



**NIXA CITY COUNCIL  
SPECIAL MEETING  
Tentative Agenda  
June 29<sup>th</sup>, 2022  
5:00 PM  
NIXA CITY HALL  
715 W. MT. VERNON**

*This meeting will be conducted at 715 W. Mt. Vernon. Individuals may view the meeting live on our YouTube channel: <https://www.youtube.com/c/CityofNixa>*

**Call to Order  
Roll Call  
Pledge of Allegiance**

**Ordinances (Second Reading and Public Hearing; Comments Limited to 5 Minutes;  
Council Vote Anticipated):**

**Council Bill #2022-065** Amending Section 16-200 of the Nixa City Code to Authorize the Discharge of Fireworks Within the City Limits for July 2<sup>nd</sup> and 3<sup>rd</sup>, 2022

**Adjournment**

**Council/ Staff Liaisons**

**Jarad Giddens/Doug Colvin-Public Works    Darlene Graham/Joe Campbell-Police  
Amy Hoogstraet/Matt Crouse-Park    Aron Peterson/ -Planning/Development  
Shawn Lucas/Jennifer Evans-Finance & Amanda Hunsucker-Human Resources  
Justin Orf/Cindy Robbins-Administration/Court & Drew Douglas-Communications**

1 AN ORDINANCE OF THE COUNCIL OF THE CITY OF NIXA AMENDING SECTION 16-  
2 200 OF THE NIXA CITY CODE TO AUTHORIZE THE DISCHARGE OF FIREWORKS  
3 WITHIN THE CITY LIMITS FOR JULY 2<sup>nd</sup> AND 3<sup>rd</sup> 2022.  
4

5  
6 WHEREAS current City Code authorized the public to discharge fireworks within  
7 the City limits on certain days; and  
8

9 WHEREAS the Council desires to allow for the discharge of fireworks for the July  
10 2022, Fourth of July weekend; and  
11

12 WHEREAS the City Council, after considering the amendments contained herein,  
13 desires to approve and adopt this Council Bill.  
14

15 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF  
16 NIXA, AS FOLLOWS, THAT:  
17

18 SECTION 1: Chapter 16, Article IV, Division 4, Section 16-200 of the Nixa City  
19 Code is hereby amended by repealing said section in its entirety and adopting in lieu  
20 thereof a new Section 16-200, which said section shall read as follows:  
21

22 (Note: Language to be added is indicated by being underlined. Language to be removed  
23 is indicated by being ~~stricken~~.)  
24

25 Sec. 16-200. Public discharge of fireworks; when permitted.  
26

27 (a) Unless a burn ban is in effect, the discharge of fireworks by the general public is  
28 permitted inside the city limits for the following dates:  
29

30 (1) July 4 between the hours of 2:00 p.m. and 11:00 p.m. Notwithstanding this  
31 subsection (1), the discharge of fireworks between the hours of 2:00 p.m. and  
32 11:00 p.m. by the general public is permitted inside the city limits for July 2, 2022,  
33 July 3, 2022, and July 4, 2022.  
34

35 (2) December 31 from 2:00 p.m. through January 1 to 12:30 a.m.  
36

37 (b) However, the discharge of fireworks must be done safely, and any complaint that  
38 details hazardous activities, malicious conduct or any act in conflict with city  
39 ordinances, state or federal laws may result in the seizure of fireworks and/or  
40 prosecution in accordance with applicable law. Additionally, anyone under the age of  
41 17 must be supervised by a parent or adult when handling, discharging, or assisting  
42 in the discharge of fireworks. The city fire department will be authorized to assist in  
43 regulating and confiscating fireworks.  
44

45 SECTION 2: The City Attorney, when codifying the provisions of this Ordinance, is  
46 authorized to provide for different section numbers, subsection numbers, and different

47 internal citation references than those provided herein when such section numbers,  
48 subsection numbers, or internal citation references are in error or are contrary to the intent  
49 of this Ordinance.

50  
51 **SECTION 3:** Savings Clause. Nothing in this Ordinance shall be construed to  
52 affect any suit or proceeding now pending in any court or any rights acquired, or liability  
53 incurred nor any cause or causes of action occurred or existing, under any act or  
54 ordinance repealed hereby.

55  
56 **SECTION 4:** Severability Clause. If any section, subsection, sentence, clause, or  
57 phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect  
58 the validity of the remaining portions of this Ordinance. The Council hereby declares that  
59 it would have adopted the Ordinance and each section, subsection, sentence, clause, or  
60 phrase thereof, irrespective of the fact that any one or more sections, subsections,  
61 sentences, clauses, or phrases be declared invalid.

62  
63 **SECTION 5:** This Ordinance shall be in full force and effect from and after its final  
64 passage by the City Council and after its approval by the Mayor, subject to the provisions  
65 of section 3.11(g) of the City Charter.

66  
67

68 **ADOPTED BY THE COUNCIL THIS 29<sup>th</sup> DAY OF JUNE, 2022.**

69  
70 **ATTEST:**

71  
72 \_\_\_\_\_  
73 PRESIDING OFFICER CITY CLERK

74  
75  
76 **APPROVED BY THE MAYOR THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022.**

77  
78 **ATTEST:**

79  
80 \_\_\_\_\_  
81 MAYOR CITY CLERK

82  
83 **APPROVED AS TO FORM:**

84  
85 \_\_\_\_\_  
86 CITY ATTORNEY  
87

**AMENDMENT NO. 1 TO COUNCIL BILL NO. 2022-065**

**A MOTION TO AMEND SAID COUNCIL BILL BY:**

1. Striking out the following language appearing on line 3:

“2<sup>nd</sup> AND”

so that the title of said Bill shall thereafter read as follows:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NIXA AMENDING SECTION 16-200 OF THE NIXA CITY CODE TO AUTHORIZE THE DISCHARGE OF FIREWORKS WITHIN THE CITY LIMITS FOR JULY 3<sup>rd</sup> 2022.

2. Striking out the following language appearing on line 32:

“July 2, 2022,”

so that the language of said Bill shall thereafter read as follows:

July 4 between the hours of 2:00 p.m. and 11:00 p.m. Notwithstanding this subsection (1), the discharge of fireworks between the hours of 2:00 p.m. and 11:00 p.m. by the general public is permitted inside the city limits for July 3, 2022, and July 4, 2022.

Said Amendment was adopted by the required majority of City Council on the 29<sup>th</sup> day of July 2022 and said Council Bill was therefore amended and modified as set forth herein.

\_\_\_\_\_  
PRESIDING OFFICER

ATTEST:

\_\_\_\_\_  
CITY CLERK

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73 PRESIDING OFFICER CITY CLERK

74  
75  
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77  
78 **ATTEST:**

79  
80 \_\_\_\_\_  
81 MAYOR CITY CLERK

82  
83 **APPROVED AS TO FORM:**

84  
85 \_\_\_\_\_  
86 CITY ATTORNEY  
87