

ORDINANCE NO. 28-A

AN ORDINANCE REGULATING FIREWORKS IN THE CITY OF ARCADIA,
MISSOURI.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF
ARCADIA, MISSOURI, AS FOLLOWS:

SECTION 1. No person shall sell, use, manufacture, display or possess fireworks within the city of Arcadia, Missouri, at any time except the use, possession, and display of fireworks shall be permitted on July 3rd and 4th of each and every year between the hours of 9:00 a.m. and 11:00 p.m.

This section shall not apply to public demonstrations or displays of fireworks; provided, that such public demonstrations or displays of fireworks are conducted under the supervision of the police department after application made in writing and presented to the Board of Aldermen and permit issued by the Board of Aldermen for such demonstration or display.


SECTION 2. The term "fireworks" as used in this ordinance means and includes any combustible or explosive composition, any substance or combination of substances or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration, or detonation. Such definition includes blank cartridges, toy pistols, toy cannons, toy canes, toy guns in which explosives are used, the type of balloons which require fire underneath to propel the same, firecrackers, torpedoes, skyrockets, Roman candles, Dago bombs, other fireworks of like construction and any fireworks containing any explosive or flammable compound, tablets or other device containing any explosive substance. The term shall not include sparklers not to exceed twelve inches in length.

SECTION 3. Any person convicted of a violation of this ordinance shall be punished by a fine of not more than \$500 and costs.

SECTION 4. That if any section, sentence, phrase or clause of this ordinance shall be held to be invalid for any reason by a court of competent jurisdiction, the invalidity of such ~~section, sentence, phrase or clause~~ shall not impair the validity of the remaining sections, sentences, phrases or clauses of this ordinance; the Board of Aldermen hereby declares that it would have passed the remaining portions of this ordinance had it known that such section, sentence, phrase or clause would be held invalid.

SECTION 5. Repeal of conflicting ordinances. that all ordinances or parts of ordinances in conflict herewith, shall be, and the same are hereby repealed; and this ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

Read three (3) times and passed by the Board of Aldermen of Arcadia, Missouri,
this 18th day of June, 2001.


Phillip H. Cheaney
Phillip Cheaney, Mayor

Attest:

Mary Johnson
Mary Johnson, Municipal Clerk