

## **ORDINANCE 402-B**

### **AN AMENDMENT TO ORDINANCE 402:**

#### **PROVIDING SPECIFIC RULES AND REGULATIONS CONCERNING THE DISCHARGE OR SALE OF FIREWORKS OF ANY TYPE WITHIN THE CITY OF STILWELL AND REPEALING ORDINANCE 402-A.**

**WHEREAS**, the health and safety of both the citizens of Stilwell and municipal employees is of paramount importance; and

**WHEREAS**, it is the opinion of this Council that adequate guidelines are essential for the efficient and effective fulfillment of the purpose of the City of Stilwell,

#### **NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STILWELL, OKLAHOMA:**

**SECTION 1:** The following shall be amended to read as follows (changes are underlined):

##### **SECTION 1. Discharging of fireworks**

- A. The discharge of fireworks is prohibited within the corporate limits of the City of Stilwell, with the exception of:
- 1 December 31 after 11:00 p.m. to January 1 at 12:30 a.m.
  - 2 June 25 to July 5 from 8:00 a.m. to 10:00 p.m. except for July 4 which shall allow the discharge of fireworks from 8:00 a.m. until 11:00 p.m.

##### **SECTION 2. Sale of Fireworks**

Fireworks may be sold in the city from 8:00 a.m. until 11:00 p.m. from June 15 to July 5 and again from 8:00 a.m. until 11:00 p.m. from December 5 until December 31. A permit for the June and July sale must be obtained from the City of Stilwell Code Enforcement Department by June 1 and will be valid until July 5 at 11:00 p.m. Permits for December sale must be obtained by December 1 and will be valid until December 31 at 11:00 p.m. The cost of said permit will be set annually in ordinance 385. Fireworks are to be in accordance with chapter 56 of the ICC IFR. Prior to receiving a permit, the location and set up of the displays will be inspected and approved by the designated fire department representative for potential fire hazards and to insure there is sufficient fire suppressant equipment present and assessable.

##### **SECTION 5: Repeal and Severability**

1. Existing Ordinance 402-A is hereby repealed.
2. Any and all existing ordinances or portions thereof in conflict herewith be and the same are hereby repealed.
3. The provisions of this ordinance shall be severable and, if any of the provisions shall be held in contravention of the Constitution and laws of the State of Oklahoma, the decisions of the court shall not affect the validity of the remaining portions.

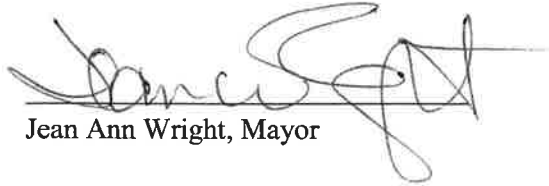
4. It is the intent of this ordinance that the same would have been adopted had such unconstitutional or unlawful provisions, if any, not been included herein.

PASSED by the City Council this 1<sup>st</sup> day of June, 2020.

APPROVED by the Mayor this 1<sup>st</sup> day of June, 2020.

ATTEST:



  
Jean Ann Wright, Mayor

  
Larry A. Nettles, City Clerk-Treasurer