

## ORDINANCE NO. 2150

**AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO FIREWORKS; TO AMEND SECTIONS 6-337 AND 6-338 OF THE CRETE MUNICIPAL CODE TO CHANGE THE DATES AND HOURS THAT FIREWORKS MAY BE SOLD AND DISCHARGED.**

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRETE, NEBRASKA:**

**Section 1.** That Chapter 6, Article 3, Section 6-337 of the Crete Municipal Code shall be amended to read as follows:

**6-337 Fireworks; dates and hours of sale; signs required.**

- (1) Conditioned upon payment of the occupation tax required to be paid by Section 10-901, fireworks permitted within the municipality may be sold at retail from June 28 through July 4 of each year, during the following times:

June 28 through July 2	8:00 A.M. to 10:00 P.M.
<del>July 3</del>	<del>8:00 A.M. to Midnight.</del>
July <u>3 &amp; 4</u>	8:00 A.M. to 11:00 P.M.

- (2) Any person or business operating as a retailer of permissible fireworks shall prominently post a sign at or near each cash register at the retailer's location displaying the fireworks sale and discharge periods specified in this section and in Section 6-338.

**Section 2.** That Chapter 6, Article 3, Section 6-338 of the Crete Municipal Code shall be amended to read as follows:

**6-338 Fireworks; dates and hours of discharge; unlawful acts.**

- (1) The discharge, exploding, or use of fireworks within the municipality on any dates or times other than set out in this section shall be unlawful.
- (2) The discharge, exploding, or use of fireworks within the municipality shall be permitted only on the following dates and during the following hours:

June 28 through July 2	8:00 A.M. to 10:00 P.M.
<del>July 3</del>	<del>8:00 A.M. to Midnight.</del>
July <u>3 &amp; 4</u>	8:00 A.M. to 11:00 P.M.

- (3) It shall be unlawful, regardless of the date or time, for any person to discharge, fire, launch, or throw any fireworks or any object that is lighted to explode or that explodes upon contact with another object:
- (a) From or into any motor vehicle;
  - (b) Onto any street, highway, or sidewalk;
  - (c) At or near any person;

- (d) Into or upon any building;
- (e) Into or at any group of persons; or
- (f) At the location of and during the time of any pyrotechnics display authorized at a designated location by special permit under the ordinances of the Municipality, except by personnel authorized by said special permit.

**Section 3.** That the changes specified in the above sections shall be codified as part of the Crete Municipal Code as stated herein.

**Section 4.** That all ordinances, parts of ordinances, or code provisions in conflict herewith shall be repealed and that any partial repeal shall not affect the other parts of ordinances or codified sections that can be given effect without the repealed parts.

**Section 5.** That if any section, part, or provision of this ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other section, part, or provision of this ordinance.

**Section 6.** That this ordinance shall be published in pamphlet, book, or electronic form and shall take effect and be in full force and effect from and after its passage, approval, and publication, as provided by law.

PASSED AND ENACTED the 2nd day of August 2022.

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Mayor

ATTEST:

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City Clerk

