

ORDINANCE NO. 370

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HAMPTON, IOWA, BY AMENDING CHAPTER 14.14 FIREWORKS.

BE IT ENACTED by the City Council of the City of Hampton, Iowa:

SECTION 1. SECTION MODIFIED, Section 41.14 of the Code of Ordinances of the City of Hampton, Iowa, is repealed and the following adopted in lieu thereof:

41.14 FIREWORKS. The use and exploding of fireworks within the City are subject to the following:

(Code of Iowa, Sec. 727.2)

1. Definition. The term “fireworks” includes any explosive composition, or combination of explosive substances, or articles prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration or detonation, and specifically includes blank cartridges, firecrackers, torpedoes, skyrockets, roman candles, or other fireworks of like construction and any fireworks containing any explosive or flammable compound, or other device containing any explosive substance.

2. Regulations. It is unlawful for any person to use or explode any fireworks; provided the City may, upon application in writing, grant a permit for the use or display of fireworks by a City agency, fair associations, amusement parks and other organizations or groups of individuals approved by City authorities when such fireworks display will be handled by a competent operator. No permit shall be granted hereunder unless the operator or sponsoring organization has filed with the City evidence of insurance in the following amounts:

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|----|------------------|-------------------------|
| A. | Personal Injury: | \$250,000.00 per person |
| B. | Property Damage: | \$50,000.00 |
| C. | Total Exposure: | \$1,000,000.00 |

3. Exceptions. This section does not prohibit use of blank cartridges for a show or theatre, or for signal purposes in athletic sports or by railroads or trucks for signal purposes, or by a recognized military organization. This section does not apply to any substance or composition prepared and sold for medicinal or fumigation purposes.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council the ____ day of _____, _____, and approved this ____ day of _____, _____.

Mayor Brook Boehmler

ATTEST:

City Clerk

I certify that the foregoing was published as Ordinance No. 370 on the ____ day of _____, _____.

City Clerk