

ORDINANCE  
2026-02

**AN ORDINANCE ENACTING CERTAIN RESTRICTIONS  
ON THE DISCHARGE AND USE OF FIREWORKS IN  
INDEPENDENCE, UTAH**

**WHEREAS**, Utah law authorizes municipalities to regulate the discharge and use of fireworks consistent with state statute; and

**WHEREAS**, current and anticipated environmental conditions, including drought, high temperatures, low humidity, and the presence of dry vegetation, create a significant risk of fire danger in areas throughout the Town of Independence; and

**WHEREAS**, the Independence Town Council finds that it is necessary and advisable to enact restrictions on the discharge and use of fireworks within the Town to protect public health, safety, and welfare;

**NOW THEREFORE**, be it ordained by the Independence Town Council as follows:

**Section 1. State Law Compliance**

Fireworks may be discharged in the Town of Independence only on the dates and during the times permitted by Utah law, unless there are compelling circumstances identified in UCA §53-7-225(5)(b)(ii).

**Section 2. Prohibition**

Notwithstanding Section 1, at the request of the Fire Marshall and due to hazardous environmental conditions including historic drought in the Town, and due to the proximity of all locations in the Town to the Wildland/Urban Interface, the discharge and use of fireworks is prohibited at all times within the Town of Independence, until such time as the Town Council determines through a subsequent ordinance, based on a recommendation of the Fire Marshall, that there has been sufficient snow pack and rainfall to lift the current prohibition.

**Section 3. Enforcement**

State, county, district fire officials, law enforcement officers, and Independence Town personnel, have the authority to enforce this ordinance.


**Section 4. Penalty**

Violation of this ordinance constitutes a Class B misdemeanor.


This ordinance shall take effect upon publication as required by law.

**PASSED AND ADOPTED** by the Town Council of Independence, Utah this 8th day of April, 2026.


APPROVED:

  
Bonnie Wilson, Mayor Pro Tem

ATTEST:

  
Cathy Bingham, Clerk

APPROVED AS TO FORM:

  
Jodi Hoffman, Town Attorney