

## **RESOLUTION NO. R-16-2021**

### **A RESOLUTION OF EAGLE MOUNTAIN CITY, UTAH ESTABLISHING FIREWORKS RESTRICTIONS FOR 2021**

WHEREAS, in accordance with Utah Code §53-7-225, Class C common state approved explosives (fireworks) may normally only be discharged beginning on July 2 and ending on July 5, and beginning on July 22 and ending on July 25; and

WHEREAS, if existing or historical hazardous environmental conditions exist within the boundaries of Eagle Mountain City, Utah Code § 15A-5-202.5 allows the City Council to prohibit the ignition and use of fireworks in the following areas: (1) mountainous, brush-covered, forest-covered, or dry grass-covered areas; (2) within 200 feet of waterways, trails, canyons, washes, ravines, or similar areas; (3) wildland urban interface area, which 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; or (4) a limited area outside the hazardous areas; and

WHEREAS, the City Council previously determined that historical hazardous environmental conditions existed before July 1 of at least two of the preceding five years in certain areas that were designated on the Eagle Mountain City 2021 Firework Closed Area Map; and

WHEREAS, Eagle Mountain City is currently experiencing severe drought conditions with a forecast of continuing hot and dry weather; and

WHEREAS, a fire or multiple fires within Eagle Mountain City could deplete already strained water sources and municipal water capacity within Eagle Mountain City's water system and could result in water restrictions that impact the health, safety and welfare of residents in Eagle Mountain City; and

WHEREAS, due to drought conditions throughout the Utah, resources to fight large fires in Eagle Mountain City may be limited; and

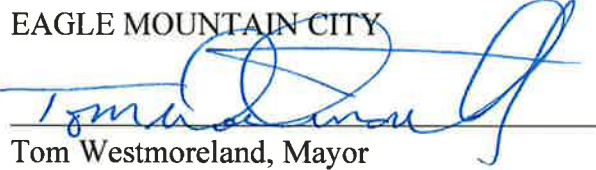
WHEREAS, due to the existing hazardous environmental conditions, all areas within Eagle Mountain are in proximity to dry brush-covered or dry grass-covered areas that could be easily ignited by fireworks or other ignition sources.

NOW, THEREFORE, BE IT RESOLVED by Eagle Mountain City, Utah, as follows:


1. All fireworks shall be prohibited during the July 4<sup>th</sup> and July 24<sup>th</sup> holiday celebration throughout the entire municipal boundaries of Eagle Mountain City.
2. Open pit fires or other ignition sources shall be prohibited in all open space areas within Eagle Mountain City through August 31, 2021.

3. In addition to any other fines, penalties, or liability allowed under Utah law, in accordance with Utah Code §53-7-225, a person is guilty of an infraction, punishable by a fine of up to \$1,000, if the person discharges a Class C common state approved explosive within the municipal boundaries of Eagle Mountain City during calendar year 2021.

PASSED and APPROVED this 15<sup>th</sup> day of June, 2021.

EAGLE MOUNTAIN CITY  
  
Tom Westmoreland, Mayor

ATTEST:

  
Fionnuala B. Kofoed, MMC  
City Recorder



**CERTIFICATION**

The above resolution was adopted by the City Council of Eagle Mountain City on the 15<sup>th</sup> day of June, 2021.

Those voting aye:

Donna Burnham

Melissa Clark

Colby Curtis

Jared Gray

Carolyn Love

Those voting nay:

Donna Burnham

Melissa Clark

Colby Curtis

Jared Gray

Carolyn Love

Those excused:

Donna Burnham

Melissa Clark

Colby Curtis

Jared Gray

Carolyn Love

Those abstaining:

Donna Burnham

Melissa Clark

Colby Curtis

Jared Gray

Carolyn Love



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Fionnuala B. Kofoed, MMC  
City Recorder