

CHAPTER 113: FIREWORKS

Section

- 113.01 License required; state requirements
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Cross-reference:

Use of fireworks regulated, see § 130.05

§ 113.01 LICENSE REQUIRED; STATE REQUIREMENTS.

(A) *License required.* No person shall engage in the sale of fireworks within the city nor within one mile of the city limits without first obtaining a license from the City Council.
(Prior Code, § 4.0401)

(B) *Other requirements.* Any applicant shall also have obtained a proper license from the state, and a sales tax license from the state.
(Prior Code, § 4.0403) Penalty, see § 110.99

Statutory reference:

Similar state provisions, see SDCL §§ 9-33-1 and 34-37-2

§ 113.02 APPLICATIONS, FEE, PROCEDURE.

Any person desiring a license shall submit an application for the same stating the information required by Chapter 110 hereof and any other information required by the city. The fee for such license shall be \$25. All other provisions of Chapter 110 hereof shall apply to such license.
(Prior Code, § 4.0402)

§ 113.03 SALES REGULATED.

No person may sell fireworks within the city nor within one mile from its city limits before June 27 nor after July 5 of any year. Hours of sale shall be restricted to the following hours: from 8:00 a.m. to 10:00 p.m.

(Prior Code, § 4.0404) Penalty, see § 110.99

Statutory reference:

Similar state provisions, see SDCL § 34-37-10

§ 113.04 SALES PERSONS RESTRICTED.

No person under 18 years of age shall sell any fireworks.

(Prior Code, § 4.0405) Penalty, see § 110.99

Statutory reference:

Similar state provisions, see SDCL § 34-37-2.1

§ 113.05 PREMISES REGULATIONS.

No license shall permit any smoking or open flame in or around the premises where fireworks are sold. Further, no fireworks shall be discharged within 150 feet of any such premises. Signs conspicuously stating no fireworks shall be discharged within the prescribed area and "NO SMOKING WITHIN TWENTY-FIVE FEET" which smoking sign shall be in red letters at least three inches in height.

(Prior Code, § 4.0406) Penalty, see § 110.99

Statutory reference:

Similar state provisions, see SDCL §§ 34-37-10.3, 34-37-10.4, and 34-37-10.5