

**ORDINANCE NO. 2006-2**

**ORDINANCE TO REGULATE FIREWORKS USAGE WITHIN THE CITY LIMITS OF PAYNE SPRINGS, TEXAS.**

**Whereas, The City of Payne Springs, Texas, (City) is a type A General Law Municipality under the laws of the State of Texas, and**

**Whereas, the City Council deems it necessary to establish guidelines for the sale and use of Fireworks with the confines of the City of Payne Springs city limits and,**

**Whereas, The City Council deems it necessary to establish a safety zone around businesses that sell or distribute fireworks, and**

**Whereas, the City Council being responsible for the safety of the citizens of Payne Springs prohibits the discharge of any type fireworks with that safety zone.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PAYNE SPRINGS, TEXAS**

**Section 1. The governing body of the City of Payne Springs Texas hereby establishes a safety zone radius of 300 feet from any business selling or distributing fireworks with the city limits of Payne Springs, Texas.**

**Section 2. If a business selling or distributing fireworks is adjacent to, but not with the city limits of Payne Springs Texas, that portion of the 300 foot safety zone that is within the city limits will be included in this ordinance.**

**Section 3. All firework establishments, within the city limits of Payne Springs is required to purchase a yearly business permit from the City of Payne Springs, Texas. The business permit will be current from January 1 through December 31. Fees charged will be in accordance with Ordinance 12 of the City of Payne Springs, Texas.**

**Section 4. Discharging of fireworks will be allowed for use from July 1 through July 4 and December 29 through January 1 of each year and will not be allowed to be discharged after 11:00 pm in accordance with the City Code of Ordinances, except for December 31 which fireworks are allowed to be discharged until 1:00 am on New Year's Eve night going into the new year on January 1.**

**Section 5. Discharging of fireworks is hereby banned from use along all roadways existing with the city limits of Payne Springs, Texas.**

**Section 6. Discharging of rockets, or fireworks that launch like a rocket cannot be discharged with 300 feet of any fireworks stand or business.**

**Section 7. Any fireworks show or display must have in attendance, the fire department and Police Department during such display for the safety of the citizens and businesses.**

**Section 8. The police department of the City of Payne Springs, Texas will enforce this ordinance. Failure to comply with this ordinance will result in a fine not to exceed \$500.00 for each offense.**

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**PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2006.**

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**Ethel Hagin, Mayor**

**SEAL**

**Linda Carr, City Secretary**