



**COUNTY ATTORNEY'S OFFICE**  
JEFFREY J. NEWTON, *County Attorney*

201 South Rosalind Avenue 3rd Floor  
Reply To: Post Office Box 1393  
Orlando, FL 32802-1393  
407-836-7320 Fax 407-836-5888

## Public Hearing

### MEMORANDUM

*Deputy County Attorney*  
Georgiana Holmes

*Senior Assistant County Attorneys*

Debra Babb-Nutcher

Whitney E. Evers

*Assistant County Attorneys*

Lee Bernbaum

Joy Carmichael

Tatiana Cordner

James Harwood

James Hetz

Andrew W. Mai

Sawsan Mohiuddin

Desmond Morrell

Matthew Pritchett

Dylan Schott

Scott Shevenell

Kristin Suarez

Heather Wallace

Shonda White

*Legal Administrative Supervisor*

Dan Randolph

*Senior Paralegal*

Melessia Lofgren

*Paralegals*

Rosemarie Guevara

Ronshanda Stewart

Maria Vargas

**TO:** Mayor Jerry L. Demings  
and  
County Commissioners

**FROM:** Jeffrey J. Newton, County Attorney *SW for*  
Joy T. Carmichael, Assistant County Attorney *J. Carmichael*  
**Contact: (407) 836-7320**

**DATE:** May 28, 2025

**RE: Public Hearing for Board Meeting on June 17, 2025**

Ordinance pertaining to nuisances in Orange County, Florida; amending Chapter 28 of the Orange County Code ("Nuisances") to create Article VI, ("Fireworks"); adding new Sections 28-128 through 28-140 related to the use and discharge of fireworks; providing definitions; providing scope of territorial application; providing prohibitions; providing exemptions; providing responsibility for noncompliance; providing for enforcement; providing for appeals; providing penalties; and providing an effective date.

### **I. EXPLANATION & SUMMARY:**

The Board of County Commissioners ("Board") conducted a Work Session on May 20, 2025, to consider a proposal for an ordinance as a potential solution to provide for effective enforcement against the illegal use of fireworks. At the end of the Work Session, the Board directed the Orange County Attorney's Office to prepare a draft ordinance related to the use of fireworks and to present the draft ordinance to the Board for consideration at a public hearing on June 17, 2025. The proposed Fireworks Ordinance is attached for the Board's consideration and discussion at the June 17th public hearing.

The purpose of the proposed Fireworks Ordinance is to provide for effective enforcement of the State's prohibitions against the illegal use of fireworks. Therefore, the proposed ordinance incorporates into the Orange County Code of Ordinances the State's prohibitions against the illegal use fireworks in Chapter 791, Florida Statutes. The proposed ordinance provides general prohibitions against the illegal use of

May 28, 2025

Re: Public Hearing (June 17, 2025)

Fireworks Ordinance

Page 2

fireworks as provided in Chapter 791; provides for enforcement against the illegal use of fireworks; and provides for abatement of the illegal use of fireworks as a nuisance. The proposed ordinance will be effective within the unincorporated and incorporated areas of the County.

## **II. ACTION REQUESTED:**

Approval of an Ordinance pertaining to nuisances in Orange County, Florida; amending Chapter 28 of the Orange County Code (“Nuisances”) to create Article VI, (“Fireworks”); adding new Sections 28-128 through 28-140 related to the use and discharge of fireworks; providing definitions; providing scope of territorial application; providing prohibitions; providing exemptions; providing responsibility for noncompliance; providing for enforcement; providing for appeals; providing penalties; and providing an effective date.

JTC/ml

Attachment

c: Byron W. Brooks, AICP, County Administrator  
Carla Bell Johnson, Deputy County Administrator  
Lisa Snead, Assistant County Administrator