

STATE OF GEORGIA
COUNTY OF FULTON

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA TO AMEND CHAPTER 38 (OFFENSES AND MISCELLANEOUS PROVISIONS), ARTICLE III (OFFENSES INVOLVING PUBLIC PEACE, ORDER AND SAFETY) DIVISION 1 (IN GENERAL) OF THE CODE OF THE CITY OF SANDY SPRINGS, GEORGIA, PERTAINING TO CONSUMER FIREWORKS; TO PROVIDE FOR TIMES FOR THE LAWFUL USE AND IGNITION OF CONSUMER FIREWORKS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WHEREAS, the Mayor and Council of the City of Sandy Springs (“City Council”) are charged with the protection of the public health, safety, and welfare of the citizens of the City of Sandy Springs; and

WHEREAS, the Georgia legislature passed H.B. 419 during the 2018 legislative session regulating the use and ignition of consumer fireworks; and

WHEREAS, the City Council has determined that it is appropriate to modify the Code of Ordinances of the City of Sandy Springs to conform to the provisions of H.B. 419 to further protect the public health, safety, and welfare of the citizens of Sandy Springs.

BE IT ORDAINED by the Mayor and City Council of the City of Sandy Springs, Georgia that the City’s Code of Ordinances is amended as follows:

SECTION I: Division 1 of Article III of Chapter 38 relating to consumer fireworks is hereby amended by providing times for the lawful use and ignition of consumer fireworks to read as follows:

Sec. 38-64. – Consumer fireworks - Restrictions.

The use or ignition of consumer fireworks shall only be permitted during the following times:

- a. On any day beginning at the time of 10:00 A.M. and up to and including the ending time of 11:59 P.M, subject to the provisions of Chapter 38, Article III, Division 2 of the Sandy Springs Municipal Code and except as provided in Subsections (b) and (c) below;
- b. On January 1, the last Saturday and Sunday in May, July 3, July 4, the first Monday in September and December 31 beginning at the time of 10:00 A.M. and up to and including the ending time of 11:59 P.M; and
- c. On January 1 of each year beginning at the time of 12:00 midnight and up to and including the ending time of 1:00 A.M.

SECTION II: It is the intention of the City Council and it is hereby ordained by the authority of the City Council that the provisions of this Ordinance shall become and be made a part of The Code of the City of Sandy Springs, Georgia, and the codifier is authorized to make the specified deletions, insertions, additions, and to insert headings, article numbers and section numbers as and where appropriate.

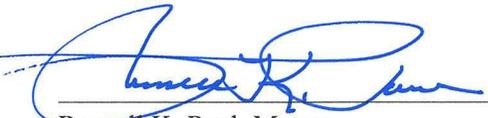
SECTION III: All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION IV: If any section, subsection, provisions, or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or, if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent of the City Council that this Ordinance would have been adopted in its current form without the invalid or unconstitutional provision contained therein.

SECTION IV: This Ordinance shall become effective immediately upon adoption.

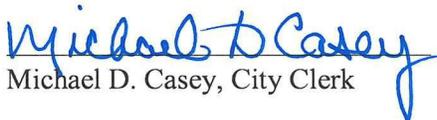
APPROVED AND ADOPTED this the 17th day of July, 2018.

Approved:



Russell K. Paul, Mayor

Attest:


Michael D. Casey, City Clerk

(Seal)

