2013018080 ORDINANCE $19.00
03/21/2013 01:56:55P 4 PGS
Mary L. Clark
HAMILTON County Recorder IN
Recorded as Presented

ORDINANCE 12-28

ORDINANCE OF THE CITY OF WESTFIELD REGARDING THE USE OF FIREWORKS WITHIN THE CITY OF WESTFIELD

WHEREAS, The City of Westfield, ("City") is a duly formed municipal corporation within the State of Indiana, governed by its duly elected Mayor and Common Council ("Council"); and,

WHEREAS, it is the duty and the responsibility of the Council to maintain an orderly and quiet environment for the citizens of the City, and

WHEREAS, the Council has been advised of the recurring inappropriate use of fireworks within the City limits creating unnecessary disturbances of the general public: and,

WHEREAS, after being duly advised in the issues regarding the use of fireworks within the City, now finds that the implementation of the following Ordinance is in the best interests of the citizens of the City of Westfield.

NOW, THEREFORE, BE IT ORDAINED by the Westfield City Common Council meeting in session as follows:

Section 1. The Council does now prohibit the use of fireworks within the City of Westfield at all times and locations with the exception of the following dates and times:

(A) Between the hours of 5:00 p.m. and two (2) hours after sunset on June 29, June 30, July 1, July 2, July 3, July 5, July 6, July 7, July 8, and July 9;

(B) Between the hours of 10:00 a.m. and 12:00 midnight on July 4; and

(C) Between the hours of 10:00 a.m. on December 31 and 1:00 a.m. on January 1.

(D) Any other time and location duly authorized by the City of Westfield by permit to be obtained prior to the scheduled event.

Section 2. That the Chief Executive Officer shall administer the provisions of this Ordinance and shall cause the same to be implemented into the Westfield Code of Ordinances. Any violations of this Ordinance shall be punished by a fine of no more than $500.00 per incident as well as other penalty provided by the Westfield Code of Ordinances.

Section 3. This Ordinance shall be in full force and effect in accordance with Indiana Law, upon its passage by the City Council, its publication in accordance with law and upon the passage of any applicable waiting period, all as provided by the laws of the State of Indiana. All ordinances or parts thereof in conflict herewith are hereby ordered amended or repealed. In the event any portion of this Ordinance is later deemed invalid all remaining portions shall remain in place. All acts taken pursuant to the adoption of this Ordinance are hereby ratified.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

ALL OF WHICH IS ORDAINED THIS 11 DAY OF Nov 2013.

WESTFIELD CITY COUNCIL

Voting For	**Voting Against**	**Abstain**
Jim Ake	Jim Ake	Jim Ake
John Dippel	John Dippel	John Dippel
Steven Hoover	Steven Hoover	Steven Hoover
Robert L. Horkay	Robert L. Horkay	Robert L. Horkay
Robert J. Smith	Robert J. Smith	Robert J. Smith
Cindy L. Spoljaric	Cindy L. Spoljaric	Cindy L. Spoljaric
Robert W. Stokes	Robert W. Stokes	Robert W. Stokes

ATTEST:

Cindy J. Gossard, Clerk Treasurer

"I affirm, under the penalties of perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law"

Signed

I hereby certify that ORDINANCE 12-28 was delivered to the Mayor of Westfield

on the 12 day of Mar, 2013, at 11:20A m.

Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 12-28

this 13 day of March, 2013.

J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 12-28

this _____ day of _____, 2013.

J. Andrew Cook, Mayor

ATTEST:

Cindy J. Gossard, Clerk Treasurer

This document prepared by
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