

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 38A, § 19(c).

In subsection (a) of this section, the reference to "each fireworks plant owned or operated by a person" licensed is substituted for the former reference to "all fireworks plants" licensed since it is the owner or operator who is licensed and not the plant.

Defined terms: "Fireworks plant" § 10-101
"Person" § 1-101

10-204. LOCATIONS OF BUILDINGS; FENCING.

(A) LOCATION.

(1) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, A MIXING BUILDING OR STORAGE BUILDING OF A FIREWORKS PLANT SHALL BE LOCATED AT LEAST:

(I) 1,000 FEET FROM A SCHOOL, CHURCH, HOSPITAL, PLACE OF PUBLIC ASSEMBLY, OR GASOLINE OR FUEL OIL STORAGE BUILDING OR SERVICE STATION; AND

(II) 200 FEET FROM ANY OTHER INHABITED BUILDING, A HIGHWAY, OR A RAILROAD.

(2) A BUILDING WITHIN A FIREWORKS PLANT THAT CONTAINS HAZARDOUS MIXES OR ITEMS MAY NOT BE LOCATED NEARER TO THE FIREWORKS PLANT PROPERTY LINE THAN IS AUTHORIZED UNDER REGULATIONS ADOPTED BY THE STATE FIRE PREVENTION COMMISSION.

(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A FINISHING AND ASSEMBLING BUILDING SHALL BE LOCATED AT LEAST:

1. 75 FEET FROM ANY OTHER FINISHING AND ASSEMBLING BUILDING; AND

2. 200 FEET FROM ANY STORAGE BUILDING USED PRIMARILY TO STORE FINISHED FIREWORKS OTHER THAN SPARKLERS.

(II) IF A CANDLE BUILDING OR ROCKET PRESS BUILDING OF A FIREWORKS PLANT IS CONSTRUCTED OF APPROVED FIRE-RESISTANT MATERIALS, IS BARRICADED, AND OTHERWISE MEETS THE REQUIREMENTS OF THE STATE FIRE PREVENTION COMMISSION, THE BUILDING SHALL BE LOCATED AT LEAST 50 FEET FROM OTHER FINISHING AND ASSEMBLING BUILDINGS.

(4) A LICENSEE MAY PACKAGE AND REPACKAGE 1.4 G FIREWORKS IN FINISHED FORM IN A STORAGE BUILDING IF THERE IS A MINIMUM SEPARATION DISTANCE OF 25 FEET BETWEEN THE PACKAGING AREA AND ANY STORED FIREWORKS.