

ORDINANCE NO. 2021-060

AN ORDINANCE OF THE CITY OF GRAPEVINE, TEXAS AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRAPEVINE, ARTICLE IV, FIREWORKS, SECTION 11-62, INVESTIGATION OF APPLICANT; ISSUANCE OF PERMIT; TERM; NONTRANSFERABLE; NOTICE OF DENIAL OF PERMIT, REPEALING CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Grapevine, Texas (the "City"), is a home rule municipality and is authorized to enact regulations as necessary to protect the health, safety and welfare of the public and, may enact ordinances relative to its citizens' health, safety, and welfare that are not inconsistent with the Constitution and laws of the State; and

WHEREAS, the City is authorized by law to adopt the provisions contained herein, and has complied with all the prerequisites necessary for the passage of this ordinance; and

WHEREAS, all statutory and constitutional requirements for the passage of this ordinance have been adhered to, including but not limited to the Open Meetings Act; and

WHEREAS, the purpose of this ordinance is to promote the public health, safety, and general welfare of the citizens of the City of Grapevine;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Grapevine, Texas:

Section 1. That, the statements contained in the preamble to this ordinance are hereby adopted as findings of fact and as a part of the operative provisions hereof

Section 2. That, the Code of Ordinances of the City of Grapevine, Article IV, Fireworks, Section 11-62, Investigation of applicant; issuance of permit, term, nontransferable; notice of denial of permit, is amended and shall read as follows:

Sec. 11-62. - Investigation of applicant; issuance of permit, term, nontransferable; notice of denial of permit.

- (a) It shall be the duty of the Fire Chief to make an investigation as to whether the display as proposed by the applicant for a permit under this division shall be of such a character that it may be hazardous to property or dangerous to any person, and he shall, in the exercise of reasonable discretion, grant or deny the application, subject to the conditions prescribed in this division. In the event the application is approved, a permit shall be issued for the public display by the Fire Chief. Such permit shall be for a period of time designated on the permit, but shall not exceed fourteen (14) days, and the permit shall not be transferable. In the

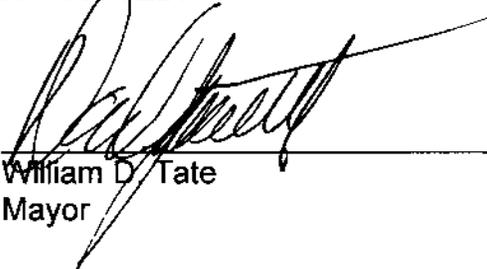
event that the application is denied by the Fire Chief, he shall notify the applicant of the denial in writing.

(b) Any application for a permit for a public display of fireworks to take place anywhere in the City must be approved by a majority vote of the City Council.

Section 3. That, this ordinance shall take effect immediately following its passage, approval, and publication as provided by law, and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 16th day of November, 2021.

APPROVED:



William D. Tate
Mayor

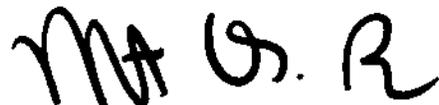
ATTEST:



Tara Brooks
City Secretary



APPROVED AS TO FORM:



Matthew C.G. Boyle
City Attorney