ORDINANCE NO. 03-02

ROLL CALL

VOTING	YES	NO
MAYOR DALE R. BARNEY *(votes only in case of tie)*		
SHERMAN E. HUFF *Councilmember*	X	
PAUL M. CHRISTENSEN *Councilmember*	X	
GLENN A. JAMES *Councilmember*	X	
ROY L. JOHNS *Councilmember*	X	
EVERETT KELEPOLO *Councilmember*	ABSENT	

I MOVE this ordinance be adopted: Councilmember Johns
I SECOND the foregoing motion: Councilmember Christensen

ORDINANCE 03-02

AN ORDINANCE PROHIBITING THE USE OF FIREWORKS IN CERTAIN AREAS OF SPANISH FORK CITY

WHEREAS, Spanish Fork City has various areas which constitute forest, range, or watershed lands; and

WHEREAS, the spring and early summer of 2002 have been extremely hot and dry, and represent the fourth year of drought conditions, leaving the forest, range, or watershed lands in a condition of extreme fire danger; and

WHEREAS, the 4th of July and the 24th of July have periods when the use of fireworks are allowed by State law; and

WHEREAS, the Spanish Fork City Council finds that the use of fireworks, given the current conditions, constitutes a fire hazard to the forest, range, or watershed areas of the city; and

WHEREAS, a fire in these areas would constitute a serious threat to life and property; and

WHEREAS, in order to protect the health, safety, and welfare of the residents of the city, it is necessary to impose restrictions on the use of fireworks in those areas which would constitute a danger to life, property, forests, range, or watershed within the city;

NOW THEREFORE, be it enacted and ordained by the Spanish Fork City Council as follows:

1. The use of fireworks is prohibited anywhere within the development known as the Oaks and a half mile radius there around.
2. The use of fireworks is prohibited within 200 feet of any open field or unimproved lot with vegetation. An exception for any city sponsored public display of fireworks is granted where trained personnel set off the fireworks and the fire department is present to immediately extinguish any fire.
3. A violation of this ordinance is a Class C misdemeanor.
4. It is a Class C misdemeanor for a parent or guardian to fail to supervise a child in their control or custody who is using fireworks in violation of this ordinance.
5. This ordinance is effective immediately and shall remain in effect through the balance of 2002.
6. This ordinance shall not become part of the Spanish Fork City Municipal Code.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH, this 2nd day of July, 2002.

Dale R. Barney

DALE R. BARNEY, Mayor

ATTEST:

KENT R. CLARK, City Recorder

Proof of Publication

I Steve Hardman being first duly sworn according to law, disposes and says that he is the General Manager of ***THE SPANISH FORK PRESS,*** a weekly newspaper printed and published at Spanish Fork, Utah County, Utah and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper

for consecutive 1 weeks,

the first publication on the 11 day

of July 2002

And the last on the 11 day

of July 2002

Steve

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PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH, this 11th day of July, 2002.

Published in the Spanish Fork Press July 11, 2002.

DEBBIE L. CHANDLER
NOTARY PUBLIC · STATE of UTAH
341 SOUTH 300 EAST
SPANISH FORK, UT 84660
COMM. EXP. 5-18-2005

Subscribed and sworn to before me this 15th day of July 2002

Debbie L Chandler

Notary Public