

ORDINANCE NO. 884

AN ORDINANCE PERTAINING TO THE LAWFUL DISCHARGE
OF FIREWORKS WITHIN THE CITY

Now therefore, be it ordained by the Governing Body of the City of Sedan, Kansas:

Section 1.

Fireworks Prohibition:

No person shall ignite or discharge fireworks within the city except as permitted by this ordinance.

Section 2.

Definitions:

The term "fireworks," "consumer fireworks" and "display fireworks" shall be defined consistent with state statutes and regulations and the national fire protection association standard no. 1123, as amended, which currently defined these terms as follows:

- a. Fireworks means any composition or device for the purpose of producing a visible or an audible effect for entertainment purposes by combustion, deflagration, or detonation that meets the definition of "consumer fireworks" or "display fireworks."
- b. Consumer fireworks means any small fireworks device designed primarily to produce visible effects by combustion or deflagration that complies with the construction, chemical composition, and labeling regulations of the U. S. Consumer Product Safety Commission, as set forth in Title 16, CFR, Parts 1500 and 1507.
- c. Display fireworks are fireworks devices intended for use in fireworks displays that are presented in conformance with the national fire protection association standard no.1123, and that are designed to produce visible or audible effects for entertainment purposes by combustion, deflagration, or detonation.

Section 3.

Permitted Fireworks:

Persons shall be permitted to ignite and discharge consumer fireworks within the city each year during the period of time beginning June 27 and ending July 5 between the hours of 10:00 o'clock a.m. and 11:00 o'clock p.m. on each such day, except on July 4 until midnight.

Section 4.

Restrictions:

No person shall ignite or discharge fireworks of any type on Kansas Highway 99. No person shall ignite or discharge fireworks of any type on any city lake property owned by the city or in the downtown business district of the city, except that display fireworks sponsored or authorized by the Governing Body may be ignited and discharged on city lake property owned by the city as part of the city's annual fireworks display.

Section 5.

Penalty:

Any violation of this ordinance shall be a Class C misdemeanor punishable by a fine not to exceed \$100.00 upon the first conviction and not to exceed \$250.00 on any second or subsequent conviction.

Section 6.

Ordinance number 425, and any other ordinance in conflict with this ordinance is hereby repealed.

Section 7.

Effective Date:

This ordinance shall take effect upon its publication in the official city newspaper.

Adopted by the Governing Body of the City of Sedan, Kansas, on the 16th

day of September, 2013.



Tim Hills, Mayor

ATTEST:



Sherry L. Miller, City Clerk

I hereby certify that the foregoing is a true and correct copy of the original; that said ordinance was passed on the 16th day of September, 2013; that the record of the final vote on its passage is found in the official minute book; that an ordinance summary was published in the Prairie Star Newspaper on the 25th day of September, 2013 and complete copy of the ordinance appeared on the official city website September 26th, 2013.

City Clerk

A handwritten signature in cursive script, appearing to read "Sherry L. Miller".

Sherry L. Miller