

GENERAL ORDINANCE 2014-4
**AN ORDINANCE REGULATING THE USE OF CONSUMER
FIREWORKS IN THE TOWN OF SWEETSER, INDIANA**

WHEREAS, the Town Council of Sweetser, Indiana, in order to promote safety of the citizens and visitors of the Town of Sweetser and the peace and tranquility in Sweetser, has deemed it appropriate to regulate the use of fireworks within the corporate limits of the Town; and,

WHEREAS, I.C. 22-11-14-10.5 authorizes a municipality to regulate the use of consumer fireworks within the corporate limits of the Town;

WHEREAS, the discharge of consumer fireworks, as defined by I.C. 22-11-14-1, adversely impacts the peace and tranquility of the Town and may present a safety hazard to the citizens and visitors to the Town;

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Sweetser, Indiana, as follows:

1. Except as herein provided, the use or discharge of consumer fireworks within the Town of Sweetser shall be prohibited and it shall be a violation of this ordinance to use, ignite or discharge any type of consumer fireworks, as defined by I.C. 22-11-14, within the corporate limits of the Town of Sweetser; provided however, the prohibition shall not apply :
 - a. Between the hours of 5:00 p.m. and 2 hours after sunset on June 29, June 30, July 1, July 2, July 3, July 5, July 6, July 7, July 8 and July 9; and,
 - b. Between the hours of 10:00 a.m. and 12:00 midnight on July 4; and,
 - c. Between the hours of 10:00 a.m. on December 31 and 1:00 a.m. on January 1.

Provided further, the use or discharge of consumer fireworks on the times and on the dates herein specified may take place only: (I) at a specified discharge location as designated by the Sweetser Town Marshal; (II) upon property of the person using or discharging the consumer fireworks; or, (III) on the property of one who gives permission to use and discharge consumer fireworks.

2. A violation of this Ordinance constitutes an infraction which may be punishable by a fine of not less than \$10.00 or more than \$50.00 for the first occurrence and not less than \$100.00 or more than \$500.00 for a second occurrence within 5 years of the first occurrence of violation.

This Ordinance shall be in full force and effect after its passage and legal publication and approval by the Sweetser Town Council, as provided by law.

PASSED ADOPTED this 24TH day of JULY, 2014, by the Sweetser Town Council of the Town of Sweetser, Grant County, Indiana.

THE TOWN COUNCIL OF SWEETSER, INDIANA

Travis J. Lemaster

TRAVIS J. LEMASTER, PRESIDENT

Stephen L. Kelley

STEPHEN L. KELLEY, VICE PRESIDENT

Charles V. Briede

CHARLES V. BRIEDE

Richard P. Gamble

RICHARD P. GAMBLE

Charles K. Draine

CHARLES K. DRAINE

ATTEST:

Eileen D. Lemaster

EILEEN D. LEMASTER
CLERK-TREASURER

This instrument was prepared by KIM A. ROGERS, ROGERS & ROGERS, P.C., 525 South Washington Street, Marion, IN 46953.