

D. Discharge Or Firing:

1. It is unlawful for any person, firm, or corporation to set off or detonate any fireworks of an explosive nature or noise emitting type, nature or description within the corporate limits of the city except as authorized by this code. (Ord. 2014-03, 4-24-2014)
2. Persons within the corporate limits may use or otherwise discharge class C fireworks only from eleven thirty o'clock (11:30) P.M. to eleven fifty nine o'clock (11:59) P.M. on December 31, and from twelve o'clock (12:00) midnight to twelve thirty o'clock (12:30) A.M. on January 1, and from ten o'clock (10:00) A.M. to ten o'clock (10:00) P.M. on July 3 and 4, provided that the following conditions are met:
 3. An adult person over the age of eighteen (18) shall obtain a permit from the City at a cost set forth by resolution by the Governing Body, said permit identifying the adult in charge of this use by name and address, and also identifying the proposed location on the permit holder's property. Applications for said permits shall be made available during normal business hours from the City and separate permits shall be required for the use and discharge of fireworks during the dates surrounding the 4th of July and the time frame surrounding New Year's Eve; and
 4. The adult permit holder in charge of the use must be present for any household member to use the fireworks and within one hundred feet (100') of the point of display, and have the permit posted in a place of prominence or available for inspection during the discharge of the fireworks by any law enforcement officer. The permit holder is further responsible for cleaning up any debris caused by any person discharging fireworks under the permit holder; and
 5. Private persons may not use or discharge fireworks on any public street, public easement, or public property unless approved by the City; and
 6. In the event that the display of fireworks is open to the public, or more than twenty five (25) individuals are present during the discharge of fireworks then the gathering shall be considered a public discharge and must get approval from the City in addition to obtaining a permit as required by this Code; and
 7. In the event that the State, County or City issues a red flag fire alert or burn ban for the area encompassing the City and/or the City Manager, upon the advice of the Fire Chief determines that the City is in fire danger due to the weather conditions, the City Manager may declare the use of fireworks to be illegal and all fireworks permits to be void, without refund during the emergency period. (Ord. 2014-03, 4-24-2014)