

ORDINANCE NO. 49
FIREWORKS ARE INCLUDED IN BURN BAN

BE IT ORDAINED by the Board of Commissioners of Hanson County, South Dakota, that:

[1] That the lighting and discharge of fireworks is to be included in the items prohibited when Hanson County has a burn ban in place;

[2] The Board of Commissioners Finds and determines that this Ordinance banning the discharge of fireworks in Hanson County is necessary for the immediate preservation of the public health and safety of the county and its residence and citizens and therefore shall take effect immediately upon its publication.

[3] Penalty for Violation. A violation of this Ordinance will be subject to a maximum penalty of a fine Five Hundred (\$500.00) Dollars or by incarceration in a county jail for a period of up to thirty (30) days, or by both such fine and imprisonment.

[4] Repealer. All ordinances, or portions of Ordinances, which conflict with the provisions are repealed.

[5] Severability Provision. Any section, portion, or part of this Ordinance determined by any Court to be invalid will be considered removed there from and the balance of the Ordinance will remain in effect if it can be done, to carry out the intent of this Ordinance.

Justification for Ordinance:

[a] Fireworks were not specifically included in the county's previously adopted Burn Ban Ordinance.

[b] The prohibition against the discharge of fireworks is necessary for the protection of the property and residence and citizens of Hanson County, South Dakota.

[c] This prohibition needs to go into effect immediately upon its publication.

Votes For: 5; Votes Against: 0; Absent: 0
Ordinance adopted.

Gary Schoenrock, Chairman
Hanson County Commissioners

ATTEST:

Lesla Trabing, Hanson County Auditor

(SEAL)

First reading: June 28, 2021

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