
RESOLUTION NO. 26-05**A RESOLUTION TO APPROVE THE DISCHARGE OF FIREWORKS WITHIN THE CITY LIMITS OF THE CITY OF BOX ELDER, SOUTH DAKOTA, FOR THE FOURTH OF JULY AND NEW YEAR'S EVE HOLIDAYS DURING THE YEAR 2026**

WHEREAS, Section 14-104(a) of the City of Box Elder Municipal Code bans the use or discharge of fireworks as defined in SDCL § 34-37, within the jurisdiction of the City of Box Elder (City) unless allowed by resolution of the Common Council; and

WHEREAS, the South Dakota Grassland Fire Danger Index published by the National Weather Service (Index) shall be used to determine the level of fire danger within the municipal boundaries of the City; and

WHEREAS, the Common Council of the City deems that fireworks should be allowed in and around the Fourth of July and the New Year's Day holidays; and

WHEREAS, the current Index rating is below the 'Very High' or 'Extreme' categories for current fire conditions; and

WHEREAS, should the Index reach the 'Very High' or 'Extreme' categories for fire conditions, the City should not allow for fireworks within the municipal boundaries of the City, for any portion of the allowances provided for within this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Box Elder, that the discharge of fireworks shall be allowed within the municipal boundaries of the City of Box Elder for the Fourth of July and New Year's Eve holidays, as provided for in Section 14-104(a) of the City of Box Elder Municipal Code and within SDCL § 34-37.

BE IT FURTHER RESOLVED, that fireworks discharge shall commence on and during the following dates and times:

1. July 1, 2026, beginning at 9:00 a.m. and ceasing at 11:00 p.m.
2. July 2, 2026, beginning at 9:00 a.m. and ceasing at 11:00 p.m.
3. July 3, 2026, beginning at 9:00 a.m. and ceasing at 11:00 p.m.
4. July 4, 2026, beginning at 9:00 a.m. and ceasing at 11:00 p.m.
5. December 31, 2026, beginning at 9:00 a.m. and ceasing at 1:00 a.m. on January 1, 2027.

BE IT FURTHER RESOLVED, that citizens are responsible for the cleaning up and removal of debris associated with the discharge of their fireworks. Children, 18 and under, must be

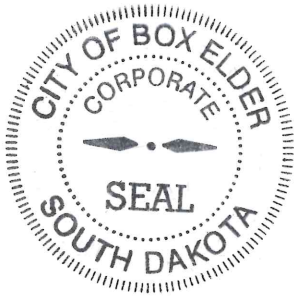
supervised by a parent or guardian when discharging fireworks. The parent or guardian is responsible for any liability for the child discharging fireworks.

BE IT FURTHER RESOLVED, fireworks may be discharged only on private property, with the permission of the landowner. Discharge of fireworks on public property is strictly prohibited.

BE IT FURTHER RESOLVED, in the event the Index reaches the 'Very High' or 'Extreme' category, fireworks shall be prohibited within the municipal boundaries of the City.

PASSED, APPROVED AND ADOPTED this 19th day of May, 2026.

(SEAL)



ATTEST:

Renee Baker
Renee Baker, Finance Officer

Larry Larson
Larry Larson, Mayor

ATTESTATION

I, Chaz Kokesh, the City Clerk of the City of Box Elder, South Dakota, do hereby attest and state the above resolution was published in the manner required by law and that all procedures required by the State of South Dakota law were complied with. This resolution shall become effective on June 16, 2026.

Chaz Kokesh
Chaz Kokesh, City Clerk