

ORDINANCE NO. 328

ORDINANCE PROHIBITING THE USE OF ANY FIREWORKS FOR THE YEAR 2002, EXCEPTIONS.

WHEREAS, The Town Board has determined that the danger of fire in the City of Creede is too great to risk the use of fireworks during this year, and

WHEREAS, if the City of Creede determines that the fire danger has subsided sufficiently as to remove the extreme danger of fire damage during the year, the Town Board may issue permits for the display of fireworks under controlled conditions.

THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE CITY OF CREEDE:

SECTION 1. That it shall be unlawful for anyone in the city Limits of the City of Creede to explode, display or in any other way cause the ignition of any fireworks, including those defined as "permissible" under CRS 12-28-101 (8), except as may be specifically permitted by the Town Board.

SECTION 2. PENALTY. Any violation of any provision of this ordinance shall be punishable, upon conviction, by a fine of not more than three hundred dollars (\$300.00) and up to 90 days in jail for each separate offense. (Penalty assessment procedures are authorized.)

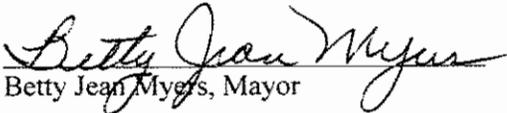
SECTION 3. SEVERABILITY. If any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid or unconstitutional, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application and to this end the provisions of this Ordinance are declared to be severable.

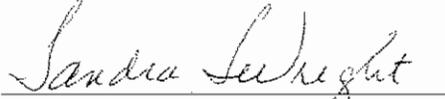
SECTION 4. NECESSITY. It is hereby declared that this Ordinance is necessary to the immediate preservations of public peace, health, and safety, and shall take effect and be enforced from and after its final adoption.

Introduced, read in full, and adopted, approved and signed this 13 day of June, 2002.

CITY OF CREEDE

ATTEST:


Betty Jean Myers, Mayor


Sandra S. Wright, City Manager