

MILLCREEK, UTAH
ORDINANCE NO. 24-18

**AN ORDINANCE REGULATING, PREVENTING, AND BANNING THE DISCHARGE
OF FIREWORKS WITHIN CERTAIN AREAS OF THE CITY**

WHEREAS, the Millcreek City Council (the "*Council*") met in regular session on April 22, 2024, to consider among other things, regulating, preventing, and banning the discharge of fireworks within certain areas of the city; and

WHEREAS, the Fire Marshal has advised the Council and has determined that existing or historical hazardous environmental conditions under Utah Code Ann. § 15A-5-202.5(1)(b) necessitates controlled use of any ignition source including fireworks as defined in Utah Code Ann. § 53-7-202, lighters, matches, sky lanterns, and smoking materials in bush-covered or dry grass-covered areas, within 200 feet of waterways, trails, canyons, washes, ravines, or similar area, or a limited area outside the hazardous areas described above to facilitate a readily identifiable closed area in accordance with Utah Code Ann. § 15A-5-202.5(2); and

WHEREAS, the Fire Marshal has produced a map ("Map"), a copy of which is attached hereto, that identifies the existing or historical hazardous environmental conditions under Utah Code Ann. § 15A-5-202.5(1)(b) that necessitate controlled use of any ignition source including fireworks, lighters, matches, sky lanterns, and smoking materials in bush-covered or dry grass-covered areas, within 200 feet of waterways, trails, canyons, washes, ravines, or similar area, or a limited area outside the hazardous areas described above to facilitate a readily identifiable closed area in accordance with Utah Code Ann. § 15A-5-202.5(2); and

WHEREAS, the Council finds that based on the Map that the areas designated for closure are closed areas along readily identifiable features like major roadways, waterways, or geographic features in accordance with Utah Code Ann. § 15A-5-202.5(2); and

WHEREAS, the Council finds that based on the Map the boundary of the designated closed areas are as close as is practical to the defined hazardous area, provided that the closed area may include areas outside of the hazardous area to facilitate a readily identifiable line; and

WHEREAS, the Council finds that the Map is readily available to the public because the Map will supplement the historical hazardous environmental conditions county-wide map as contemplated in Utah Code Ann. § 53-7-225(6); and

WHEREAS, after careful consideration, the Council has determined that it is in the best interest of the health, safety, and welfare of the inhabitants of Millcreek to ban the use of fireworks within certain areas of the city.

NOW, THEREFORE, BE IT ORDAINED except for display operators properly licensed as required by Utah law, it is unlawful for any person to discharge a class C common state approved explosive in the areas identified in red on the Map.

BE IT FURTHER ORDAINED that the definition of "a class C common state approved

explosive” shall be as defined in Utah Code Ann. § 53-7-202(5). All other terms shall have the same meaning as set forth in the Utah Fireworks Act, Utah Code Ann § 53-7-220 et seq.

BE IT FURTHER ORDAINED that any person convicted of violating the provisions of this ordinance shall be guilty of an infraction.

PASSED AND APPROVED this 22nd day of April, 2024.



MILLCREEK

By: 
Jeff Silvestrini, Mayor

ATTEST:


Elyse Sullivan, City Recorder

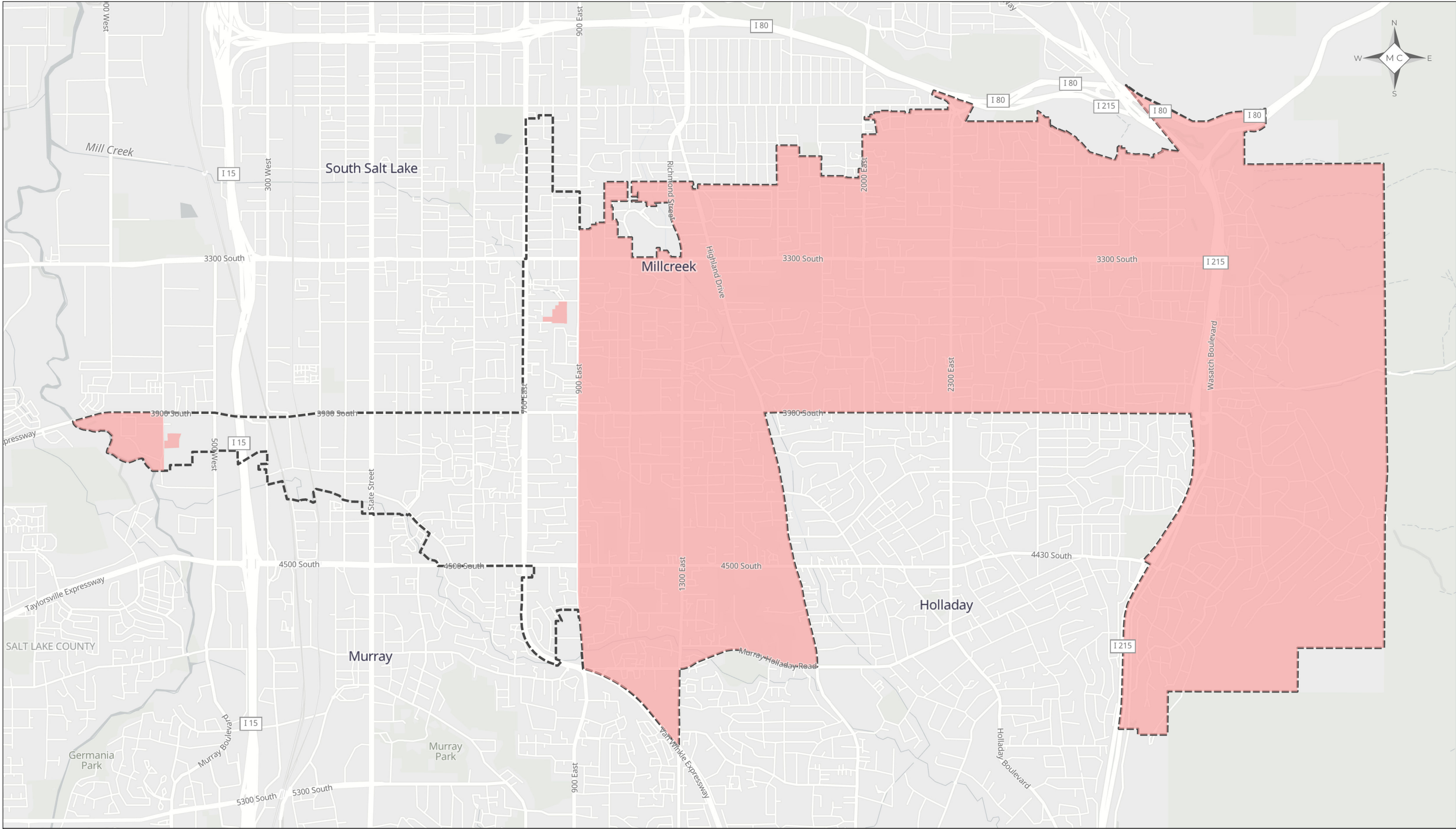
Roll Call Vote:

Silvestrini	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Catten	<input checked="" type="radio"/> Yes	<input type="radio"/> No
DeSirant	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Jackson	<input checked="" type="radio"/> Yes	<input checked="" type="radio"/> No
Uipi	<input checked="" type="radio"/> Yes	<input type="radio"/> No

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:
ORDINANCE 24-18: AN ORDINANCE REGULATING, PREVENTING, AND BANNING
THE DISCHARGE OF FIREWORKS WITHIN CERTAIN AREAS OF THE CITY
was adopted the 22nd day of April, 2024 and that a copy of the foregoing Ordinance 24-18 was
posted in accordance with Utah Code 10-3-711 this 24 day of April, 2024.


Elyse Sullivan, City Recorder



0 0.5 1 2 Miles

Firework Restrictions - 2024

Millcreek Municipal Boundary

Author: Brian Busch - Millcreek GIS
 Spatial Reference: WGS 1984 Web Mercator Auxiliary Sphere
 Path: C:\Users\bbusch\Documents\ArcGIS\Projects\CommunityMaps\CommunityMaps.aprx

Sources:
 Millcreek,
 Salt Lake County,
 UGRC, UFA

Published:
 23 April 2024

MILLCREEK, UT 2024 FIREWORK RESTRICTIONS

This map has the additional areas of Scott Avenue Park and Sunnyvale Park added on 22 April 2024.

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