

CITY OF HARRISBURG ORDINANCE #2023-05,
FIREWORKS REGULATIONS

BE IT ORDAINED by the City Council of the City of Harrisburg as follows:

ARTICLE I – PURPOSE AND JURISDICTION

SECTION 1 – PURPOSE.

Ordinance #2023-05 is an ordinance to regulate fireworks in the City of Harrisburg. The City Council of the City of Harrisburg has deemed these regulations and controls to be reasonable and reasonably related to the purpose of promoting the health, safety, and general welfare of the City of Harrisburg.

SECTION 2 – JURISDICTION.

This Ordinance shall govern all territory within the statutory jurisdiction of the City of Harrisburg, South Dakota.

SECTION 3 – SEVERABILITY AND SEPARABILITY.

Should any Article, Section, Subsection, or Provision of this Ordinance be found to be or declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the Ordinance as a whole or any part thereof, other than the portion so declared to be invalid or unconstitutional.

ARTICLE III – AMEND CHAPTER 5.05

Chapter 5.0505 of the codified ordinances of the City of Harrisburg is hereby amended to read as follows:

5.0505 Use or Discharge of Fireworks. The use or discharge of fireworks as defined in SDCL 34-37 within the jurisdiction of the City is hereby allowed from June 30 through July 4, from 12:00 p.m. – 11:00 p.m. on July 3, July 4, Fridays, and Saturdays, otherwise 12:00 p.m. – 10:00 p.m. on other days during the specified period. The Mayor is hereby given the authority to declare a ban on the discharge of fireworks if the South Dakota grassland fire danger index is, or is expected to remain, at the very high or extreme category. Such declaration shall be posted on the City website, City Hall, and disseminated to local news outlets. Dates and hours of discharge may be amended by resolution of the City Council no later than June 21 in any given year.

BE IT FURTHER ORDAINED by the City Council of the City of Harrisburg that this Ordinance shall become effective in accordance to law.

CITY OF HARRISBURG

ATTEST:

(SEAL)

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First Reading: May 16, 2023
Second Reading: June 6, 2023
Published: June 8, 2023
Effective: June 28, 2023