

AN ORDINANCE REGULATING THE MANUFACTURE, SALE AND DISCHARGE OF  
FIREWORKS WITHIN THE CITY LIMITS OF THE CITY OF SELIGMAN

Whereas, the Aldermen of the City of Seligman, Missouri desire to enact an Ordinance defining the criminal offense of unlawful manufacture, sale or discharge of fireworks in the City of Seligman and providing for a penalty for violations.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SELIGMAN, AS FOLLOWS:

**SECTION ONE:** A person commits the offense of unlawful manufacture, sale or discharge

of fireworks if such person:

1. Manufactures fireworks within the municipality; or
2. Except as hereinafter provided, offers for sale, expose for sale, sell at retail or use

or explode any fireworks.

**SECTION TWO:** The Chief of Police shall have the power to grant permits for supervised public displays of fireworks by the municipality, fair associations, amusement parks and other organizations or groups of individuals.

**SECTION THREE:** Permits shall only be granted if the Chief of Police finds:

1. The display shall be handled by a competent operator; and
2. The display shall be of such a character and so located, discharged or fired as in the opinion of the Chief of the Fire Protection District or his or her designated official, after proper inspection, shall not be hazardous to property or endanger any person; and
3. An application for permit is made in writing at least fifteen (15) days in advance of the date of the display; and

**SECTION FOUR:** After an application has been granted, sale, possession, use and distribution of fireworks for each display shall be lawful for the purpose granted only and no permit granted hereunder shall be transferable.

**SECTION FIVE:** It is specifically provided that discharge of fireworks is permitted between the hours of 2:00 p.m. and 10:00 p.m. on July 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> unless and except if the Chief of the Fire Protection District has in effect a ban on any burning.

**SECTION SIX:** If any provision of this ordinance is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

**SECTION SEVEN:** Any person who violates the provisions of this ordinance, shall, upon conviction, be subject to a fine of not less than \$50.00 nor more than \$500.00.

**SECTION EIGHT:** This ordinance shall be in full force and effect from and after its passage and approval.

**SECTION NINE:** Said approval being effective the \_\_\_\_ day of \_\_\_\_\_, 2017.

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Mayor

PASSED AND ADOPTED by the following vote:

\_\_\_\_\_  
Mayor of Seligman

ATTEST

\_\_\_\_\_  
City Clerk

BE IT REMEMBERED that the above Ordinance was adopted upon its second reading by the following votes:

ALDERMAN \_\_\_\_\_ VOTES \_\_\_\_\_

ALDERMAN \_\_\_\_\_ VOTES \_\_\_\_\_

ALDERMAN \_\_\_\_\_ VOTES \_\_\_\_\_

ALDERMAN \_\_\_\_\_ VOTES \_\_\_\_\_