

**ORDINANCE NO. 5162-25**

**AN ORDINANCE ESTABLISHING CERTAIN DAYS AND HOURS DURING WHICH THE RETAIL SALE AND THE DISCHARGE OF CERTAIN FIREWORKS SHALL BE PERMITTED WITHIN THE CITY OF NEWTON, KANSAS, AND ESTABLISHING THE AMOUNTS OF THE APPLICATION FEES AND PERFORMANCE BONDS REQUIRED FOR PERMITS TO ENGAGE IN THE RETAIL SALE OF FIREWORKS IN THE CITY OF NEWTON, KANSAS, ALL AS PROVIDED CHAPTER 10, ARTICLE SIX OF THE CITY OF NEWTON, KANSAS; AND REPEALING SECTIONS ONE THROUGH THREE FROM ORDINANCE 5138-24.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF NEWTON, KANSAS:**

**SECTION 1.** Chapter 10, Article 6 of the Newton City Code shall be amended as follows:

**10-603.** (a) Subject to the conditions set forth in this Article, the discharge of fireworks which are included as "class C fireworks" and as "common fireworks" under the rules and regulations of the Kansas State Fire Marshal shall be permitted between the hours of 10:00 a.m. to Midnight on the days of July 2, 2025 through July 5, 2025.

**10-604.** (a) Subject to the conditions set forth in this Article, the retail sale of fireworks which are included as "class C fireworks" and as "common fireworks" under the rules and regulations of the Kansas State Fire Marshal shall be permitted between the hours of 10:00 a.m. to 10:00 p.m. on the days of June 27, 2025, through July 5, 2025, by persons holding a valid, unrevoked permit issued pursuant to Section 4 of said Ordinance No. 4226-97. The permit application fee for such permitted sale period shall be in the amount of \$2,500.00 and the performance bond shall be in the amount of \$1,000.00.

**10-607.** In addition to the other regulations and requirements applicable to the sale of fireworks under this Article, as amended, each permit holder shall be required to post in conspicuous portions of the sales premises in open public view not less than five signs to be provided by the City Clerk which advise of the permissible dates of fireworks discharge within the Newton city limits, and which advise of such other rules and regulations established by law as the City Manager shall deem advisable.

**SECTION 2. Repealer.** Ordinance No. 5138-24, Sections one through three are hereby repealed.

**SECTION 3.** This Ordinance shall take effect and be in force from and after its publication in THE NEWTON KANSAN, the official newspaper of said City.

**PASSED AND ADOPTED** this 25th day of February, 2025.

A handwritten signature in blue ink, appearing to read 'R Stinnett', written over a horizontal line.

Rich Stinnett, Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read 'Denise R. Duerksen', written over a horizontal line.

Denise R. Duerksen, City Clerk