

ARTICLE 5.200 FIREWORKS\*

Sec. 5.201 Finding of Council

The city council does hereby find and determine that fireworks, defined as any composition or device designed for entertainment to produce a visible or audible effect by combustion, explosion, deflagration, or detonation, including by not limited to fireworks, roman candles, torpedoes, skyrockets, bombs, sparklers, flares and other articles of like nature, when ignited and exploded within the city creates a hazard to the life and limb of both pedestrians and vehicular traffic and also creates a fire hazard to property, and that the prevention of the sale and use of such fireworks within the city of City of Abernathy would greatly reduce, if not eliminate, such hazards and dangers. (Ordinance 414 adopted 7/12/99)

Sec. 5.202 Manufacture or Sale Unlawful

Hereafter it shall be unlawful for any person to manufacture, sell or offer for sale within the city limits of the City of Abernathy fireworks consisting of firecrackers, Roman Candles, torpedoes, skyrockets, bombs, sparklers, flares and other articles of like nature consisting of gunpowder and other explosive materials. (1974 Code, Chapter 6, Article 3, Section 6-18; Ordinance adopting Code)

Sec. 5.203 Unlawful to Explode on Street or Alley

Unless prior approval is obtained from the city council, it shall be unlawful for any person to use or explode fireworks within the City of Abernathy, Texas. (Ordinance 414 adopted 7/12/99)

Sec. 5.204 Penalty

Every person violating any provision of this article shall, upon conviction, be penalized by a fine in accordance with the general penalty provision found in Section 1.106 of this code, and each day that such fireworks are offered for sale shall constitute a separate offense. (1974 Code, Chapter 6, Article 3, Section 6-20)