ORDINANCE NO. 2022-4-2

AN ORDINANCE AMENDING THE TOWN OF WELLSTON CODE OF ORDINANCES BY AMENDING SECTION 10-304: FIREWORKS REGULATED TO ALLOW FOR THE SALE OF CERTAIN FIREWORKS WITHIN THE TOWN OF WELLSTON; AND REPEALING ALL CONFLICTING ORDINANCES.

WHEREAS, the Town Board of the Town of Wellston has determined that it is the in the best interest of the Town of Wellston to allow the sale of certain fireworks within the Town of Wellston.

NOW, THEREFORE BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF WELLSTON, OKLAHOMA, that

SECTION 1. The Town of Wellston Code of Ordinances Section 10-304: Fireworks by amending Section 10-304 as follows:

A. It is unlawful and an offense for any person to discharge, ignite or in any manner aid, assist or abet in the discharging or igniting of any fireworks or firecrackers of any size, type of description, skyrockets, pistols, torpedoes, roman candles, balloons, bottle rockets or other firecrackers or substances designed and intended for pyrotechnic display within the corporate limits of the town is hereby prohibited except during the times, hours, and dates set forth by resolution.

B. Each year these specifics are to be designated by the town board of trustees. The resolution shall be done annually at the board's first meeting in June and provided further than no discharge of fireworks will be permitted unless appropriate firefighting equipment and manpower is present during the designated period.

C. The sale fireworks or firecrackers of any size, type of description, skyrockets, pistols, torpedoes, roman candles, balloons, bottle rockets or other firecrackers or substances designed and intended for pyrotechnic display, shall be allowed within town limits in accordance with Oklahoma Statues and by the regulations established by the Office of the State Fire Marshal-Fireworks.

SECTION 2. That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any such conflict or inconsistency and all other ordinances not in conflict herewith shall remain in full force and effect.

SECTION 3. The provisions of this Ordinance are severable, and if any part or provision hereof shall be adjudged invalid by any court of competent jurisdiction, such adjudication shall not affect or impair any of the remaining parts or provisions hereof.

ADOPTED AND APPROVED on this 14th day of April 2022.

ATTEST: (Seal)

TOWN OF WELLSTON, OKLAHOMA
A Municipal Corporation

Paul Whitnah, Mayor

Jessica Couch, City Clerk

Approved as to Form and Legality:

William W. Wheeler, Town Attorney