

**ORDINANCE NO. 1043**

**Amending a section of Code of Ordinances,  
Chapter 7, Article 3; 7-302, and 7-308, and adding Ordinance No, 7-303.**

**An ordinance amending the prohibited times for fireworks, the sale of fireworks, and the allowed areas for discharge of fireworks.**

Therefore, be it ordained by the Governing Body of the City of Smith Center, Kansas, in regular session assembled:

Section 1. That Ordinance No. 7-302 be amended to read as follows;

“Section (a) Except as provided in 7-303; it shall be unlawful for any person to keep, store, display for sale, fire, discharge or explode any fireworks.

Section 2. That all other language from Ordinance No. 7-302 remain in full force and effect.

Section 3. That Ordinance No. 7-303 be amended to read as follows;

7-303 SAME: EXCEPTIONS; DISCHARGES, SALE OF FIREWORKS

(a) Section 2 of this ordinance shall not apply to the firing or discharge of fireworks in the city between the hours of 8:00 a.m. and 12:00 midnight on the days legally allowed within the State of Kansas.

(b) Any person who has first obtained a valid permit to sell fireworks within the city may do so between the hours of 8:00 a.m. and 12:00 midnight during the State of Kansas’s seasonal retail period.

Section 4. That Ordinance No. 7-308 be amended to read as follows;

(a) It shall be unlawful for any person to discharge, ignite or fire any fireworks upon any public street, alley or avenue or in any park or public place within the city, except as provided in section (b);

(b) During the allowed seasonal retail sales period for the State of Kansas, fireworks may be discharged on public streets, excluding Main St., all highways, and the fire limits described in Chapter IV, Article 1. Fireworks discharged in public streets must not unreasonably impede traffic and all debris must be promptly and responsibly removed.

Section 5. That all other language from Ordinance No. 7-308 remain in full force and effect.

That this ordinance be in full force from and after its publication in the official city paper, unless one or more interested parties file a written protest before expiration of such time.

Passed by the Council and approved by the Mayor this 27<sup>th</sup> day of December, 2022.