

ORDINANCE NO. 1405

An ordinance amending Chapter 15 of the Code of the City of Jamestown, North Dakota, by amending Section 15-33 which sets forth regulations concerning the sale of fireworks in the City of Jamestown.

WHEREAS, the North Dakota Legislative Assembly has enacted new regulations concerning when fireworks may be sold in North Dakota.

WHEREAS, to allow the implementation of the new provisions the City Code of the City of Jamestown requires updating.

NOW, THEREFORE, be it ordered by the City Council of the City of Jamestown, North Dakota that Chapter 15, Section 15-33, be amended and re-enacted as follows:

Sec. 15-33. Time and place of sale; residency requirement; special permit.

(1) No person shall offer fireworks for sale to individuals at retail within the city except during the periods of the twenty-seventh day of June through the fifth day of July and the twenty-sixth day of December through the first day of January. Fireworks may be used or detonated between the twenty-seventh day of June and the fifth day of July and between the twenty-sixth day of December and the first day of January. The use of or detonation of any fireworks from 12:00 a.m. to 9:00 a.m. is prohibited within the City of Jamestown. Exceptions: Fireworks may be detonated on July 4 from 9:00 a.m. to 1:00 a.m. July 5 and on December 31 from 9:00 a.m. to 1:00 a.m. January 1.

(2) Sale of fireworks shall be allowed only in areas zoned commercial or industrial.

(3) No person shall offer any fireworks for sale unless such person is a resident of the city or living within the one-mile area under the city zoning control.


(4) The Jamestown City Council may, by resolution, allow the sale or use of fireworks at any other time or date during the calendar year.

ATTEST:

APPROVED:



Jeff Fuchs, City Administrator



Katie Andersen, Mayor

Introduced by Council Member Brubakken
Seconded by Council Member Kourajian
First Reading: July 1, 2013
Second Reading: July 26, 2013
Final Passage: July 26, 2013

Consent Roll Call No. 1, Item 5, showed: 3 ayes, 0 nays, 2 absent.