las reuniones del Consejo de la Ciudad se transmiten en vivo en el [canal de YouTube de la ciudad](#) y el Canal 30 de Comcast dentro de los límites de la ciudad.

Executive Sessions

The City Council may meet in executive session pursuant to Oregon Revised Statute (ORS) 192.660(2); all discussions are confidential; news media representatives may attend but may not disclose any information discussed. Final decisions and actions may not be taken in executive sessions.

COUNCIL STAFF REPORT

To: Mayor and City Council
Ann Ober, City Manager

Reviewed: Justin Gericke (as to form), City Attorney,
Luke Strait, Chief of Police, and
Ryan Burdick, Police Captain

From: Tim Salyers, Code Compliance Coordinator

Subject: **Fireworks Ban Discussion**

Date Written: Jan. 26, 2023

ACTION REQUESTED

Council is asked to give direction related to the attached proposed ordinance, which would ban the sale, possession, and use of fireworks in Milwaukie.

HISTORY OF PRIOR ACTIONS AND DISCUSSIONS

[May 2, 2017](#): Milwaukie Municipal Code (MMC) Chapter 9.18 Fireworks was adopted, which made the sale, possession, and use of fireworks that are not available to the general public, a violation of the code.

[July 1, 2021](#): Council adopted Resolution 39-2021, which ratified the city manager's declaration of emergency and banned the use of fireworks from June 29, 2021, through July 9, 2021.

[November 15, 2022](#): Council had a discussion and received a presentation from Clackamas Fire District #1 (CFD1). Council provided direction to city staff to prepare a proposed ordinance to ban fireworks.

ANALYSIS**Oregon Revised Statutes**

Oregon Revised Statutes 480.111-480.165 regulates fireworks. ORS 480.111 defines "fireworks" as consumer fireworks, display fireworks, exempt fireworks, pyrotechnic articles, and special effects.

Consumer fireworks include a cone fountain, a cylindrical fountain, a flitter sparkler, a ground spinner, an illuminating torch or a wheel, or a combination of two or more of those items; and any other items, other than exempt fireworks, containing 500 grams or less of pyrotechnic composition that the State Fire Marshal recognizes by rule to be suitable for retail sale.

Consumer fireworks may be sold to the public from June 23 - July 6 each year from retailers with a permit issued by the State Fire Marshall. Consumer fireworks are sold at local retailers and at temporary fireworks stands in Milwaukie.

Display fireworks are designed for travel into the air or to project effects from a fixed position. Display fireworks are not sold to the general public in Oregon.

Exempt fireworks are what might be described as less incendiary fireworks and other items not usually referred to as fireworks. These include snakes and other smoke producing items with less than 100 grains or less of combustible substances, paper caps for toy guns, model rockets, novelties and trick noise makers, and flare guns. There are no restrictions on the sale of these items by ORS 480.111 – 480.165.

Pyrotechnic articles are designed for professional use, are similar to consumer fireworks in chemical composition and construction, contain 500 grams or less of pyrotechnic composition, are not labeled as consumer fireworks.

Special effects are articles containing pyrotechnic composition that, subject to authorization from the appropriate jurisdiction, are manufactured, assembled, designed or discharged in connection with television, theater or motion picture productions, concerts or conference centers, or used for commercial, industrial, educational, recreational or entertainment purposes.

Code

The MMC currently authorizes police and code enforcement staff to issue citations for the sale, possession, and use of fireworks that are not sold to the general public in Oregon with a maximum fine of \$1,000. The code also prohibits the use and possession of any fireworks in city parks, which is subject to citation and a maximum fine of \$500.

Proposed Ordinance

The proposed ordinance would prohibit the sale, possession, and use of all fireworks, except exempt fireworks as defined by ORS 480.111. This would prohibit the sale, possession and use of firecrackers, bottle rockets, Roman Candles, sparklers, fountains, cones, wheels, and any consumer fireworks, display fireworks, pyrotechnic articles, and special effects. This proposed ordinance is similar to the City of Portland's treatment of fireworks. The proposed ordinance will prohibit professional shows and does not provide a permitting process.

Enforcement Methods

Since Chapter 9.18 Fireworks was adopted in 2017, 14 citations have been issued by police and code enforcement staff.

During the 2021 fireworks season (late June - early July), the region experienced extreme drought conditions and Council passed Resolution 39-2021, which ratified the city manager's declaration of emergency and associated fireworks ban from June 29 through July 9. Retailers with valid permits to sell fireworks were already selling fireworks so staff provided leaflets to be distributed by the retailers to their customers.

During the 2021 ban, code enforcement staff worked overtime on July 3 and 4 for the first-time as part of any fireworks enforcement. If Milwaukie residents were found using any fireworks, police and code enforcement provided information to residents and issued a warning about the temporary ban. During these enforcement efforts, residents expressed frustration that they had purchased fireworks from permitted retailers and claimed to have not been informed of the ban. Messaging from staff was that the ban would only last until July 9. On July 4, one citation was issued by code enforcement to a person using consumer fireworks that had previously been warned by a police officer. One citation was issued to a resident for the use of display fireworks. The fine issued for each violation was \$1,000.

During the 2022 fireworks season, code enforcement again worked overtime, and no additional police officers were used. Code enforcement staff worked July 3 and 4. On July 3, two citations were issued for the use of display fireworks and five display fireworks were confiscated. On July 4, code enforcement staff responded to complaints as did police officers. Code enforcement did not issue any citations that night.

Due to budgetary constraints, staffing challenges, and general police call load on holidays, there will be no additional capacity to provide resources dedicated to the enforcement of this proposed ordinance.

Other Jurisdictions

There are a few cities in Oregon that have adopted a local ordinance specific to fireworks. Bend, Eugene, Portland, and Cannon Beach have banned the sale, possession, and use of fireworks. Happy Valley and Lake Oswego have similar provisions that prohibit display fireworks and consumer fireworks tied to fire risk levels. Grants Pass has banned the use of consumer fireworks in certain areas, during periods of heightened fire danger, and anytime outside of 6:00 p.m. to 11:00 p.m. on July 4.

Enforcement methods vary between jurisdictions as well. Bend is requesting that complaints regarding consumer fireworks be sent via email. Fireworks complaints that involve an immediate safety concern should be called into dispatch.

Portland does not actively patrol for violations, but any fires generated by fireworks that cause damage, regardless of the type of fireworks used, are charged with arson.

Eugene has a webpage dedicated to their fireworks ban, which was adopted in October 2022. The webpage provides contact information for their non-emergency dispatch to report display fireworks. The webpage does not indicate what someone should do if they see someone using consumer fireworks. Eugene is facing a budget crisis and does not foresee any extra resources being used for enforcement of the newly passed ordinance.

Cannon Beach held a large public outreach campaign the first year they implemented their ban. The entire Cannon Beach police department was deployed on July 4 the first year. The city used Community Emergency Response Team volunteers to assist with reporting violations occurring on the beach and regular patrol last year.

The table below provides an analysis of other jurisdictions and Milwaukie's current code. These cities have adopted an ordinance in some form so they may issue citations to their local municipal court. Something to be aware of is that it is standard language in most jurisdictions in Oregon to have a prohibition for fireworks of any type in their parks.

	Fireworks	Banned When?	Penalty	Enforcement
Milwaukie	Display	All Times	\$1,000 Fine	Complaint Driven and CE OT

	Fireworks	Banned When?	Penalty	Enforcement
Portland	All	All Times	Arson, if causes fire	Complaint Driven
Eugene	All	All Times	\$500 Fine	Complaint Driven
Bend	All	All Times	\$750 Fine	Complaint Driven
Cannon Beach	Consumer	All Times	\$100/\$1,000- Low Fire Risk \$5,000 Fine- High Fire	Regular Patrol, extra resources if fire danger is elevated
	Display	All Times	\$5,000 Fine	
Grants Pass	Consumer	Outside of 6pm-11pm 7/4, Specific Areas, Fire Danger	\$295 Fine	Complaint Driven and FD Patrol
	Display	All Times	\$500 Fine	
Happy Valley	Consumer	Extreme Fire Risk	\$2,500 Fine- Extreme Fire	Information not available
	Display	All Times	\$1,000 Fine- No Fire Risk \$2,500 Fine- Extreme Fire	
Lake Oswego	Consumer	Extreme Fire Risk	\$1,000 Fine- Extreme Fire	Information not available
	Display	All Times	\$500 Fine- No Fire Risk \$1,000 Fine- Extreme Fire	
Gladstone	Display	All Times	\$180 Outside Parks \$720 in Parks	PD typically adds an officer for 7/4

BUDGET IMPACT

Minimal budget impacts are anticipated. There are no anticipated budgetary impacts for additional staffing or additional overtime from prior years of enforcement. Some outreach materials have not been budgeted but should not impact overall budget.

WORKLOAD IMPACT

The code compliance department anticipates some workload impacts related to this ordinance. Outreach to retailers of fireworks, community groups that have permitted sales with the city in the past, and to the public through the Pilot and social media.

The Lake Oswego Communications Center (LOCOM) handles all emergency and non-emergency calls for service in Milwaukie. LOCOM can expect some increased call load if the proposed ordinance is adopted. They will not adjust staffing specifically related to anticipated calls regarding violation of this ordinance. LOCOM does adjust staffing on holidays to account for general call-load and anticipated safety factors.

Milwaukie enforcement workload will not change.

CLIMATE IMPACT

The proposed ordinance is not intended to reduce emissions but is partially in response to the increased drought and wildfire risk due to climate change. Many times, when a fire is created by fireworks, vegetation and trees are lost. Tree loss and wildfire smoke increase community emissions and worsen air quality in the region.

COORDINATION, CONCURRENCE, OR DISSENT

The code enforcement department, police department administration, and city attorney have reviewed the ordinance and concur that this ordinance is written in a manner that fireworks will not be allowed in the city for sale, possession, or use.

STAFF RECOMMENDATION

Staff recommends that if Council chooses to ban the sale, possession, and use of fireworks, Council should invite staff back to the February 21 regular session to present the proposed ordinance for adoption.

ALTERNATIVES

Council may give direction to staff to not move forward with an ordinance at this time or to modify the ordinance prohibitions in some fashion.

ATTACHMENTS

1. Draft Ordinance
2. Strikethrough version of code change

COUNCIL ORDINANCE No.**DRAFT ORDINANCE****AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING CHAPTER 9.18 FIREWORKS TO PROHIBIT THE SALE, POSSESSION AND USE OF CONSUMER FIREWORKS.**

WHEREAS the citizens of Milwaukie value a safe and livable community; and

WHEREAS the use of fireworks has a negative impact on veterans and other citizens, as well as pets in our homes and wildlife in our yards, parks, and natural areas; and

WHEREAS fireworks also pose a public safety threat due to fire hazard to both homes and other structures as well as parks and natural areas, especially in dry summer months.; and

Now, Therefore, the City of Milwaukie does ordain as follows:

Section 1. Amendments. The Milwaukie Municipal Code (MMC) is amended:

9.18.010. Prohibited Acts.

Unless otherwise permitted by the terms of ORS 480.120(1)(a-g), it is unlawful for any person to sell, offer for sale, expose for sale, possess, use, explode or have exploded any fireworks.

9.18.020. Definitions

As used in this chapter:

“Fireworks” means the same as defined in ORS 480.111, but does not include “Exempt fireworks” as defined in ORS 480.111.

“Person” means a natural person, firm, partnership, association, or corporation.

9.18.030. Violation-Removal

The City may confiscate, destroy, remove or have removed at the owner's expense all stocks of fireworks in violation of this chapter, when necessary to preserve public safety.

9.18.040. Violation- Penalty

A. Any person who violates this chapter is subject to a fine not to exceed \$1,000.

B. Each day a violation of a provision of this chapter occurs will constitutes a separate offense.

Section 2. Effective Date. The amendments will become effective 30 days from the date of adoption.

Read the first time on _____, and moved to second reading by _____ vote of the City Council.

Read the second time and adopted by the City Council on _____.

Signed by the Mayor on _____.

Lisa Batey, Mayor

ATTEST:

APPROVED AS TO FORM:

Scott S. Stauffer, City Recorder

Justin D. Gericke, City Attorney

Strikethrough Version

9.18.010. Prohibited Acts.

Unless otherwise permitted by the terms of ORS 480.120(1)(a-g) ~~through ORS 480.124~~, it is unlawful for any person to sell, offer for sale, expose for sale, possess, use, ignite, explode or have exploded any fireworks.

9.18.020. Definitions

As used in this chapter: ~~the term "fireworks" means the same as that defined in ORS 480.111 as in effect on May 1st, 2017 or as later amended.~~

"Fireworks" means the same as defined in ORS 480.111, but does not include "Exempt fireworks" as defined in ORS 480.111.

"Person" means a natural person, firm, partnership, association, or corporation.

9.18.030. Violation-Removal

The City may confiscate, destroy, remove or have removed at the owner's expense all stocks of fireworks in violation of this chapter when necessary to preserve public safety.

9.18.040. Violation- Penalty

A. Any person who violates this chapter is subject to a fine not to exceed \$1,000.

B. Each day a violation of a provision of this chapter occurs will constitute a separate offense.

Clean Version

9.18.010. Prohibited Acts.

Unless otherwise permitted by the terms of ORS 480.120(1)(a-g), it is unlawful for any person to sell, offer for sale, expose for sale, possess, use, ignite, explode or have exploded any fireworks.

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"Fireworks" means the same as defined in ORS 480.111, but does not include "Exempt fireworks" as defined in ORS 480.111.

"Person" means a natural person, firm, partnership, association, or corporation.

9.18.030. Violation-Removal

The City may confiscate, destroy, remove or have removed at the owner's expense all stocks of fireworks in violation of this chapter when necessary to preserve public safety.

9.18.040. Violation- Penalty

A. Any person who violates this chapter is subject to a fine not to exceed \$1,000.

B. Each day a violation of a provision of this chapter occurs will constitute a separate offense.

Scott Stauffer

From: Lisa Batey
Sent: Monday, February 6, 2023 11:56 AM
To: _City Council
Subject: FW: Ban of Fireworks

Scott – for the record for tomorrow’s meeting.

From: Mitch Hiebenthal <mhiebs@hotmail.com>
Sent: Monday, February 6, 2023 11:14 AM
To: Robert Massey <MasseyR@milwaukieoregon.gov>; Adam Khosroabadi <KhosroabadiA@milwaukieoregon.gov>; Desi Nicodemus <NicodemusD@milwaukieoregon.gov>; Rebecca Stavenjord <StavenjordR@milwaukieoregon.gov>; Lisa Batey <BateyL@milwaukieoregon.gov>
Subject: Ban of Fireworks

Our church has run a TNT fireworks stand for lots of years and ALL of the proceeds go to helping our families and middle/high school kids get to summer camp. As you all know we do not live in the most affluent of areas - as a result our church often pays 100% of the way for the kiddo’s to go to camp. We have volunteers who give up 1 week of their summer - and a fun family holiday - all so that kids in our community can go to camp. Without the sale of fireworks we would not be able to pay for the \$8-\$10k price tag. I ask you please to reconsider this ban. Unfortunately you can’t regulate stupid people doing stupid things. So this ban will not fix the root causes of the problem that you’re trying to address. But it will very much impact our ability to help families and kids in our area.

Thank you for your time
Mitch Hiebenthal
- Lead Pastor Life Journey Community Church

Mitch Hiebenthal
lifejourneycommunity.com

Scott Stauffer

From: Lisa Batey
Sent: Tuesday, February 7, 2023 2:41 PM
To: _City Council; Tim Salyers
Cc: Luke Strait
Subject: FW: Ban of Fireworks

Scott and all –

Although just a one-on-one exchange, in the interests of transparency I'd like to add this one to the record, too.

Lisa Batey, Mayor of Milwaukie (she/her)
BateyL@milwaukieoregon.gov
Phone: 503-786-7512

From: Mitch Hiebenthal <mhiebs@hotmail.com>
Sent: Tuesday, February 7, 2023 1:52 PM
To: Lisa Batey <BateyL@milwaukieoregon.gov>
Cc: Jason Trout <TroutJ@tntfireworks.com>
Subject: Re: Ban of Fireworks

Lisa
Thank you for reading my email and getting back to me.

Our church is not within Milwaukie city limits and the tent that we, ourselves, run is located at OG Fred Meyer - in unincorporated Clack County. So you're right when you say that this law/ban would not necessarily affect us by shutting us down but a few things I would ask you to take into consideration:

- 1.) I do know others that run stands within Milwaukie city limits that are in a similar situation as us. Without these funds - we can not do what we need to do in order to help families and kids. This one fundraiser is an absolute game changer for helping people who we wouldn't be able to help otherwise. We've tried all the other options - car washes, selling jerky sticks, candy bars, collecting soda bottles, garage sales, etc... and none of them come even remotely close to making the kinds of funds that we need to help the needy folks that we have.
- 2.) Though our church is not within Milwaukie proper - the decisions you make do impact us greatly. Though Rex Putnam isn't a "Milwaukie" school - it is still a Milwaukie school. The people that attend our church and live in 97267 still say they live in "Milwaukie." We are proud to call Milwaukie our home - even though some of our homes may lie a mile or so outside of official borders. On the flip side of that, some of our folks do live within 97222 so this is an issue with direct consequence for them.
- 3.) If this passes, we still might be able to run our stand but it will increase hostility and division. When Portland decided they were going to do this (2 years ago I believe) - we had all kinds of people come to our stand yelling at us, calling us names, demonizing us. Many were ignorant and thought the ban was for everyone and everywhere BUT others simply felt validated to come and harass and intimidate. A lot of people who live in our area don't differentiate between Portland and the "metro area" and even less people understand where unincorporated Clackamas County and Milwaukie begin and end. I guess I'd just ask the city leaders - in a already very divided world, is this really an issue that

is worth drawing another one of those lines? I'm of the opinion that it is not and I'm sure there are many who disagree with me but I'd ask you to consider this as you're trying to determine the best way to move forward.

4.) Is the real issue fireworks OR something else? I'm not even sure what issue it is you're trying to solve by talking about banning fireworks? So rather than banning them - and ruining that for the massive majority of responsible, law-abiding people who use them - why not just crack down hard when they are used irresponsibly? I would encourage you not to penalize the right kind of people for the deeds of what the wrong kind of people do.

This issue does impact a lot of people and like so many issues today - I'm sure there is much passion and fire on both sides. So thank you again for taking the time necessary to work through all sides of the conversation.

Mitch

Mitch Hiebenthal
lifejourneycommunity.com

On Feb 7, 2023, at 10:01 AM, Lisa Batey <BateyL@milwaukieoregon.gov> wrote:

Hello, Pastor Hiebenthal:

I just wanted to ask a clarifying question – is your stand the one that has traditionally been in the parking lot at Milwaukie Marketplace? I just wanted to clarify that, as I see your church is not actually in Milwaukie, and our ordinance would not affect your ability to sell in the vicinity of your church.

Thanks in advance for the clarification.

Lisa Batey, Mayor of Milwaukie (she/her)
BateyL@milwaukieoregon.gov
Phone: 503-786-7512

From: Mitch Hiebenthal <mhiebs@hotmail.com>
Sent: Monday, February 6, 2023 11:14 AM
To: Robert Massey <MasseyR@milwaukieoregon.gov>; Adam Khosroabadi <KhosroabadiA@milwaukieoregon.gov>; Desi Nicodemus <NicodemusD@milwaukieoregon.gov>; Rebecca Stavenjord <StavenjordR@milwaukieoregon.gov>; Lisa Batey <BateyL@milwaukieoregon.gov>
Subject: Ban of Fireworks

Our church has run a TNT fireworks stand for lots of years and ALL of the proceeds go to helping our families and middle/high school kids get to summer camp. As you all know we do not live in the most affluent of areas - as a result our church often pays 100% of the way for the kiddo's to go to camp. We have volunteers who give up 1 week of their summer - and a fun family holiday - all so that kids in our community can go to camp. Without the sale of fireworks we would not be able to pay for the \$8-\$10k price tag. I ask you please to reconsider this ban. Unfortunately you can't regulate stupid people doing stupid things. So this ban will not fix the root causes of the problem that you're trying to address. But it will very much impact our ability to help families and kids in our area.

Thank you for your time
Mitch Hiebenthal
- Lead Pastor Life Journey Community Church

Mitch Hiebenthal
lifejourneycommunity.com

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Scott Stauffer

From: Lisa Batey
Sent: Tuesday, February 7, 2023 2:54 PM
To: _City Council; Tim Salyers; Luke Strait
Subject: FW: Milwaukie Fireworks Ban

FYI

From: Lisa Batey
Sent: Tuesday, February 7, 2023 2:52 PM
To: Jason Trout <TroutJ@tntfireworks.com>
Subject: RE: Milwaukie Fireworks Ban

Mr. Trout:

Thank you for your message. I wanted to let you know that we do not ordinarily take public comment in our work sessions, which is where we will be discussing whether to move forward with an ordinance banning fireworks. In case you haven't seen the staff report, which does include the growing number of Oregon cities moving towards bans, you can find it here: [2023-0207-ws_packet.pdf \(milwaukieoregon.gov\)](#)

If we do move forward with the ordinance, there will be an opportunity to speak at that public hearing, most likely on February 21st. There is also a community comment portion at every regular session, including tonight – that meeting starts at 6pm, and we expect to reach the community comment portion around 6:30pm.

Thank you.

Lisa Batey, Mayor of Milwaukie (she/her)
BateyL@milwaukieoregon.gov
Phone: 503-786-7512

From: Jason Trout <TroutJ@tntfireworks.com>
Sent: Tuesday, February 7, 2023 2:31 PM
To: Adam Khosroabadi <KhosroabadiA@milwaukieoregon.gov>; Robert Massey <MasseyR@milwaukieoregon.gov>; Desi Nicodemus <NicodemusD@milwaukieoregon.gov>; Rebecca Stavenjord <StavenjordR@milwaukieoregon.gov>; Lisa Batey <BateyL@milwaukieoregon.gov>
Cc: Ann Ober <OberA@milwaukieoregon.gov>
Subject: Milwaukie Fireworks Ban

Mayor and Councilors,

I am the regional manager of TNT FIREWORKS which has 3 retail locations within the city limits of Milwaukie. I am not only representing the nonprofit organizations who sell fireworks for us but also the local retail stores that we pay rent to, the local vendors that we use such as tent companies and truck rental, as well as the landlord of the building that our office is in that all are located in and around Milwaukie. TNT is the largest retailer of fireworks in the United States selling in 49 states nationwide. I have had many positive interactions with municipalities in trying to help deal with their specific needs when it comes to fireworks whether it be illegal fireworks, (loud bangs, high explosions) fires caused by fireworks, enforcement of laws that are already in place but police are having a difficult time enforcing, as

well as remedies for what is appropriate for fireworks in times of drought and how to determine when fireworks are safe to use.

I would like to help the city of Milwaukie choose the correct path and help be a good citizen of the city. I am prepared to answer any questions of any of the councilors. I would pledge my support to the council and fire marshal and fire chief to discuss what other municipalities have done to help curtail whatever the issues around fireworks may be. I will be happy to address the council tonight at the meeting and certainly willing to lend my expertise to the council. Thank you for your time.

Jason Trout

Regional Manager

American Promotional Events Inc

dba TNT FIREWORKS

17655 SE McLoughlin Blvd. Suite B

Milwaukie, OR 97267

O:503-653-9655

O:253-922-0800

C:503-545-7948



TNTFIREWORKS.COM



CELEBRATESAFELY.ORG