

**ORDINANCE NO. 5138-24**

**AN ORDINANCE ESTABLISHING CERTAIN DAYS AND HOURS DURING WHICH THE RETAIL SALE AND THE DISCHARGE OF CERTAIN FIREWORKS SHALL BE PERMITTED WITHIN THE CITY OF NEWTON, KANSAS, AND ESTABLISHING THE AMOUNTS OF THE APPLICATION FEES AND PERFORMANCE BONDS REQUIRED FOR PERMITS TO ENGAGE IN THE RETAIL SALE OF FIREWORKS IN THE CITY OF NEWTON, KANSAS, ALL AS PROVIDED UNDER ORDINANCE NO. 4226-97 OF THE CITY OF NEWTON, KANSAS.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF NEWTON, KANSAS:**

**SECTION 1.** Subject to the conditions set forth in Ordinance No. 4226-97 of the City of Newton, Kansas, and pursuant to the provisions of subsection (a) of said Section 3, the discharge of fireworks which are included as "class C fireworks" and as "common fireworks" under the rules and regulations of the Kansas State Fire Marshal shall be permitted between the hours of 10:00 a.m. to 10:00 p.m. on the days of June 28, June 29, and July 3, 2024, and shall be permitted between the hours of 7:00 a.m. to 10:00 p.m. on July 4, 2024.

**SECTION 2.** Subject to the conditions set forth in Ordinance No. 4226-97 of the City of Newton, Kansas, and pursuant to the provisions of subsection (a) of said Section 4, the retail sale of fireworks which are included as "class C fireworks" and as "common fireworks" under the rules and regulations of the Kansas State Fire Marshal shall be permitted between the hours of 10:00 a.m. to 10:00 p.m. on the days of June 27, 2024, through July 4, 2024, by persons holding a valid, unrevoked permit issued pursuant to Section 4 of said Ordinance No. 4226-97. The permit application fee for such permitted sale period shall be in the amount of \$2,500.00 and the performance bond shall be in the amount of \$1,000.00.

**SECTION 3.** In addition to the other regulations and requirements applicable to the sale of fireworks under Ordinance No. 4226-97, as amended, each permit holder shall be required to post in conspicuous portions of the sales premises in open public view not less than five signs to be provided by the City Clerk which advise of the permissible dates of fireworks discharge within the Newton city limits, and which advise of such other rules and regulations established by law as the City Manager shall deem advisable.

**SECTION 4.** This Ordinance shall take effect and be in force from and after its publication in THE NEWTON KANSAN, the official newspaper of said City.

**PASSED AND ADOPTED** this 9th day of January, 2024.



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Rod Kreie, Mayor

ATTEST:



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Denise R. Duerksen, City Clerk