

RESOLUTION 61-2018

A RESOLUTION TO URGE THE GENERAL ASSEMBLY TO REPEAL PRIVATE ACTS OF 1949, CHAPTER NO. 589 AND TO AMEND TENNESSEE CODE ANNOTATED 68-104-112 AND ACTS AMENDATORY THERETO, RELATIVE TO CONSUMER FIREWORKS IN THE MUNICIPALITY OF MILLINGTON LOCATED IN N. SHELBY COUNTY

WHEREAS, The Board of Mayor & Alderman of the City of Millington supports the storage and retail sale of consumer fireworks within the Municipality of Millington; and

WHEREAS, It has previously been unlawful for any individual, firm, corporation, or partnership to sell retail fireworks within any county having a population of greater than 200,000 according to the 1980 census as required in Tennessee Code Annotated 68-104-112 (a)(4)(A); and

WHEREAS, By amending Tennessee Code Annotated, Title 68, Chapter 104 and repealing Chapter 589 of the Private Acts of 1949 and any other acts amendatory thereto relative to pyrotechnics or sale of consumer fireworks, the City of Millington can allow for the storage and retail sale of fireworks within its corporate limits; and

WHEREAS, Consumer fireworks means any small firework device designed to produce visible effects by combustion and which must comply with all regulatory guidelines by the Consumer Product Safety Commission (CPSC), U.S. Customs, and the Department of Transportation, and all federal safety standard that are defined and apply to consumer fireworks; and

WHEREAS, the provision of Chapter No. 589 of the Private Acts of 1949 and Tennessee Annotated Code 68-104-112 are obsolete; and

WHEREAS, the statutory provisions that apply should be repealed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee that the members of the General Assembly representing the people of the City of Millington, located in north Shelby County, are urged to introduce and work for passage of acts amendatory thereto; to repeal any act which prohibits persons from possessing, storing, using, manufacturing, or selling pyrotechnics in the City of Millington.

This Resolution is adopted this 10th day of December 2018.

Terry G. Jones, Mayor

Karen Findley, City Clerk