

BEFORE THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

In the Matter of Adopting the Tillamook) ORDINANCE NO. 88
County Fireworks Ordinance and)
Declaring an Emergency)

The Board of County Commissioners for Tillamook County, Oregon, ordains as follows:

Section 1. Title

This Ordinance shall be cited and referred to as the "Tillamook County Fireworks Ordinance".

Section 2. Authority

This Ordinance is adopted pursuant to Oregon Revised Statute (ORS) 480.111 (Definitions for ORS 480.111 to 480.165) and 480.120 (Sale, possession and use of fireworks prohibited) and ORS 203.035 (Power of county governing body or electors over matters of county concern).

Section 3. Purpose

This Ordinance prohibits the possession, sale and/or use of consumer fireworks, except as authorized by law or ordinance, to ensure the safety of the public from the danger of explosives and fire hazards. This Ordinance authorizes enforcement of these prohibitions and establishes penalties for violation(s).

Section 4. Applicability

This Ordinance shall apply within all unincorporated areas of Tillamook County and any incorporated areas of Tillamook County that have consented to the applicability of this Ordinance.

Section 5. Definitions

The words and phrases in the Tillamook County Fireworks Ordinance shall have the meaning provided in ORS chapter 480. An enforcement officer is defined as any law enforcement officer designated by Tillamook County or an incorporated city which has consented to jurisdiction of this Ordinance.

Section 6. Fireworks Prohibition

A. The possession and/or use of consumer fireworks, as defined at ORS 480.111 (Definitions for ORS 480.111 to 480.165), which shall include using, discharging, or exploding consumer fireworks, is prohibited, except as authorized by law or ordinance.

B. The sale of consumer (retail) fireworks, as authorized by ORS 480.127 (Permit for retail sale of consumer fireworks), is prohibited except with a valid retail sales permit.

C. Prohibitions under this section do not apply to a fireworks display that is issued a public display permit under ORS 480.130 to 480.150.

D. An enforcement officer hereby may cite a person for any violation(s) of this Ordinance. Each day a violation continues shall be considered a separate violation.

E. An enforcement officer also may confiscate, destroy, remove, or have removed at the owner's expense all fireworks in violation of this section, when necessary for the preservation of public safety.

Section 7. Penalties

A. Violation of any part of this Ordinance is a Class C violation with a presumptive fine of \$165, a maximum fine of \$500, and a minimum fine of \$85, plus court costs. Citations for violation of this Ordinance may be issued by any law enforcement officer authorized to issue citations.

B. Penalties issued under this section are based on the categories of violation and fines established under ORS Chapter 153 (2025). Penalties will automatically update and take effect—without any further notice or action by the Board of County Commissioners—to correspond with legislative changes to the violation categories and fine amounts occurring after the effective date of this Ordinance.

Section 8. Severability

If any provision of this Ordinance that is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the remaining portions thereof.

Section 9. Scrivener's Errors

Scrivener's errors in any portion of this Ordinance may be corrected by Order of the Board of County Commissioners.

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Section 10. Emergency Clause


This Ordinance being immediately necessary to maintain the public health, safety, and welfare, an emergency is declared to exist, and this Ordinance shall take effect upon adoption.

First Reading: 13th day of May, 2026.

Second Reading: 28th day of May, 2026.

Adopted: 28th day of May, 2026.

THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON



Paul Fournier, Chair




Mary Faith Bell, Vice-Chair



Erin D. Skaar, Commissioner


| Aye | Nay | Abstain/Absent |
|-----|-------|----------------|
| ✓ | _____ | _____ / _____ |
| ✗ | _____ | _____ / _____ |
| ✓ | _____ | _____ / _____ |

ATTEST: Christy Nyseth, County Clerk

By: 

Special Deputy

APPROVED AS TO FORM:



Bryan Libel, County Counsel

