

Synopsis: This Ordinance, if adopted, would amend Section 98.41 of the City of Huntington, Indiana's Code of Ordinances concerning the timing of the discharge of consumer fireworks within the City.

ORDINANCE 16-C-23

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HUNTINGTON, INDIANA BY AMENDING SECTION 98.41

The Common Council ("Council") of the City of Huntington, Indiana ("City") in meeting duly assembled and upon information deemed by it to be sufficient, finds as follows:

WHEREAS, the current regulations concerning the discharge of consumer fireworks should be amended to comply with State law more fully; and

NOW, THEREFORE, BE IT ORDAINED by Council that Section 98.41 of the Code of Ordinances is hereby repealed and replaced in its entirety with the following:

"§ 98.41 USE OF CONSUMER FIREWORKS.

No person within the corporate boundaries of the city shall use, ignite, or discharge or permit to be used, ignited, or discharged any type of consumer fireworks on any other day or time other than the following:

- (A) June 29, June 30, July 1, July 2, July 3, July 5, July 6, July 7, July 8, and July 9, between the hours of 5:00 p.m. and 11:00 p.m.;
- (B) July 4 between the hours of 9:00 a.m. and 12:00 midnight; and
- (C) Between the hours of 9:00 a.m. on December 31 and 1:00 a.m. on January 1."

BE IT FINALLY ORDAINED THAT, this ordinance shall be effective immediately upon its adoption and all ordinances or parts of ordinances in conflict herewith are repealed.

(Signature Block Next Page)

A motion to consider for final adoption on the same day of introduction was [NOT OFFERED or NOT SUSTAINED or SUSTAINED] by a vote of ___ in favor and ___ in opposition.

Duly adopted on first reading this 29 day of August, 2023, by a vote of 7 in favor and 0 in opposition.

Duly adopted on final reading this 12 day of September, 2023, by a vote of 6 in favor and 0 in opposition.

CITY OF HUNTINGTON, INDIANA by its COMMON COUNCIL

Voting in Favor:

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

Absent

[Signature]

Voting in Opposition:

Charles Chapman
(President)

Joe Blomeke

P J Felton

Dave Funk

Todd Johnson

Seth Marshall

Paul Pike

Attest:

Christi McElhaney
Christi A. McElhaney, Clerk-Treasurer

Presented by me to the Mayor for approval or veto, this 12 day of September, 2023.

Christi McElhaney
Christi A. McElhaney, Clerk-Treasurer

This ordinance having been adopted by the Common Council and presented to me is [APPROVED or VETOED], this 12 day of September, 2023.

[Signature]
Richard Strick, Mayor