

BILL NO. 017-07  
ORDINANCE NO. 135.12.01

*TO BE CODIFIED AS SECTION 135.12*

AN ORDINANCE REPLACING SECTION 135.12 OF THE CODE OF  
HAWK POINT, MISSOURI, REGARDING FIREWORKS

BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF HAWK  
POINT, MISSOURI, THAT SECTION 135.12 SHALL BE REPLACED TO READ AS  
FOLLOWS:

- A. Except as provided for herein, it shall be unlawful within the City of Hawk Point for any person, firm or corporation to sell, offer for sale, use, discharge or explode any fireworks, as defined by Section 320.106, RSMo.**
  
- B. Firework Usage. The use, discharge, or exploding of any fireworks, as defined by Section 320.106, RSMo., shall be allowed within the boundaries of the City only between the hours of 5:00 p.m. and 10:00 p.m. on July 4th of each calendar year. The Mayor may prohibit the use of fireworks at any time when the City is under a state of emergency, as declared by an authorized official, or when drought conditions may cause the use of fireworks to be unsafe.**

Savings Clause.

Except as expressly set forth herein, nothing contained in this ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant, or otherwise nullify any other ordinance of the city, or the requirements thereof, whether or not relating to or in any manner connected with the subject matter hereof.

Severability Clause.

If any term, condition, or provision of this ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provisions which had been held invalid is no longer invalid, said provisions shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

Effective Date.

This ordinance shall be in full force and effect from and after the date of its passage and approval.

Passed and approved by the Board of Aldermen of the City of Hawk Point, Missouri, on this 2nd day of October, 2017.

CITY OF HAWK POINT

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Robert Henebry, Mayor

ATTEST:

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Samantha Shelton, City Clerk