

CHARTER TOWNSHIP OF WEST BLOOMFIELD

ORDINANCE NO. C-778-A

Approved by the  
WEST BLOOMFIELD  
TOWNSHIP BOARD  
Cathy Shoughnessy 12.7.15  
Clerk Date

**FIRE PREVENTION AND PROTECTION ORDINANCE AMENDMENT**

An ordinance to amend the Code of Ordinances Chapter 11, Fire Prevention and Protection, Article III, Fire Prevention Code by adding Section 11-39 and repealing Subsection (d) from Section 11-38 in relation to Fire Prevention and Protection.

**THE CHARTER TOWNSHIP OF WEST BLOOMFIELD ORDAINS:**

**Section 1 of Ordinance**

The West Bloomfield Charter Township Code of Ordinances Chapter 11, Fire Prevention and Protection, Article III, Section 11-39 which is presently reserved, is hereby amended to read as follows:

**Sec. 11-39. Aerial Luminaries prohibited.**

- (a) *Use prohibited.* The use of any unmanned free-floating device which requires a heat source such as fire underneath to propel it, including but not limited to: aerial luminaries, sky lanterns, aerial candles, Chinese lanterns, fire balloons, UFO balloons, mini hot air balloons, khoom fay, wish lanterns, kongming lanterns and other airborne paper lanterns not only have an uncontrolled and unpredictable flight path and descent area, they pose a potential fire risk and are therefore, prohibited within the Township.
- (b) *Sales prohibited.* Sales of aerial luminaries, sky lanterns, aerial candles, Chinese lanterns, fire balloons, UFO balloons, mini hot air balloons, khoom fay, wish lanterns, kongming lanterns, airborne paper lanterns and other unmanned free-floating devices which require a heat source such as fire underneath for propulsion, are prohibited.
- (c) *Seizure.* Any device used or offered for sale in violation of this Section is subject to seizure. Any costs of seizure and storage incurred by the Township shall be paid by the responsible party.

**Section 2 of Ordinance**

The West Bloomfield Charter Township Code of Ordinances Chapter 11, Fire Prevention and Protection, Article III, Subsection (d) of Section 11-38 will be replaced by the regulations adopted in Section 11-39(a) as adopted above in Section 1 of this Ordinance Amendment which reads:

- (d) *Unmanned free-floating devices.* Any unmanned free-floating device (sky lanterns) which requires fire underneath to propel it and is not moored to the ground while

aloft, have an uncontrolled and unpredictable flight path and descent area so as to pose a potential fire risk and are therefore prohibited.

Is hereby repealed as follows:

(d) Repealed.

**Section 3 of Ordinance**

Should any section, subdivision, sentence, clause or phrase of this ordinance, be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

**Section 4 of Ordinance**

This Ordinance shall take effect immediately upon publication.

**CERTIFICATION**

STATE OF MICHIGAN     )  
  ) SS  
COUNTY OF OAKLAND    )

I, Catherine Shaughnessy, the duly elected Clerk for the Charter Township of West Bloomfield, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Ordinance adopted by the Township Board for the Charter Township of West Bloomfield at a meeting held on the 7th day of December, 2015, the original of which is on file in the Office of the Township Clerk.

By: *Catherine Shaughnessy*  
Catherine Shaughnessy, Clerk

INTRODUCED: November 9, 2015  
ADOPTED: December 7, 2015  
EFFECTIVE: December 7, 2015  
PUBLISHED: December 7, 2015