

**RESOLUTION NO. 2016-06**

**A RESOLUTION REGULATING THE USE OF PUBLIC AND PRIVATE DISPLAY OF FIREWORKS DURING THE 4<sup>TH</sup> OF JULY HOLIDAY FOR THE YEAR 2016 AND PROVIDING FOR PERMITS FOR THE SALE OF SUCH FIREWORKS IN THE CITY OF WALTON, KANSAS**

**NOW, THEREFORE BE IT RESOLVED**, by the City Council of the City of Walton, Kansas:

**Section 1. Definitions:** The term "fireworks:" and this type and kind of such fireworks permitted under this resolution shall be referred to and be in compliance with K.S.A. 31-155 and the Rules and Regulations of the Kansas State Fire Marshall in section 22-5-7 of such rules and regulations effective January 1, 1973, which are hereby incorporated by reference as provided by law. In addition, fireworks shall not be permitted which are of the "bottle-rocket" type of which cause a projectile with an aerial explosion. Roman candles and fountains are permitted.

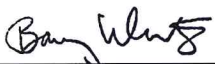
**Section 2. Use of Fireworks:**

- A. The discharging, firing or igniting of fireworks, as defined in Section 1 of this resolution is hereby prohibited except on private property with permission of the landowner, beginning June 30, 2016 through July 1, 2016, July 3, 2016, and July 5, 2016 From 10 am until 10 pm. July 2, 2016 and July 4, 2016 and From 10 am until 12 am.
- B. The Governing Body may grant a permit for the public display of fireworks by reasonable persons at such places and times as the Governing Body may determine. The application for a permit for display shall be made through the City Clerk in writing at least 10 days in advance of the date of display. The application must be accompanied by proof of a bond or certificate of insurance in an amount deemed adequate by the Governing Body for the payment of all damages, which could be caused to persons or property by reason of the permitted display

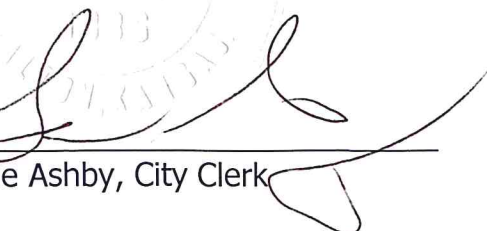
**Section 3. Permit to Sell Fireworks:**

- A. Permit applications for sale of fireworks for July 4<sup>th</sup> shall be made at the City Office. Fireworks may only be sold between the hours of 12:01 am on June 30, 2016 and 11:59 p.m. on July 4, 2016.
- B. It shall be unlawful for any person to sell any fireworks as defined by Section 1 of this Resolution without having first obtained a permit to engage in such a sale.
- C. Such permit shall be issued by the City Clerk upon the payment of \$1000.00 fee for each location at which fireworks are to be sold. Permit fee for a 501(c)(3), whereby a nonprofit organization will be \$250. **A waiver may be requested by a Walton inner city 501(c)(3), whereby a nonprofit organization upon approval of the council.**

PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF WALTON, KANSAS THIS 3<sup>rd</sup> DAY OF May, 2016.

  
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Barry Wentz, Mayor

ATTEST:

  
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Stephanie Ashby, City Clerk