

**ORDINANCE # 429 AMENDING ORDINANCE # 383
OF THE CITY OF FOREST, MISSISSIPPI PROHIBITING
THE SALE, DISPLAY, OR DISCHARGE OF FIREWORKS
WITHIN THE CITY OF FOREST, MISSISSIPPI**

BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Forest, Mississippi, as follows:

1. The City on December 5, 1995, by Ordinance # 383 repealed Ordinance # 142 prohibiting the Sale, Display, or Discharge of Fireworks within the City of Forest, Mississippi.

2. That Ordinance # 383 be amended to read as follows:

- (a) The manufacture, sale, possession or use of common fireworks in the City shall be permitted as provided by state law, specifically, Sections 45-13-1 through 45-13-15 of the Mississippi Code Annotated 1972, as amended;
- (b) No person shall ignite, discharge or "shoot" any fireworks as defined by Section 45-13-1 of the Mississippi State Code of 1972, Annotated, as amended as now enacted, or as subsequently amended, on any days of the year except between June 29 and July 5 between the hours of 10:00 a. m. and 10:00 p. m. of each year, and between December 19 and January 2 between the hours of 10:00 a. m. and 10:00 p. m. of each year, except on New Year's Eve as hereinafter set forth;
- (c) The above provisions notwithstanding, fireworks may be ignited, discharged, and shot between the hours of 10:00 a. m. on New Year's Eve Day and 1:00 a. m. on New Year's Day of each year;
- (d) This ordinance shall not apply to any fireworks display sponsored or supervised by the City of Forest or by any firm organization, or entity that holds a valid license for firework displays from the Interstate Commerce Commission;
- (e) It shall be unlawful to ignite or discharge fireworks within six hundred (600) feet of any church, hospital or school, or within seventy-five (75) feet of where fireworks are stored or offered for sale. It shall also be unlawful to ignite or discharge the same within or throw the same from or into or at any motor vehicle.

- (f) This ordinance is adopted pursuant to Section 45-13-13, Section 21-19-15, and other applicable provisions of the Mississippi State Code of 1972, Annotated, as amended;
- (g) Any person violating this ordinance shall be guilty of a misdemeanor, and may be punished by a fine of not more than \$1,000.00, or by imprisonment for not more than six (6) months, or both by fine and imprisonment; and
- (h) Each day this ordinance is violated shall constitute a separate offense under this ordinance.

2. This Ordinance shall go into effect immediately upon its passage, the public interest requiring, but this Ordinance shall be published in the *Scott County Times*, as provided by law.

ORDAINED, this the 4th day of November, 2008.

/s/NANCY N. CHAMBERS, MAYOR

ATTEST:

/s/FAYE JOHNSTON, CITY CLERK