

**MIDVALE CITY, UTAH
RESOLUTION NO. 2024-R-20**

**A RESOLUTION ESTABLISHING THE 2024 FIREWORK RESTRICTION MAP IN
MIDVALE**

WHEREAS, Midvale City (City) is a body corporate and politic of the State of Utah; and

WHEREAS, in 2018, the Utah Legislature modified State regulations regarding the authority of local governments to regulate the sale and discharge of fireworks and can primarily be found in Utah Code Ann. §15A-5-202.5 and §53-7-225; and

WHEREAS, Utah Code Ann. §15A-5-202.5 provides that a municipality may restrict ignition sources if its fire code official finds that existing conditions necessitate controlled use of any ignition source, including fireworks;

WHEREAS, the Midvale City Council finds that certain areas of Midvale City present dangerous conditions relating to fire danger; 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 withing certain areas of the City is significant and that such danger would be reduced by prohibiting the discharge of personal fireworks within those certain areas of the City; and

WHEREAS, this recommendation complies with the requirements of Utah Code Ann. §15A-5-202.5 as it only restricts fireworks around defined hazardous areas, designates the restricted area along readily identifiable features, ensures that the boundary of the designated restricted area is as close as is practical to the defined hazardous area, and identifies the restricted area through a map readily available to the public; and

WHEREAS, the Midvale City Council 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 fire danger.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF MIDVALE, UTAH:

Section 1. Restriction on Personal Fireworks. Pursuant to the provisions of Utah Code Ann. §15A-5-202.5, and based on the findings as noted above, the use of personal fireworks is hereby prohibited in the areas of Midvale described below and depicted in the attached map:

- a. Along the Jordan River, extending East to the closest identifiable road; and
- b. Midvale City-owned parks and open spaces, excluding rights-of-way not contained in the areas described in subsections (a).

This prohibition shall remain in effect until terminated or superseded by resolution by Midvale 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.

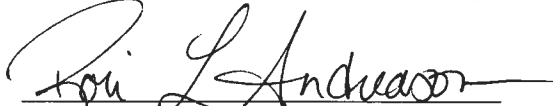
Section 2. This Resolution shall take effect immediately.

APPROVED AND ADOPTED this 16th day of April, 2024.




Marcus Stevenson, Mayor

ATTEST:


Rori L. Andreason, MMC
City Recorder

Voting by the City Council	"Aye"	"Nay"
Bonnie Billings	<input checked="" type="checkbox"/>	_____
Paul Glover	<input checked="" type="checkbox"/>	_____
Heidi Robinson	<input checked="" type="checkbox"/>	_____
Bryant Brown	<input checked="" type="checkbox"/>	_____
Dustin Gettel	<input checked="" type="checkbox"/>	_____

