

ORDINANCE NO. 177

AN ORDINANCE PROVIDING FOR SALE AND USE OF FIREWORKS IN GREENLAND, ARKANSAS, REPEALING GREENLAND ORDINANCES NO. 92 AND NO. 52, PROSCRIBING PENALTIES FOR VIOLATIONS, DECLARING AN EMERGENCY TO EXIST, AND FOR OTHER RELATED PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENLAND, ARKANSAS:

SECTION NO. 1: Ordinance No. 92 and Ordinance No. 52 of Greenland, Arkansas, are hereby repealed effective with the enactment of this Ordinance

SECTION NO. 2: It shall be unlawful for any person to ignite, shoot or set fire to any firecracker, rocket, roman candle or any other firework within the corporate limits of the City except during the hours of 6:00 o'clock A.M. till 12:00 o'clock P.M. (midnight on July first, second, third, and fourth of each year.

SECTION NO. 3: It shall be unlawful for any person, entity, group or association to offer for sale, expose or display for sale, or sell at retail to users or consumers any fireworks within the corporate limits of the City except as follows:

a) no display or sale shall occur before 12:00 o'clock A.M. (noon) on the 15th day of June each year and no display or sale shall occur after 9:00 o'clock P.M. on July 5 each year; and,

b) no display or sale shall occur in any location not previously approved by the Mayor (or his designee); the Mayor may

require that certain conditions be met and maintained in order to approve a location; and,

c) a display/sale location must be no less than 250 feet from any other display/sale location and at least 250 feet from any location which sells, offers for sale, stores or otherwise handles gasoline, diesel fuel, propane or other flammable materials or explosives of any type and 250 feet from any natural gas/fuel exposed pipeline or valving; and,

d) each display or sale location must have a City business license and otherwise obey and comply with all other City, State and Federal laws, rules and regulations; and,

e) no firecracker, rocket, punk, roman candle, or any other firework or fire may be started, ignited, shot, set or otherwise detonated within 250 feet of any display/sale location; and,

f) comply with all lawful orders of the City police or fire department concerning such other safety requirements as may from time to time be appropriate

SECTION NO. 4: A person or entity violating Section No. 2 of this ordinance shall, upon conviction, be guilty of a misdemeanor and shall be fined in any sum not less than twenty five dollars (\$25.00) nor more than one hundred dollars (\$100.00); any person, entity, group or association violating section No. 3 of this ordinance shall, upon conviction, be guilty of a misdemeanor and shall be fined in any sum not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) and be subject to a review

of their display/sale location approval if any) which may result in having the display/sale location approval repealed and forfeiture of the right to continued display and sale of fireworks in the City.

Section 5 BE IT FURTHER ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GREENLAND, THAT an emergency exists, immediate passage and implementation of this Ordinance is necessary for the efficient administration of City business and to preserve the public peace health, safety and welfare of the citizens of Greenland, Arkansas, and therefore, this Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this 8<sup>th</sup> day of June, 1998

Kay Bassett  
Mayor

Wanna Cheevers  
Attest