



113 West Mountain  
Street Fayetteville,  
AR 72701  
(479) 575-8323

**Ordinance: 5860**

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**File Number: 2016-0110**

**AMEND § 97.082 (B), § 94.05 (D) AND TO ENACT A NEW § 94.05 (G):**

AN ORDINANCE TO AMEND § 97.082 (B), § 94.05 (D) AND TO ENACT A NEW § 94.05 (G) OF THE FAYETTEVILLE CODE TO AUTHORIZE THE MAYOR TO ISSUE A PUBLIC FIREWORKS DISPLAY PERMIT FOR AN ANNUAL DISPLAY BY THE BOTANICAL GARDEN OF THE OZARKS AT LAKE FAYETTEVILLE

**WHEREAS**, § 97.082 (B) incorrectly refers to § 94.04 instead of correctly to § 94.05; and

**WHEREAS**, § 94.05 should be amended to authorize the Mayor to issue a public fireworks display permit normally issued as part of the special events permit process for the Botanical Garden of the Ozarks fireworks display no more than once a year.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:**

Section 1. That the City Council of the City of Fayetteville, Arkansas hereby corrects and amends § 97.082 **Fires, Fireworks and Explosives** (B) by changing the cited code section from “§ 94.04” to “§ 94.05 (G).”

Section 2. That the City Council of the City of Fayetteville, Arkansas hereby amends § 94.05 **Use of Fireworks** by enacting a new (G) as shown below:

“(G) It shall be lawful for the Botanical Garden Society of the Ozarks to conduct an annual public fireworks display if approved by the Mayor and Fire Chief and in accordance with (B) (1) and (3), (C) and (D).”

Section 3. That the City Council of the City of Fayetteville, Arkansas hereby amends § 94.05 (D) to correct the referenced code section within this subsection from § 94.04 (E) to (E).

PASSED and APPROVED on 3/15/2016

**Approved:**

**Attest:**

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Lioneld Jordan, Mayor

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Sondra E. Smith, City Clerk Treasurer