

RESOLUTION NO. R2021- 07

A RESOLUTION ADOPTING RECOMMENDATIONS OF THE SOUTH SALT LAKE FIRE CHIEF REGARDING RESTRICTIONS ON THE USE OF FIREWORKS, EXPLOSIVE DEVICES, AND OPEN FLAMES WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY OF SOUTH SALT LAKE

WHEREAS, Utah Code Ann. § 53-7-225 restricts the use of class c common state approved explosives (fireworks) to certain hours on the dates of July 2 through July 5 and July 22 through July 25; and

WHEREAS, Utah Code Ann. § 53-7-225 allows municipalities to prohibit the use of class c common explosives (fireworks) in accordance with Utah Code Ann. § 15A-5-202.5; and

WHEREAS, Utah Code Ann. § 15A-5-202.5 allows a municipality to adopt the recommendations of its fire code official restricting the use of any ignition source, including fireworks, lighters, matches, sky lanterns, and smoking materials if existing hazardous environmental conditions exist in the municipality; and

WHEREAS, South Salt Lake Municipal Code § 8.18.090 provided the Fire Chief the authority based on adverse fire and hazardous environmental conditions to prohibit the ignition or use of all fireworks throughout the City; and

WHEREAS, as shown in the Fire Restriction Order attached as Exhibit A, the Fire Chief of the City of South Salt Lake as the fire code official for the City has determined that there exist hazardous environmental conditions in the City and as a result has determined that fireworks, explosive devices, and open flames should be prohibited within the municipal boundaries of the City of South Salt Lake;

Now, therefore, BE IT RESOLVED, by the South Salt Lake City Council that:

1. Hazardous environmental conditions currently exist and restriction of fireworks, explosive devices, or open flames, throughout the municipal boundaries of the City of South Salt Lake is needed to provide protection of the health, safety, and welfare of the public.
2. The recommendations and order of the South Salt Lake Fire Chief as detailed in the Fire Restriction Order attached as Exhibit A be formally accepted.
3. In conformance with the attached Fire Restriction Order all fireworks, explosive devices, and open flames are prohibited within the municipal boundaries of the City of South Salt Lake until Fire Restriction Order is rescinded by the Fire Chief.

(signatures appear on separate page)

APPROVED AND ADOPTED by the City Council of the City of South Salt Lake, Utah, on this 23 day of JUNE, 2021.

BY THE CITY COUNCIL:

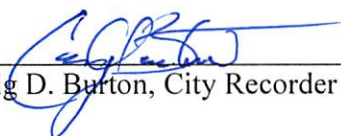

Sharla Bynum, Council Chair

Council vote as recorded:

Bynum	<u>Yes</u>
deWolfe	<u>Yes</u>
Huff	<u>Yes</u>
Mila	<u>Yes</u>
Pinkney	<u>Abstain</u>
Siwik	<u>no</u>
Thomas	<u>Yes</u>



ATTEST:



Craig D. Burton, City Recorder

EXHIBIT A



TERRY ADDISON
FIRE CHIEF

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F 801.464.6733



CHERIE WOOD
MAYOR

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SUITE 200
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CITY
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Fire Restriction Order

June 23, 2021

The South Salt Lake Fire Department has been monitoring current drought conditions and has determined that due to the current existing hazardous environmental conditions such as low humidity and moisture content of vegetation, fireworks, explosive devices, and open flames create a safety hazard to the community.

Pursuant to South Salt Lake Municipal Code §8.18.090 giving authority to the Fire Chief, during times of adverse fire and hazardous environmental conditions, regarding meteorological conditions, moisture content of plants and soils, and extreme fire danger throughout Utah, in the protection of the health, safety, and welfare of the public; **effective immediately and in effect until further notice, fireworks, explosive devices, and open fires are prohibited within the municipal boundaries of the City of South Salt Lake. Residential barbecues are the only exception. Violations of these restrictions may result in fines and cost recovery of fire-fighting expenses for negligently started fires and may also result in the filing of criminal charges.**



Terry Addison, Fire Chief