

# KANAWHA: Ord. 110921

## ORDINANCE NO. 110921

### AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KANAWHA, IOWA.

Be It Enacted by the City Council of the City of KANAWHA, Iowa, that:

SECTION 1. Title III, Community Protection, Chapter 1 Offenses, Code of Ordinances, 2020, be amended by deleting Section 3-1-6(6)(a) and inserting a new Section 3-1-6(6)(a) in the place thereof:

6. Discharging firearms and fireworks.

(Code of Iowa, Sec. 727.2)

a. Fireworks allowed as specified:

i. DEFINITIONS. For purposes of this section, the terms "consumer fireworks," "display fireworks," and "novelties" shall have the respective meanings enumerated in Iowa Code section 727.2, which definitions are incorporated by reference. Consumer fireworks do not include the use of blank cartridges for a show or the theater, or for signal purposes in athletic events, or by railroads or trucks for signal purposes, or by recognized military organizations.

ii. USE OF CONSUMER FIREWORKS: Consumer fireworks may be used on July 3 and July 4 from five o'clock (5:00) P.M. until eleven o'clock (11:00) P.M. and on the night of December 31 from ten o'clock (10:00) P.M. until twelve

thirty o'clock (12:30) A.M. on the immediate following day. A person shall not use, explode or discharge consumer fireworks on real property other than that person's real property or on the real property of a person who has consented to the use of consumer fireworks on that property. No person may use, explode or discharge consumer fireworks unless that person is 21 years of age or older. A person that uses, explodes or discharges consumer fireworks shall have the responsibility to clean up all debris created by the fireworks. A person shall not release or cause to be released an untethered sky lantern.

SECTION. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council the 11 day of Jan., 2022, and approved this 11 day of Jan., 2022.

*Gloria Sobek, Mayor*

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