

ORDINANCE 22-02

AN ORDINANCE AMENDING TITLE 20, CHAPTER 6 – SEC. 4, “DISCHARGE OF FIREWORKS” OF THE SANDY CITY CODE BY UPDATING EXHIBIT “B” WITH A NEW MAP DEPICTING PROHIBITED AREAS FOR THE DISCHARGE OF FIREWORKS WITHIN SANDY CITY AND ALSO PROVIDING A SAVING CLAUSE AND AN EFFECTIVE DATE FOR THE ORDINANCE.

WHEREAS, pursuant to Utah Code §10-8-47, §15A-5-202.5, and §53-7-225, the City has the authority to regulate the discharge of fireworks; and

WHEREAS, Sandy City’s fire code official has determined that such existing hazardous environmental conditions exist within certain areas of the City meeting the statutory description; and

WHEREAS, on May 1, 2018, the City Council heard evidence from such official concerning hazardous environmental conditions within areas of the City and approved a map depicting areas of the City where the discharge of fireworks would be prohibited; and

WHEREAS, the City Council has determined the discharge of fireworks presents a significant risk of igniting fires, which necessitates control over the discharge of fireworks within, into, and over such areas; and

WHEREAS, the City Council has previously defined areas presenting particular ignition hazards; and

WHEREAS, the City Council wishes to update and define areas where the discharge of fireworks presents a significant hazard and to prohibit the discharge of fireworks within, into, and over such areas as described in City Ordinance and also as depicted on the map presented to the City Council; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sandy City, State of Utah, as follows:

Section 1. Title 20, Chapter 6 – Sec. 4, **Exhibit “B”** of the Sandy City Code is hereby updated with a new map depicting prohibited areas for the discharge of fireworks within the City, which is attached as **Exhibit “A”** and incorporated in this ordinance, is approved and adopted.

Section 2. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance are hereby repealed.

Section 4. The provisions of this ordinance shall be severable; and if any provision thereof, or the application of such provision under any circumstance is held invalid or

unconstitutional by a court of competent jurisdiction, it shall not affect any other provision of this ordinance, or the application in a different circumstance.

Section 5. This ordinance shall become effective upon publication of a summary thereof.

PASSED AND APPROVED this ____ day of _____, 2022.

Marci Houseman, Sandy City Council

ATTEST:

City Recorder

PRESENTED to the Mayor of Sandy City for his approval this ____ day of _____, 2022.

APPROVED this ____ day of _____, 2022.

Monica Zoltanski, Mayor

ATTEST:

City Recorder

RECORDED this ____ day of _____, 2022.

SUMMARY PUBLISHED this ____ day of _____, 2022.

Exhibit "A"

Exhibit B – Restricted Areas for Fireworks, Fires