

CITY OF BAYOU LA BATRE

ORDINANCE NO.: 2004 - 494

AN ORDINANCE TO AMEND CITY OF BAYOU LA BATRE ORDINANCE 2001- 441 TO AUTHORIZE THE USE OF SEASONAL FIREWORKS WITHOUT SPECIAL PERMIT OR FEE DURING CERTAIN TIMES AND EVENTS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAYOU LA BATRE,
AS FOLLOWS:

SECTION ONE: AMENDMENT

That Ordinance 2001 - 441 be and is hereby amended to add the following section(s).

SECTION EIGHT: WAIVER

That notwithstanding any provision in this Ordinance to the contrary, no special permit or fee shall be required for the seasonal use of fireworks within the City limits and police jurisdiction during the following times and events.

- (a) July 4th of each year from 10:00 p.m. until 12:30 a.m.
- (b) New Years Eve on each year from 10:00 p.m. until 12:30 a.m.
- (c) The Chinese and Asian New Years Day of each year from 10:00 p.m. until 12:30 a.m.

SECTION NINE: PENALTIES

Any person violating the provisions of this Ordinance shall be guilty of an offense against the City of Bayou La Batre and, upon conviction, shall be punished by a fine not exceeding five hundred dollars (\$500.00), or by imprisonment for a period of not exceeding six (6) months, either or both, in the discretion of the

Municipal Court of the City of Bayou La Batre.

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SECTION TEN: SEVERABILITY

The provisions of this Ordinance are severable. If any provision, section, paragraph, sentence or part thereof or the application thereof to any employer, licensee or class of persons shall be held unconstitutional or invalid, such decision shall not affect or impair the remainder of the Ordinance, it being the legislative intent to ordain and enact each provision, section, paragraph, sentence and part thereof separately and independently of each other.

SECTION ELEVEN: EFFECTIVE DATE

This Ordinance shall take effect and be in force from and after the date of its approval by the City Council of the City of Bayou La Batre, Alabama and publication required by law.

Adopted this the 28th day of October, 2004.



**STAN WRIGHT, MAYOR
CITY OF BAYOU LA BATRE**

ATTEST;



DONNA GAINAY, CITY CLERK