

**RESOLUTION R2016 - 51**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, PROHIBITING THE USE OF AN IGNITION SOURCE INCLUDING FIREWORKS, LIGHTERS AND MATCHES IN CERTAIN AREAS.**

**WHEREAS**, the danger of fire in wildland urban interface areas is expected to be high in and around the City of South Jordan through the 2016 wildland fire season; and

**WHEREAS**, a fire in a wildland urban interface may pose a risk to life or property; and

**WHEREAS**, certain wildland urban interface areas within the City have limited access for fire suppression access and efforts; and

**WHEREAS**, the Fire Code Official for the City of South Jordan has determined that hazardous conditions necessitate controlled use of fireworks, lighters, and matches in wildland urban interface areas in and around the City of South Jordan; and

**WHEREAS**, Utah Code Annotated § 15A-5-202 allows the legislative body of a municipality within which the hazardous environmental conditions exist to prohibit the ignition or use of an ignition source in a wildland urban interface areas.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, UTAH:**

**SECTION 1. Definitions.** As used in this Resolution:

1. "Fireworks" or "Pyrotechnic Device" means any item or device which produces noise, smoke, showers of sparks, or movement by combustion or explosive materials including all classes of fireworks.
2. "Wildland" means the line, area, or zone where structures or other human development meet or intermingle with undeveloped wildland or land being used for an agricultural purpose.

**SECTION 2. Prohibited Acts.** Unless explicitly approved through the issuance of a written permit as provided for in Section 3 Exceptions, the City Council of the City of South Jordan prohibits the following activities:

1. The use of lighters, matches, or other item or device producing an open flame within the natural vegetation border of the Bingham Creek and Jordan River Parkway open space and trail systems, except in a developed picnic area;
2. The possession of any firework or pyrotechnic device within the natural vegetation border of the Bingham Creek and Jordan River Parkway open space and trail systems;

3. The use/discharge of any firework or pyrotechnic device in, or within 200' of the natural vegetation border of the Bingham Creek and Jordan River Parkway open space and trail systems; or
4. The use/discharge of any firework or pyrotechnic device within 25' of undeveloped wildland and containing dry vegetation including brush, grasses, weeds, or other combustible vegetation.

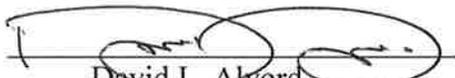
**SECTION 3. Exceptions.** The Fire Code Official of the City of South Jordan is authorized to evaluate and as appropriate approve necessary exceptions to the prohibited acts as listed in Section 2. Exceptions shall be granted through the issuance of a written "permit" as approved and issued by the Fire Code Official.

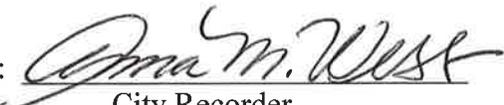
**SECTION 4. Violations.** Any performance of the prohibited acts as listed herein without a permit for an exception shall be prosecuted to the full extent of the law.

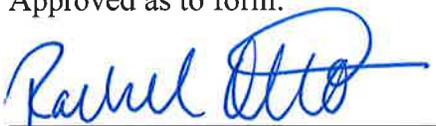
**SECTION 5. Effective Date.** This Resolution shall become effective immediately upon passage.

**APPROVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH,**  
**ON THIS 21 DAY OF June, 2016 BY THE FOLLOWING VOTE:**

	YES	NO	ABSTAIN	ABSENT
Brad Marlor	X	___	___	___
Patrick Harris	X	___	___	___
Donald Shelton	X	___	___	___
Tamara Zander	X	___	___	___
Christopher Rogers	___	___	___	X

Mayor:   
 David L. Alvord

Attest:   
 Anna M. West  
 City Recorder

Approved as to form:  
  
 Rachel Otto  
 Office of the City Attorney

