

ORDINANCE NO. 1136

AN ORDINANCE OF THE CITY OF ROSWELL AMENDING SECTION 78.102 (a) OF THE UNIFORM FIRE CODE AS ADOPTED IN SECTION 12-26 OF THE ROSWELL CITY CODE; PROVIDING FOR FIREWORKS MANUFACTURE WITHIN THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the Uniform Fire Code as adopted by the City of Roswell in Section 12-26 of the Roswell City Code provides for issuance of permits for fireworks manufacture within the city, and

WHEREAS, the standards for said fireworks manufacturing permits are not set forth in the Uniform Fire Code, and

WHEREAS, the City of Roswell does not propose to impose restrictions on existing fireworks manufacturing beyond those imposed by state and federal regulations,

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE GOVERNING BODY, THE CITY COUNCIL, OF ROSWELL, NEW MEXICO, that:

Section 1. The Uniform Fire Code, Section 78.102 (a) is hereby amended to read as follows:

Section 78.102 (a) The manufacture of fireworks within the jurisdictional areas is prohibited except under special permits as are required by local and state regulations. Standards for such permits shall be consistent with applicable state and federal regulations and shall not be more stringent than those regulations.

Section 2. Repealer. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 3. Severability. If any section, paragraph, clause or provision of this Ordinance for any reason shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any other part of this ordinance.

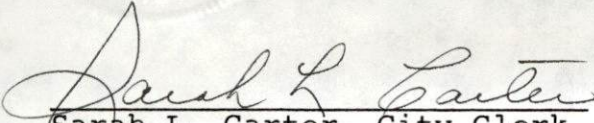
Section 4. Effective Date. This ordinance shall be and become effective on or after five days following publication of this ordinance.

PASSED, ADOPTED, SIGNED AND APPROVED on this 11th day of December, 1984.

CITY SEAL


PETER R. YORK, Mayor

ATTEST:


Sarah L. Carter, City Clerk