

ORDINANCE 2007- 38

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LOGANSFORT, INDIANA, REGULATING THE USE OF CONSUMER FIREWORKS IN THE CITY OF LOGANSFORT

WHEREAS, unrestricted use of consumer fireworks constitutes a danger to the public health, safety and welfare; and

WHEREAS, unrestricted use of consumer fireworks may cause injuries to members of the public; and

WHEREAS, unrestricted use of consumer fireworks disturbs the peaceful use and enjoyment of property by Logansport residents; and

WHEREAS, the Indiana state legislature has provided that a municipality may adopt an ordinance concerning the use of consumer fireworks within its corporate limits; and

WHEREAS, the City of Logansport desires to limit and regulate the use of consumer fireworks within its corporate limits.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Logansport, Indiana as follows:

SECTION 1: Regulation of Consumer Fireworks

(a) Definition – “Consumer fireworks”

For purposes of this ordinance consumer fireworks shall mean consumer fireworks as defined by Indiana Code Section 22-11-14-1

(b) Days and Hours of Use

(1) Consumer fireworks may not be used, ignited or discharged within the corporate limits of the City of Logansport except during the following times:

(A) Between the hours of 5:00 p.m. and two hours after sunset on June 29, June 30, July 1, July 2, July 3, July 5, July 6, July 7, July 8 and July 9;

(B) Between the hours of 10:00 a.m. and twelve midnight on July 4; and

(C) Between the hours of 10:00 a.m. on December 31st and 1:00 a.m. on January 1st.

- (c) The use, ignition or discharge of consumer fireworks other than during the above time periods shall constitute an infraction and shall be subject to a fine of \$100.00.
- (2) An emergency is declared requiring the immediate effectiveness of this ordinance. It shall be effective immediately following posting in accordance with Indiana Code 36-5-2-10.

SECTION 2: This ordinance shall be in full force and effect upon its passage by the Common Council and approval by the Mayor of the City of Logansport, Indiana.

INTRODUCED, FILED AND APPROVED on first reading by a vote of 4 in favor and 1 opposed on the 18th day of September, 2007.

DULY PASSED, ORDAINED AND ADOPTED this 1st day of October, 2007, by the Common Council of the City of Logansport, Cass County, Indiana by a vote of 6 in favor and 1 opposed.

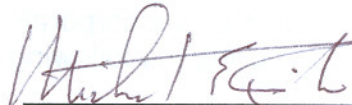
Common Council of the City of
Logansport, Indiana

By: 
Kerry Worthington, President

ATTEST:


Ruth Ellen Bland, Clerk-Treasurer

Submitted to, approved by and signed by me, the Mayor of the City of Logansport, Indiana, this 1st day of October, 2007.


Michael E. Fincher, Mayor