

## **ORDINANCE NO. 396**

AN ORDINANCE AMENDING AND RE-ENACTING SECTION 4.0408-4 OF THE CITY CODE OF THE CITY OF BEACH, NORTH DAKOTA RELATING TO FIREWORKS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEACH, NORTH DAKOTA, AS FOLLOWS:

Section 1: Section 4.0408-4 entitled “Use and explosion of fireworks prohibited” is hereby amended and re-enacted as follows:

4.0408-4      Use and explosion of fireworks prohibited. It shall be unlawful for any person to explode fireworks within the city limits of the city of Beach, North Dakota, except between the hours of 9:00 o'clock a.m. 12:00 o'clock p.m. to 11:00 o'clock p.m. 12:00 o'clock a.m. from July 3<sup>rd</sup> to July 5<sup>th</sup>, and from ~~December 26<sup>th</sup> through~~ 6:00 o'clock p.m. to 12:00 o'clock a.m. on December 31<sup>st</sup>, and from 12:00 o'clock a.m. to 1:00 o'clock a.m. on January 1<sup>st</sup> of each year; provided, however, that the City Council may, in its sole discretion, allow for the use and explosion of fireworks within the city limits for such other special occasions and upon such other terms and conditions as the City Council may from time to time determine and establish. Any person in violation of this restriction shall be fined in an amount of at least \$25.00, and may have their fireworks confiscated.

Section 2: Repeal of Ordinances in Conflict. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3: Severability. In the event any section of this Ordinance is held invalid by court of competent jurisdiction, the invalidity shall extend only to the section affected, and other sections of this Chapter shall continue in full force and effect.

Section 4: Effective Date: This Ordinance shall be in full force and effect from and after final passage.

ATTEST:

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Walter Losinski, Mayor  
City of Beach, North Dakota

Kimberly Gaugler, City Auditor

First Reading: April 15, 2024  
Second & Final Reading: May 6, 2024