

ORDINANCE

924

AN ORDINANCE AMENDING TITLE XIII, CHAPTER 130, AMENDING SECTION 130.20 TO PROHIBIT DISCHARGE OF FIREWORKS IN CERTAIN AREAS OF THE CITY; PROVIDING FOR PENALTIES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GOTHENBURG, NEBRASKA AS FOLLOWS:

Section 1. Title XIII, Chapter 130, is hereby amended by amending Section 130.20 of the Gothenburg Municipal Code to read as follows:

§ 130.20 DISCHARGE OF FIREWORKS GENERALLY.

(A) *Permitted days and hours.* A person commits the offense of discharging fireworks if he or she discharges fireworks except during the period beginning at 12:00 noon on June 25 and ending July 4 at 11:59 p.m. of each year. Fireworks may be discharged only during the period of time between the hours of 10:00 a.m. and 11:00 p.m. on June 25 through and including July 3; and between the hours of 8:00 a.m. and 11:59 p.m. on July 4.

(B) *Prohibited locations.* It shall further be unlawful to discharge fireworks within 100 feet of a fireworks stand. In addition it shall be unlawful to discharge fireworks: (a) in or on Lake Helen, the area defined as south and east of the Nebraska Public Power District Canal, north of the Lake Helen Dam, and west of Lake Avenue; and (b) in the Fire Limits as described in Municipal Code §91.23.

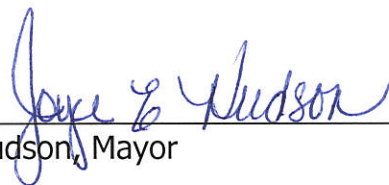
(C) *Penalty.* Any person who violates this section shall be guilty of a misdemeanor and shall be punished as provided in § 130.99(A).

Section 4. A copy of prior Section 130.20 is attached hereto as Exhibit A and incorporated herein by this reference.

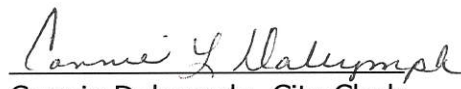
Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 6. This ordinance shall become effective after its posting and publication as provided by law. Passed and approved this 6<sup>th</sup> day of October, 2015.

City of Gothenburg,

  
\_\_\_\_\_  
Joyce Hudson, Mayor

ATTEST:

  
\_\_\_\_\_  
Connie Dalrymple, City Clerk

APPROVED AS TO FORM:

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Michael L. Bacon, City Attorney

Exhibit A  
Previous Code Sections

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(B) *Prohibited locations.* It shall further be unlawful to discharge fireworks within 100 feet of a fireworks stand. In addition it shall be unlawful to discharge fireworks on July 4 of each year in or on Lake Helen, the area defined as south and east of the Nebraska Public Power District Canal, north of the Lake Helen Dam, and west of Lake Avenue.

(C) *Penalty.* Any person who violates this section shall be guilty of a misdemeanor and shall be punished as provided in § 130.99(A).