

**RESOLUTION NO. 1967**

A RESOLUTION ESTABLISHING THE DATE AND TIME LIMITATIONS FOR THE DISCHARGE OF FIREWORKS WITHIN THE CITY LIMITS OF GARDNER FOR THE OBSERVANCE OF THE JULY 4TH HOLIDAY IN ACCORDANCE WITH THE PROVISIONS ESTABLISHED IN SECTION 9.05.030 OF THE GARDNER MUNICIPAL CODE.

WHEREAS, on March 7, 2016 the Governing Body adopted Section 9.05.030, 10.30 B.1.a. of the Gardner Municipal Code establishing July 3rd and 4th, 10 a.m. to midnight, as dates and times when the discharge of fireworks would be allowed within the city limits of Gardner for the annual observance of the July 4th holiday.

WHEREAS, during the month of November 2016 the city conducted an online survey to query residents as to what, if any, changes should be made to the city's fireworks ordinance. One of the questions asked, "If July 3 or July 4 does not land on a Saturday or Sunday, should the City Council have the flexibility on an annual basis to adjust the ordinance to allow fireworks to be used on a Saturday or Sunday prior to the holiday?" 65% of the respondents answered "yes" to giving the council that flexibility.

WHEREAS, on January 3, 2017 the Governing Body amended Section 9.05.030, 10.30 B.1.a. of the Gardner Municipal Code to allow the Governing Body the flexibility on an annual basis to set the dates and times when the discharge of fireworks is allowed within the city limits of Gardner.

WHEREAS, the 2017 July 4th holiday falls on a Tuesday and the Governing Body recognizes and has taken into consideration when establishing the dates and times that the discharge of fireworks will be allowed within the city limits of Gardner in 2017 that many Gardner residents will gather with friends and family to celebrate the holiday during the July 1st/July 2nd weekend and will desire to discharge fireworks during those gatherings.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GARDNER, KANSAS:

SECTION ONE: The Governing Body establishes the following dates and times when the discharge of fireworks will be allowed in city limits of Gardner for the observance of the 2017 July 4th holiday:

Saturday, July 1st, 10 a.m. to Midnight

Sunday, July 2nd, 10 a.m. to 10 p.m.

Monday, July 3rd, 10 a.m. to 11 p.m.

Tuesday, July 4th, 10 a.m. to 11 p.m.

SECTION THREE: Resolution No.1968, and any other resolutions not in conformity herewith, are hereby repealed or amended to conform hereto.

SECTION FOUR: This resolution shall take effect and be in force from and after its passage and approval as provided bylaw.

ADOPTED this 1st day of May, 2017.

(SEAL)

CITY OF GARDNER, KANSAS



Chris Morrow, Mayor

Attest:

  
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Kim Garrison, City Clerk