

Ordinance No. 876
“2025 Amended Fireworks Ordinance”

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRANITE SHOALS, TEXAS, AMENDING CHAPTER 18 (FIRE PREVENTION), SECTION 18-95 (EXCEPTIONS) OF THE GRANITE SHOALS CODE OF ORDINANCES; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT, SAVINGS, SEVERABILITY, REPEALER, EFFECTIVE DATE, AND PROPER NOTICE AND MEETING.

WHEREAS, the City of Granite Shoals, Texas (the “City”) adopted Ordinance 437 on August 9, 2005, which has been subsequently amended, including by Ordinance 850 on October 12, 2023, to regulate the sale and discharge of fireworks within the city limits of the City of Granite Shoals; and

WHEREAS, section 217.042 of the Texas Local Government Code permits a home-rule municipality to define and prohibit any nuisance within the limits of the municipality and within 5,000 feet outside the limits; and

WHEREAS, the City finds that the use or sale of fireworks in the City limits, except as authorized in this ordinance, constitutes a nuisance and can lead to health and safety hazards within the City; and

WHEREAS, only with appropriate precautions and limitations, the safe display of fireworks may be part of the celebration of these holidays; and

WHEREAS, after due consideration, the Council finds that the following amendments are in the best interest of the health, safety, and welfare of the citizens of Granite Shoals and of the public generally;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRANITE SHOALS, TEXAS:

SECTION I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION II. AMENDMENT

Chapter 18 (Fire Prevention), Article V (Fireworks) of the City of Granite Shoals Code of Ordinances is hereby amended as follows:

“Article V. Fireworks

...

Sec. 18-95. Exceptions

The following exceptions apply to section 18-92, section 18-93, and section 18-94 of this code:

(1) It shall not be an offense under this code for the city or a person or entity expressly permitted to do so by the city to provide a public display of fireworks. The city manager requires the demonstration of any applicable licensing and insurance for such persons seeking a permit for the public display of fireworks.

(2) Signage is required in any hotel, motel, or short term rental property, as that term is defined in Section 40-2 of the Code of Ordinances, instructing guests in such properties that fireworks are prohibited in the City of Granite Shoals, and that violation of this ordinance provision may result in conviction of a misdemeanor with a penalty not to exceed \$1,000.00 for each offense, with each day of violation constituting a separate offense. Such signage must be placed in a conspicuous location visible to the guest, and must be included in any instructions provided to the guest.

~~(2) It shall not be an offense under this article V for any person to possess or transport set off or use fireworks, as defined in section 18-91 of this article, at any time of the year, or to set off or use fireworks on private property with the permission of the property owner solely during the following dates and times unless a burn ban has been implemented by the City pursuant to Section 18-75 of the Code of Ordinances:~~

~~(A) December 31st beginning at 1:00 p.m. until 1:00 a.m. on January 1st of the next calendar year; and~~

~~(B) July 4th beginning at 1:00 p.m. until 11pm 1:00 a.m. on July 5th of the same day calendar year.~~

~~(C) It shall be an offense under this article V for any person to set off or use fireworks at any other time without the express permission of the city, or to set off or use fireworks during a time in which a burn ban has been implemented by the City pursuant to Section 18-75 of the Code of Ordinances.~~

SECTION III. SAVINGS

The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this Ordinance.

SECTION IV. SEVERABILITY

Should any sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance be adjusted or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance in whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

SECTION V. REPEALER

The provisions of this Ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; provided,

however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent that such inconsistency is apparent. This Ordinance shall not be construed to require or allow any act that is prohibited by any other ordinance.

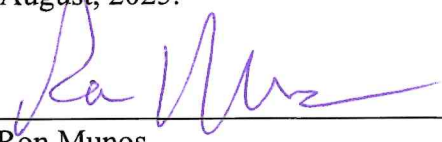
SECTION VI. EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and publication as may be required by law.

SECTION VII. PROPER NOTICE AND MEETING

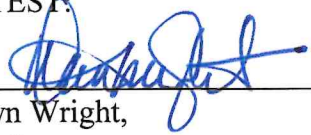
It is hereby officially found and determined that the meeting at that this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED this 12th day of August, 2025.



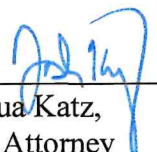
Ron Munos
Mayor

ATTEST:



Dawn Wright,
City Secretary

APPROVED AS TO FORM:



Joshua Katz,
City Attorney

