

CITY OF HOLLADAY

ORDINANCE No. 2021-17

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOLLADAY
RESTRICTING THE USE OF PERSONAL FIREWORKS WITHIN ALL PORTIONS OF
THE CITY OF HOLLADAY LYING EAST OF 1300 EAST STREET**

WHEREAS, the City Council of the City of Holladay finds that the current drought conditions existing within the State of Utah, Salt Lake County and the City of Holladay present dangerous conditions relating to fire danger; and

WHEREAS, the City Council of the City of Holladay further finds that the City, throughout all areas, contains innumerable brush covered, and dry grass covered areas and a very significant number of trees which, due to the above referenced drought conditions, are in an extremely flammable condition; and

WHEREAS, the City's fire code officials have provided an opinion to the City that the above-referenced findings of the City are accurate and the fire danger within the City is extreme and that such danger would be reduced by prohibiting the discharge of personal fireworks within the City; and

WHEREAS, the City Council of the City of Holladay has determined that the minimal restriction on public convenience which would occur through a restriction on the use of personal fireworks is significantly outweighed by the need to protect public health and safety and to take precautions to guard against the existing extraordinary fire danger;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Holladay, Utah as follows:

Section 1. Restriction on Personal Fireworks. Pursuant to the provisions of the *Utah Code Ann.* 15A-5-202.5, and based on the findings as noted above, the use of personal fireworks is hereby restricted in all areas of the City of Holladay lying east of 1300 East Street. This restriction shall remain in effect until October 15, 2021, unless earlier terminated by action of the City Council. This restriction shall not apply to permitted public fireworks displays authorized by the City and approved by the City's fire code official.

Section 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Effective Date. For the protection and preservation of public health and safety, this Ordinance shall take effect immediately upon its passage. The City Recorder is hereby directed to publish and/or post this Ordinance forthwith.

PASSED AND APPROVED this 17th day of June, 2021.



ATTEST:

Stephanie N. Carlson
Stephanie N. Carlson, MMC
City Recorder

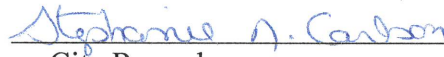
DEPOSITED in the office of the City Recorder this 17th day of June, 2021.
RECORDED this 17th day of June, 2021.

VOTING:
Matt Durham Yea X Nay _____
Sabrina R. Petersen Yea X Nay _____
Drew Quinn Yea X Nay _____
Paul Fotheringham Yea X Nay _____
Dan Gibbons Yea X Nay _____
Robert Dahle Yea X Nay _____

By: Robert Dahle
Robert Dahle, Mayor

CERTIFICATE OF PUBLICATION

I hereby certify that Ordinance 2021-17 was passed on the 17th day of June, 2021 and this Ordinance, or a summary hereof, was posted on the State Public Notice website.



City Recorder

CITY OF HOLLADAY PUBLIC NOTICE OF ORDINANCE ADOPTION

Notice is hereby given that on the 17th day of June, 2021 the Holladay City Council adopted Ordinance 2021-17.

Ordinance 2021-17 restricts the use of personal fireworks within all portions of the city lying east of 1300 East,

The complete ordinance is available for public inspection during normal working hours from 8:00 a.m. to 5:00 p.m. Monday through Friday in the office of the City Recorder located at 4580 S 2300 E, Holladay, UT.

Dated this 21st day of June, 2021

BY ORDER OF THE HOLLADAY CITY COUNCIL

Stephanie N. Carlson, MMC
Holladay City Recorder

