

**CITY OF ST. CLAIR
ST. CLAIR COUNTY, MICHIGAN
RESOLUTION NO. 21-01**

A RESOLUTION TO SUSPEND ENFORCEMENT OF CITY CODE SECTION 30-103(B) WITH RESPECT TO THE IGNITION, DISCHARGE, OR USE OF COMMERCIAL FIREWORKS IN PALMER PARK ON SATURDAY, JANUARY 23, 2021 AT DUSK PURSUANT TO A ST. CLAIR CHAMBER OF COMMERCE SPECIAL EVENTS PERMIT.

A RESOLUTION of the City Council of the City of St. Clair adopted at a regular meeting of said Council held at City Hall located at 547 N. Carney Drive, St. Clair, Michigan, on the 4th day of January, 2021 at 7:00 PM.

WHEREAS, Public Act 256 of 2011, the Michigan Fireworks Safety Act, MCL Section 28.451, as amended, allows municipal governments to legislate restrictions concerning the ignition, discharge, and use of commercial fireworks within their limits; and

WHEREAS, the City of St. Clair has availed itself of the right established by MCL Section 28.451 *et seq.* to limit the ignition, discharge, and use of commercial fireworks by the adoption of Code Section 30-103(b); and

WHEREAS, the City of St. Clair reserves the right to suspend the provisions of Code Section 30-103(b) by resolution of City Council when it determines that doing so is in the public interest; and

WHEREAS, the City Council approved a special event permit at its November 16, 2020 regular meeting for the St. Clair Chamber of Commerce's Icy Bazaar, to be held on January 23; and

WHEREAS, the St. Clair Chamber of Commerce's now wishes to add a fireworks display as part of its Icy Bazaar on January 23; and

WHEREAS, the City of St. Clair determines that a temporary suspension of the limitations established by Code Section 30-103(b) as to the ignition, discharge, and use of commercial fireworks in Palmer Park for this St. Clair Chamber of Commerce-sponsored event is in the public interest and serves an important civic purpose in encouraging commerce in the City so affected by the Coronavirus outbreak;

NOW, THEREFORE, BE IT RESOLVED that the City of St. Clair **RESOLVES** to suspend enforcement of Code Section 30-103(b) as to the ignition, discharge, and use of commercial fireworks in Palmer Park on Saturday, January 23, 2021 at dusk.

RESOLUTION DECLARED ADOPTED.

Bill Cedar, Jr., Mayor
City of St. Clair, Michigan

CERTIFICATION

The foregoing is a true and complete copy of a Resolution adopted by the City Council in the City of St. Clair, St. Clair County, Michigan at a regular meeting held on the 4th day of January, 2021. Public Notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of 1976, and the Minutes of said meeting were kept and will be or have been made available as required by said Act.

Members Present: Cedar, Kindsvater, Klieman, Kuffa, LaPorte, McCartney, Volz, Cedar
Members Absent: None

It was moved by Member Kindsvater and supported by Member McCartney to adopt the Resolution.

Members Voting Yes: Kindsvater, Klieman, Kuffa, LaPorte, McCartney, Volz, Cedar
Members Voting No: None

The Resolution was declared adopted by the Mayor and has been recorded in the Resolution Book.

Annette Sturdy, City Clerk
City of St. Clair, Michigan