# Ordinance No. 85-7

REPEALED BY
ORD. # 2011-11
DATE 10-18-11

ORDINANCE NO. 85-7

AN ORDINANCE REPEALING ORDINANCE NO. 83-8; PROHIBITING THE SALE, SHOOTING, FIRING, OR EXPLODING OF ANY FIREWORKS WITHIN THE CITY LIMITS OF MULBERRY, ARKANSAS; FIXING PENALTIES THEREFOR; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF MULBERRY, ARKANSAS:

SECTION 1: That it shall be unlawful and constitute a misdemeanor for any person or persons, firm or corporation, to sell, barter, or give away any firecrackers or fireworks within the city limits of Mulberry, Arkansas; provided that this section shall not prohibit the owning, possession, sale or barter, or giving of any standard firearms manufactured and for sale for use of standard ammunition.

SECTION 2: That it shall be unlawful and constitute a misdemeanor for any person to shoot, fire off, or explode in any manner or by any device in the shooting, firing or exploding of any fireworks or high explosives, either on a private or public place, within the City of Mulberry, Arkansas.

SECTION 3: That nothing contained herein shall prohibit the sale to or use of any of the things hereinabove described by any fair association, amusement park, civic or political organization, or group of individuals who have obtained a permit from the City Council of the City of Mulberry, Arkansas, for pyrotechnic displays, providing said display of fireworks is conducted under the supervision of the Fire or Police Department of said city; and nothing contained herein shall prohibit the sale or offering for sale of firearms or ammunition therefor.

SECTION 4: That any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than twenty-five dollars ($25.00) plus court costs nor more than one hundred dollars ($100.00) plus court costs for each offense, and each day that such fireworks or explosives are offered for sale shall constitute a separate offense.

SECTION 5: That Ordinance No. 83-8 and any or all other ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 6: This ordinance being necessary for the peace, health and safety of the residents of the City of Mulberry, Arkansas, an emergency is declared and this ordinance will be in effect from and after its passage and publication.

PASSED AND APPROVED THIS 9th DAY OF JULY, 1985.

ATTEST:

Joe Benham

JOE BENHAM,
Recorder - Treasurer

APPROVED:

Arnold D. Feller

ARNOLD D. FELLER,
Mayor