

CITY OF COTTER

ORDINANCE NUMBER 2019-06

AN ORDINANCE, AMENDING ORDINANCE 2004-04, THE CONTROLLING THE MANUFACTURE, SALE AND USE OF FIREWORKS WITHIN THE CORPORATE LIMITS OF THE CITY OF COTTER, ARKANSAS, AND PROVIDING FOR A PENALTY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COTTER, ARKANSAS THAT:

SECTION 1.

Except during the periods of December 31 from 8:00 AM to 12:00 Midnight, January 1st, between the hours of 12:01 AM and 10:00 PM; and June 28th through July 2nd, between the hours of 8:00 AM and 10:00 PM, July 3rd and 4th between the hours of 8:00 AM and 12:00 Midnight, it shall be unlawful for any person, firm or corporation to shoot, explode, discharge, fire or set off any type of fireworks or pyrotechnic device within the corporate limits of the City of Cotter, Arkansas.

SECTION 2.

It shall be unlawful for any person, firm, or corporation to manufacture any type of pyrotechnic device or fireworks within the corporate limits of the city of Cotter, Arkansas

However, it shall be lawful for any person, firm, or corporation to sell, or offer for sale, any type pyrotechnic device or fireworks within the corporate limits of the City of Cotter, Arkansas, in C-1 and C-2 zones only. Pursuant to Arkansas Statue 20-22-711, fireworks sales shall be allowed between June 20th through July 10th and December 10th through January 5th.

A temporary business license from the City of Cotter and inspection of location by the Cotter Fire Department shall be obtained prior to selling fireworks. Application for a temporary business license must be submitted 30 days prior to the sale of fireworks. Business license to sale fireworks shall expire on July 10th and January 5th.

SECTION 3.

The person, firm or corporation setting off fireworks may do so only on their own property, or on property written permission has been received to be used for that purpose. In addition, they shall be responsible for cleanup of any parts of fireworks, or damage caused by any parts of fireworks that fall on property other than their own.

Setting off fireworks shall not be allowed on City Streets, City Parks or City property without a permit.

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SECTION 4.

Any person, firm or corporation violating the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction, shall be fined in the sum of not less than \$100.00 nor more than \$250.00 for each and every violation plus court cost. Each explosion constitutes a violation.

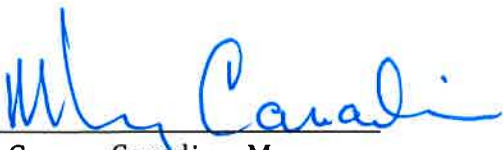
Severability Clause: If, for any reason, any portion or portions of this ordinance shall be held invalid, such invalidity shall in no way affect the remaining portions thereof which are valid, but such valid portions shall be and remain in full force and effect.

SECTION 5.

This ordinance amends Ordinance 2004-04 in its entirety.

NOW, THEREFORE, BE IT ORDANED BY THE CITY COUNCIL OF COTTER, ARKANSAS:

THIS ORDINANCE ADOPTED THIS 21st DAY OF November, 2019

APPROVED: 
McGeorge Caradine, Mayor

ATTEST: 
Andrea Kray, Recorder/Treasurer

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