

[ORDINANCE NO. 168

CITY OF ELKO NEW MARKET
SCOTT COUNTY, MINNESOTA

AN ORDINANCE AMENDING TITLE 6 BY ADDING
CHAPTER 5A CONCERNING FIREWORKS

The City of Elko New Market, Minnesota ordains:

Section 1. Section 6-5A-13 of the Elko New Market City Code is amended in its entirety to read as follows:

6-5A-13: FIREWORKS:

A. Fireworks Defined. For the purposes of this section, “fireworks” will have the same definition as contained in Minnesota Statute § 624.20 Subd. 1 or any superceding statute.

B Sale and Use of Fireworks Prohibited. It shall be unlawful for any person to offer for sale, expose for sale, sell at retail, or wholesale, or use or explode any fireworks, except as otherwise provided under Title 4, Chapter 9 of the Elko New Market City Code.

C Permitted Consumer Fireworks:

1. Prohibited Areas: All use, display or discharge of those nonexplosive, nonaerial pyrotechnic entertainment devices only, containing the limited amounts of pyrotechnic chemical compositions described in and permitted by Minnesota statutes section 624.20, subdivisions 1(b) and (c), hereinafter "permitted consumer fireworks", is strictly prohibited in the area on, below, above or within, or in close proximity to:

- a. Recreational areas, roadways, streets, highways, bicycle lanes, pedestrian paths, sidewalks, rights of way, lakes, rivers, waterways and all other property owned or leased by the city, county, state or federal government and located in whole or in part within the city limits.
- b. Private property within the city limits that has conspicuously posted a written sign or notice that no fireworks discharge is allowed.
- c. Within three hundred feet (300') of any consumer fireworks retail sales facility or storage area that has properly posted a written sign or notice that no fireworks discharge is allowed.
- d. Any property, area, structure or material that, by its physical condition or the physical conditions in which it is set, would constitute a fire or personal safety hazard.

2. Use Permitted; Safety Considerations: All other use, display or discharge of permitted consumer fireworks must be conducted in a manner that minimizes the risk of fire or injury to other persons or property.

Section 2. Effective Date. This ordinance shall be effective upon its passage and publication by the City Council.

PASSED AND ADOPTED this 22nd day of March, 2018, by the City Council of the City of Elko New Market.

CITY OF ELKO NEW MARKET

BY: _____
Robert Crawford, Mayor

ATTEST:

Sandra Green, City Clerk