ORDINANCE #11-01

AN ORDINANCE OF SANDY CITY, UTAH, PROHIBITING THE DISCHARGE OF FIREWORKS WITHIN SPECIFIED AREAS OF SANDY CITY

WHEREAS, the Sandy City Council has heard evidence and has determined that significant conditions exist within the City which increase the danger of wildfire and loss of life; and

WHEREAS, the City Council has further determined that open flames, fireworks and smoking will present a more significant risk of igniting fires in certain areas; and

WHEREAS, the City Council has determined that preservation of public health, safety and welfare requires that open flames, fireworks and smoking not be allowed on ceratin City property and in other specified areas of the City; and

WHEREAS, pursuant to Utah Code Ann. §10-8-47, the City has the authority to prevent the discharge of fireworks and other dangerous or combustible material; and

WHEREAS, the City has adopted The International Fire Code pursuant to sections 307 and 308 of which the City has the authority to prohibit open fires and smoking in hazardous conditions and areas;

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

Section 1. Discharge Prohibited. The discharge of fireworks as defined in Utah Code Ann. §53-7-202(10)(a), is hereby prohibited within those specific areas of the City described as "Slope is 25% or greater" and "No Fireworks" on Exhibit "A." The areas subject to this prohibition include the area of the City described as "No Fireworks (50' buffer around critical area)," referred to in Exhibits "C," and "No Fireworks (Includes a 50' buffer around critical area)" referred to in Exhibits "D," and "E." Exhibits "A" through "E" are attached hereto and incorporated herein by reference.

Section 2. Open Flames, Fireworks and Smoking Prohibited. Open flames, fireworks and smoking are prohibited on Sandy City Property described as "No Open Flames, Fireworks or Smoking (City Property)" on Exhibit "B," attached and hereto incorporated herein by reference.

Section 3. Penalty. Violation of this ordinance shall be a Class B misdemeanor.

Section 4. Effective Date. For the preservation of public health and safety, this Ordinance shall become effective immediately upon its passage.

PASSED AND APPROVED this ____ day of February, 2011.

_____
Linda Martinez Saville, Chairman
Sandy City Council

ATTEST:

_____
City Recorder

PRESENTED to the Mayor of Sandy City for his approval this _____ day of February, 2011.

APPROVED this _____ day of February, 2011.

_____
Thomas M. Dolan, Mayor

ATTEST:

_____
City Recorder

PUBLISHED this ____ day of February, 2011.

Exhibit A

Wildfire Prevention Ordinance Area - Overview

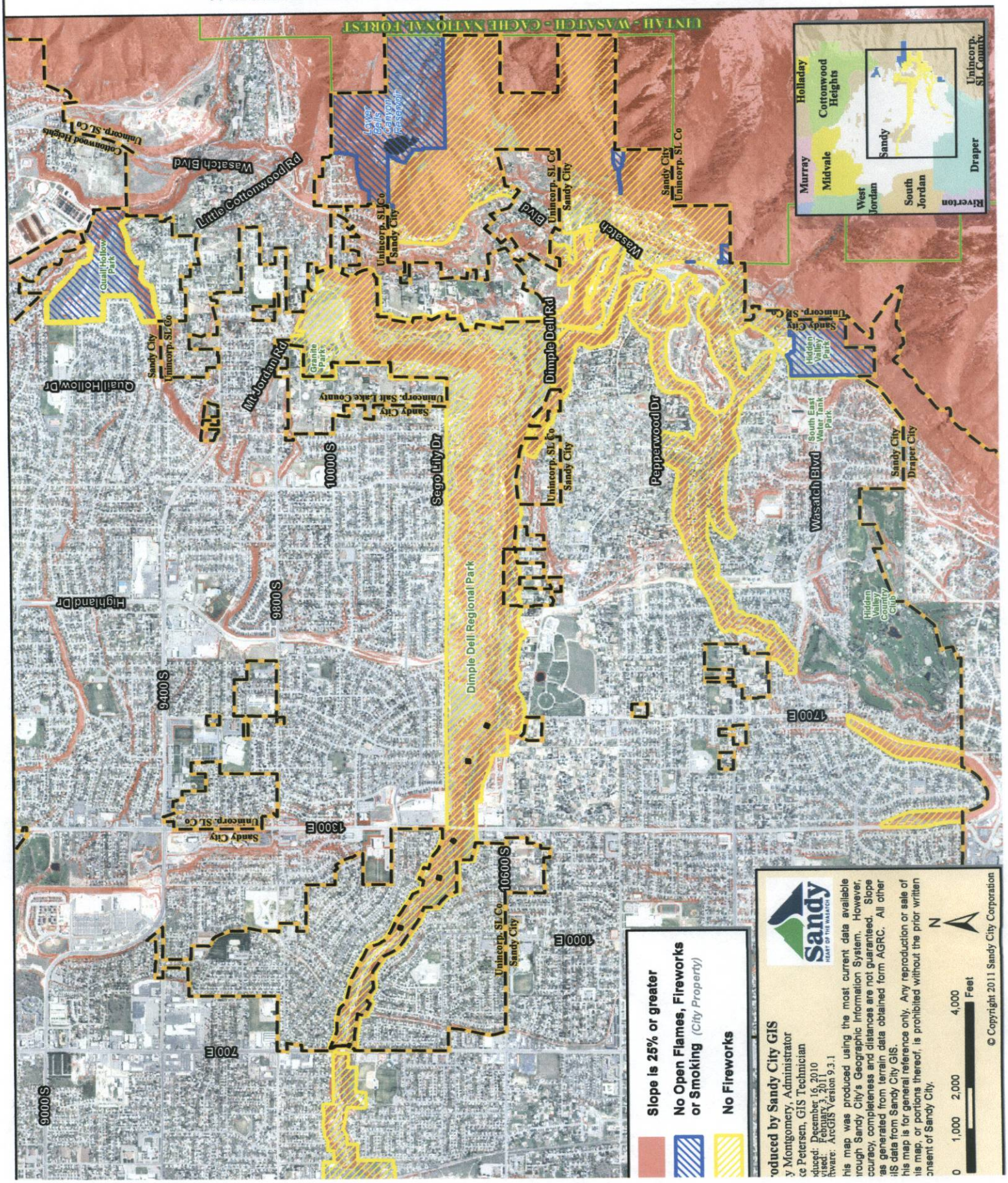


Exhibit B

Wildfire Prevention Ordinance Area - City Owned Property

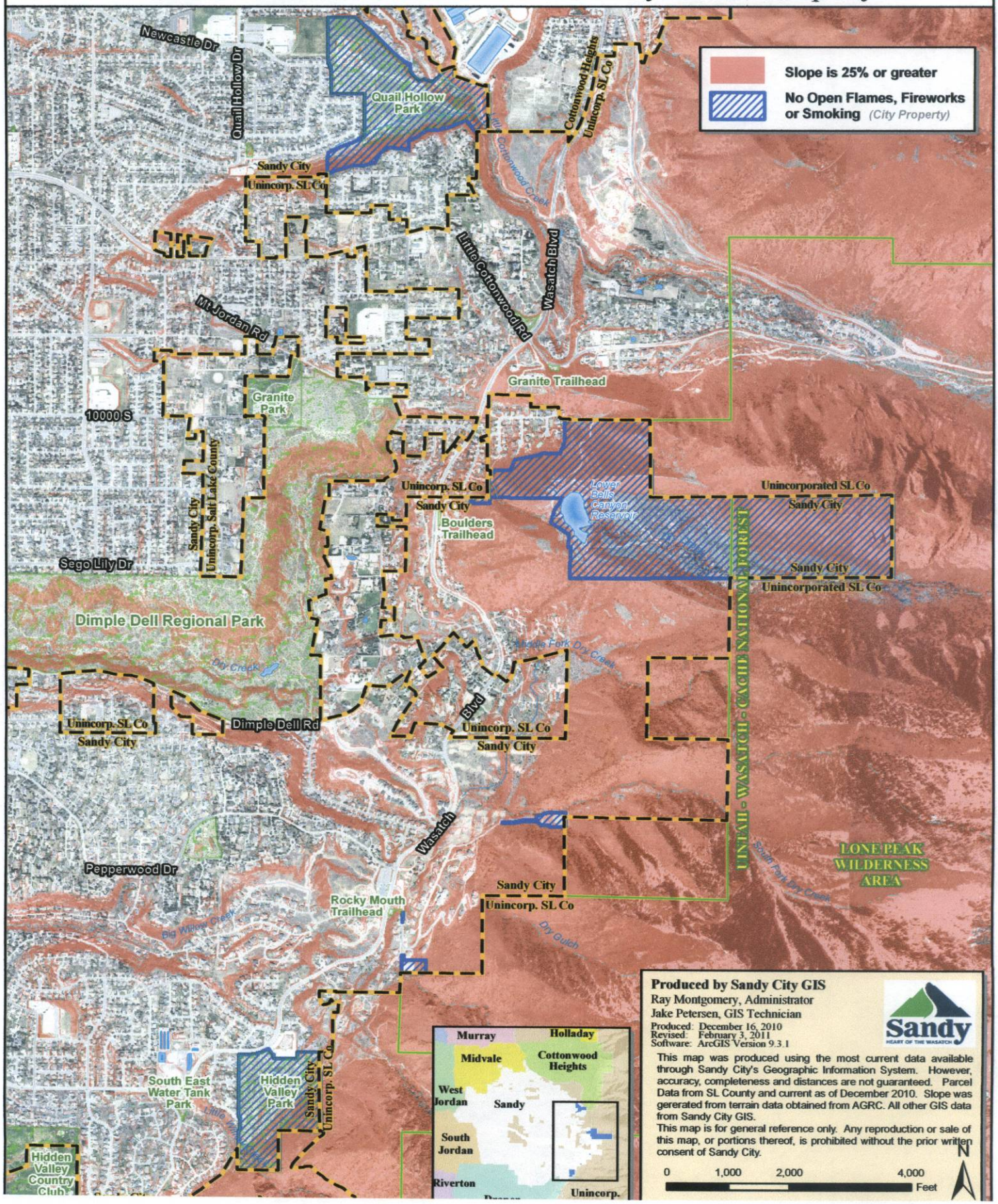


Exhibit C

Wildfire Prevention Ordinance Area - Quail Hollow Park Detail

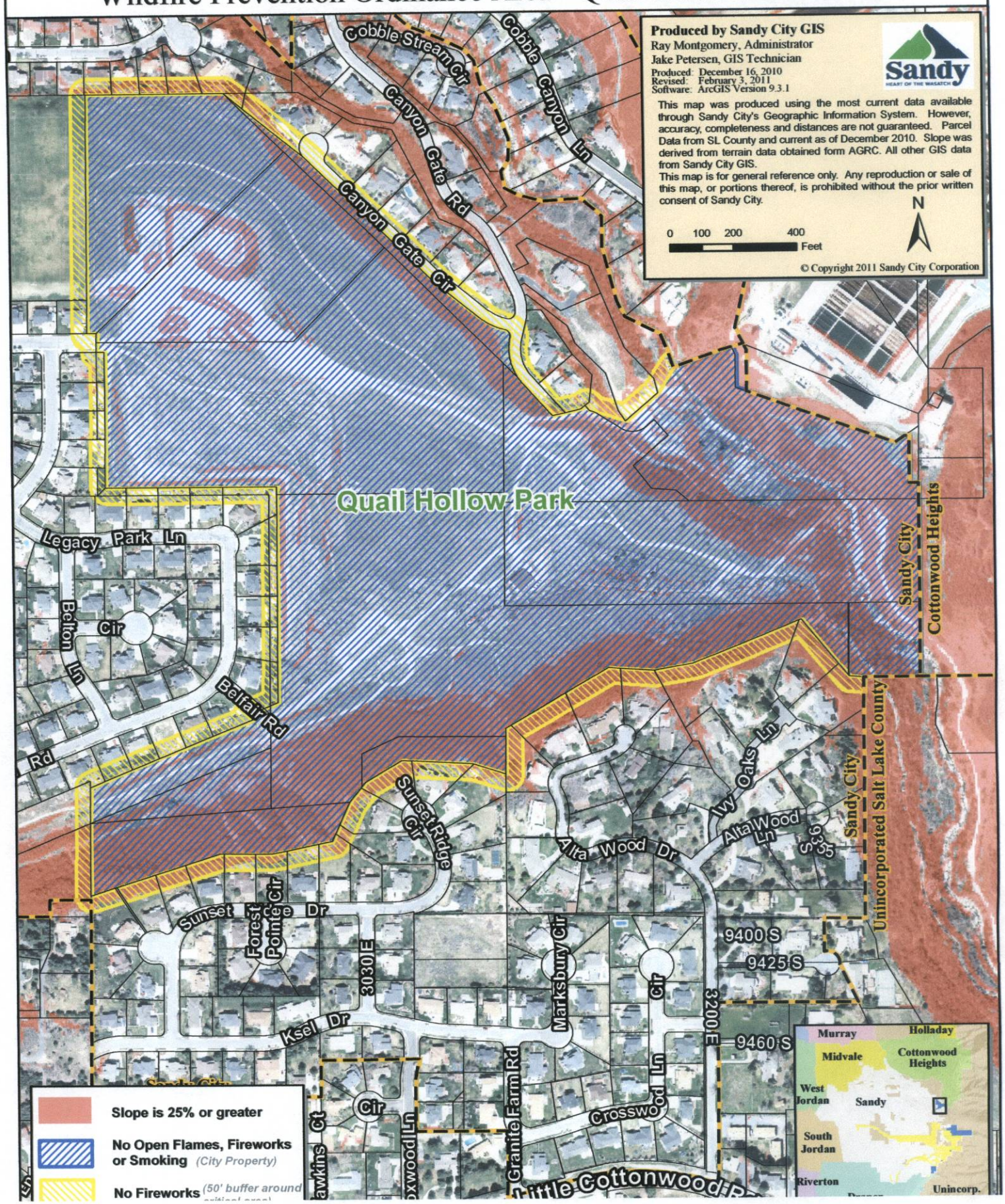


Exhibit D

Wildfire Prevention Ordinance Area - Dimple Dell Park Detail (Trax-1300 E)

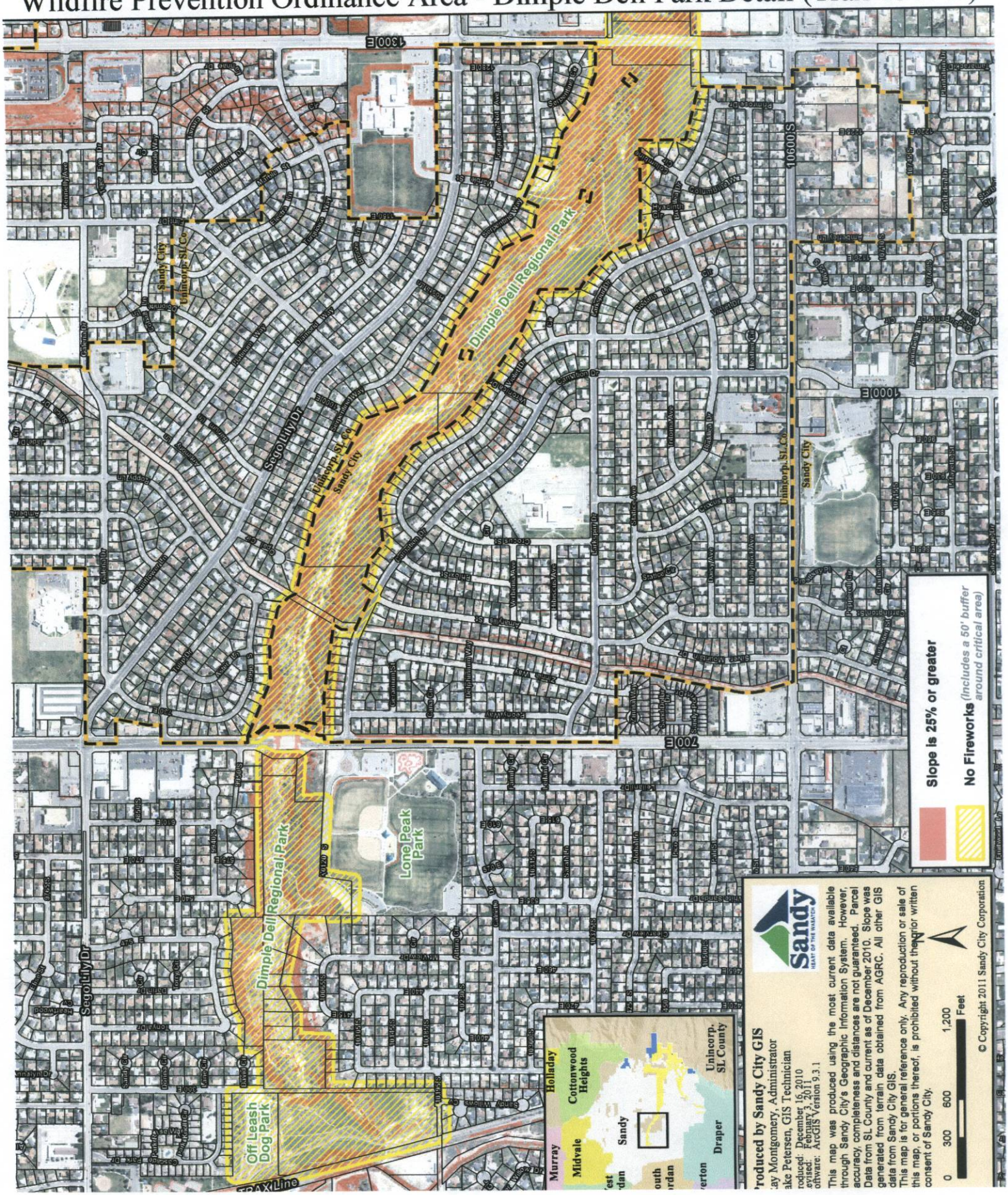
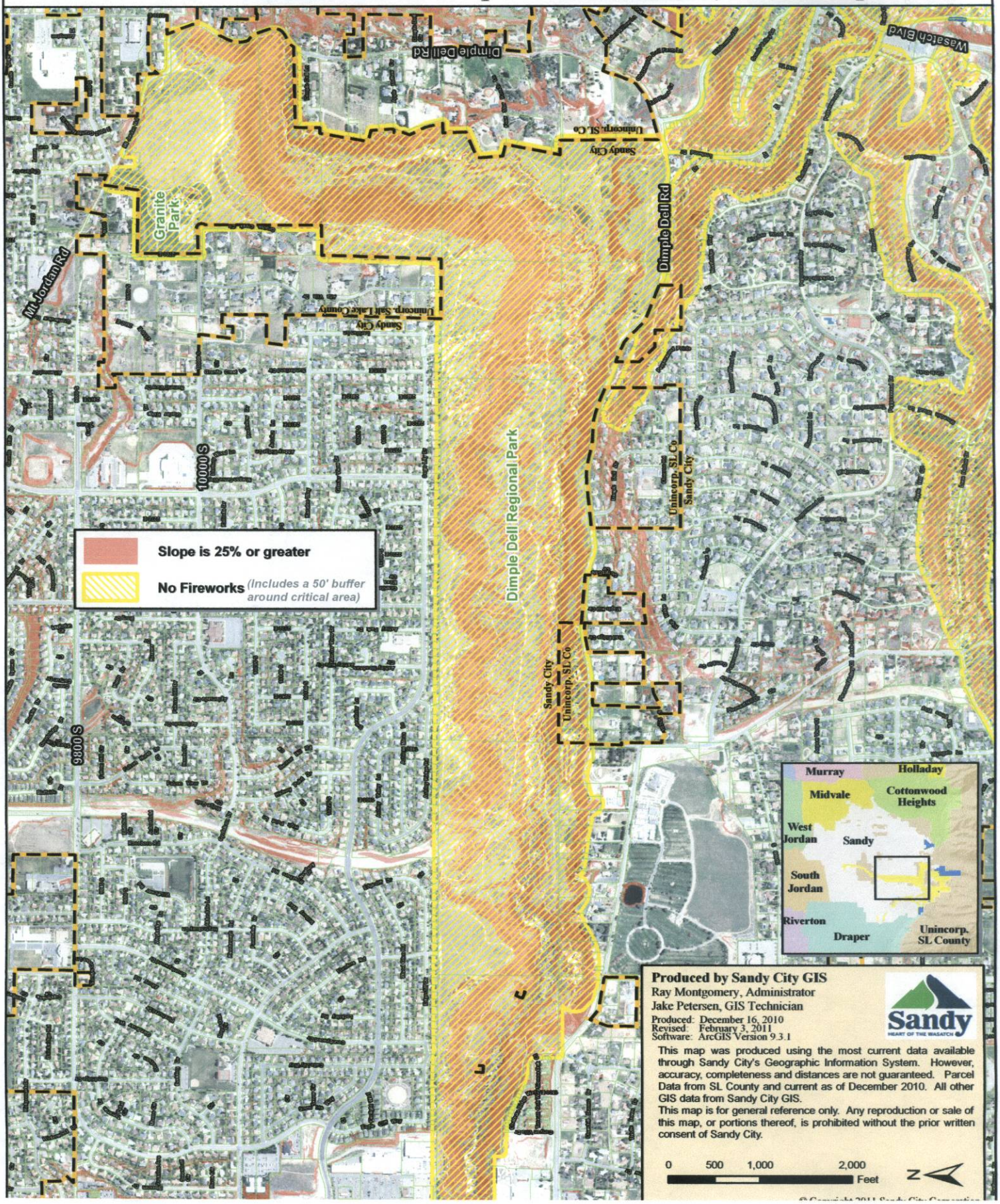


Exhibit E

Wildfire Prevention Ordinance Area - Dimple Dell Park Detail (1300 E-Dimple Dell Rd)