

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BELMONT, TISHOMINGO COUNTY, MISSISSIPPI:

AN ORDINANCE OF THE TOWN OF BELMONT, MISSISSIPPI, REGULATING PLACEMENT AND REMOVAL OF FIREWORKS' STRUCTURES AS THEY RELATE TO HOLIDAYS AND PROVIDING PENALTY FOR THE VIOLATION THEREOF.

WHEREAS, the Town of Belmont, pursuant to Section 21-19-1, et. seq. of the Mississippi Code of 1972, as amended, is authorized to make regulations to secure the general health, safety and welfare of the Municipality; and

WHEREAS, the Town of Belmont, in order to promote and protect its citizenry, finds that this Ordinance, as it relates to the placement and use of fireworks structures within the Town's city limits is rationally related to the aforementioned purposes, is narrowly tailored to be only as restricted as needed to effect these purposes, is not arbitrary and capricious, and is necessary to the public health, safety, and welfare; and

WHEREAS, this Ordinance shall take effect and be in force thirty (30) days after its passage; and

WHEREAS, all Ordinances, Resolutions and Orders in conflict with this Ordinance are hereby repealed to the extent of the conflict at the date of effect of this Ordinance;

NOW THEREFORE BE IT ORDAINED by the Mayor and Alderman of the Town of Belmont, Mississippi as follows:

Section 1. Three weeks prior to the 4th of July holiday and the Christmas/New Years' holidays and one week after the aforementioned holidays, it shall be unlawful for any person(s) or entity to operate a fireworks stand, booth and/or other temporary place of business within the Town's city limits.

Further, the fireworks stands, booths and/or other temporary place of business being used during the sale of fireworks, shall not be placed on the premises prior to the three week holiday period and shall be removed from the premises no later than one week after the holiday period.

Section 2. Any person(s) or entity convicted of the violation of this Ordinance shall be sentenced to pay a fine of \$25.00 for each day of that violation.

On the 1st day of September 2015, this Ordinance was introduced in writing at the regular meeting of the Mayor and Board of Aldermen and, thereafter, remained on file with the Municipal Clerk for public inspection for at least two (2) weeks before final passage or adoption thereof.

As required by law, this Ordinance shall be published one (1) time in the Belmont and Tishomingo Journal, a legal weekly newspaper having a general circulation in the Town of Belmont, Tishomingo County, Mississippi, area, and shall take effect and become enforceable as provided by law in accordance with the laws and statutes of the State of Mississippi.

Alderman Steve Ratliff then moved for the adoption of the above and foregoing Ordinance; his/her motion was duly seconded by Alderman Craig Bell; with the vote by the full Board of Aldermen of the Town of Belmont, Mississippi, being, as follows:

Alderwoman Sonya Harris voted yea

Alderman Steve Ratliff voted yea

Alderman Craig Bell voted yea

Alderman Mike Harris voted yea

Alderman Brandon Pharr voted yea

NOW, THEREFORE, this Ordinance being passed and being necessary to ensure the immediate and temporary preservation of the public peace, health and safety, it is hereby carried, approved, ratified and adopted on this the 1 day of September 2015.

Buddy Wiltshire
BUDDY WILTSHIRE - MAYOR

(CITY SEAL)

ATTEST:

Lynn Maroon
CITY CLERK