

RESOLUTION 295-10

A RESOLUTION AMENDING THE ZONING REGULATIONS FOR UNINCORPORATED OKLAHOMA COUNTY ACCORDING TO O.S. TITLE 19 §868.11 and §868.16.

WHEREAS, The Board of County Commissioners of Oklahoma County, Oklahoma, did on December 24, 2008 approve the regulations providing for zoning in unincorporated Oklahoma County, and

WHEREAS, these regulations must be updated from time to time; and

WHEREAS, the Oklahoma County Planning Commission did on November 10, 2010 approve the amendment to the Zoning Regulations for Oklahoma County at a public hearing.

WHEREAS, IT IS HEREBY RESOLVED that the Board of County Commissioners of Oklahoma County hereby adopts the following amendment to the Zoning Regulations for Oklahoma County, as provided in Title 19, Oklahoma Statutes, §868.11 and §868.16:

The following uses may be authorized by the Board of County Commissioners subject to the applicable provisions of ARTICLE II Section 12 and ARTICLE V Section 4 of these Regulations:

Year-Round Fireworks Sales

Article II Section 12 CH – Highway Commercial District

Section 12 B 4. Special Permit Uses

h. Fireworks Sales: Year Round

Article V Section 4. Special Permit Uses

Section 4.F. Additional Standards for Specific Uses

20. Fireworks Sales: Year Round

- a. Eligible in the CH district.
- b. The site shall have frontage on and access to a street designated as and meeting the design standards for a freeway or interstate frontage road as designated by the Oklahoma Department of Transportation and the County's Major Streets and Highways Plan.
- c. The manufacture of fireworks is prohibited in unincorporated Oklahoma County.
- d. The sale of fireworks in unincorporated Oklahoma County is prohibited unless by an Oklahoma State licensed manufacturer, distributor, wholesaler or retailer and only under certain conditions.
- e. Fireworks may be sold by Oklahoma State licensed distributors, wholesalers and manufacturers from January 1 until December 31 of each calendar year.
- f. Manufacturers, distributors and wholesalers must apply for and obtain a Special Use Permit from the Oklahoma County Planning Commission and the Board of County Commissioners for the wholesale or retail sale of fireworks to residents and nonresidents of the state from January 1 until December 31 of each calendar. The Special Use permit must be obtained on an annual basis. Compliance with State law, proof of State Fire Marshal inspection and state licensing will be required.

Definitions

Distributor - any person who sells fireworks and novelties to other distributors, wholesalers or retailers for resale or provides them as part of a pyrotechnic display service in the State of Oklahoma.

Wholesaler - any person who purchases fireworks and novelties for resale only to retailers and consumers.

Manufacturer – any person engaged in the making or constructing of fireworks.

APPROVED this 24th day of November, 2010.

APPROVED:

Stacey Trumbo
County Engineer
Stacey Trumbo

BOARD OF COUNTY COMMISSIONERS
OKLAHOMA COUNTY, OKLAHOMA

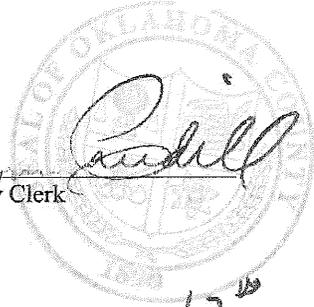
Raymond R. Vaughn
Chairman

Billie A. [Signature]
Member

Brian Mangham
Member

ATTEST:


Carolyn Caspell, County Clerk



APPROVED as to form and legality this 17th day of November, 2010.


Assistant District Attorney
Gretchen Crawford