

# COTTONWOOD HEIGHTS

## RESOLUTION NO. 2022-38

### A RESOLUTION AMENDING THE DESIGNATED AREAS CLOSED TO DISCHARGE OF FIREWORKS AND OTHER IGNITION SOURCES DUE TO HISTORICAL HAZARDOUS ENVIRONMENTAL CONDITIONS AND ADOPTING A SECOND AMENDED MAP SHOWING THE BOUNDARIES OF SUCH AREAS

**WHEREAS**, pursuant to UTAH CODE ANN. 15A-5-202.5 and related Utah statutes concerning permissible fireworks restrictions, areas within a city which have been subject to hazardous environmental conditions in at least two of the preceding five years may be so designated by the city before July 1<sup>st</sup> as historically hazardous areas ("*Hazardous Areas*") which are closed to the discharge of fireworks, provided that a map is produced clearly defining the boundaries of such areas and that before May 1<sup>st</sup> such map is provided to the county in which the defined areas are located; and

**WHEREAS**, the city of Cottonwood Heights (the "*City*"), in consultation with the Unified Fire Authority ("*UFA*"), heretofore prepared a map (the "*Map*") of the Hazardous Areas within the City which should be closed to the discharge of fireworks and other potential ignition sources (such as fires, matches, lighters, smoking materials, etc.) ("*potential ignition sources*"); and

**WHEREAS**, pursuant to its Resolution 2022-21 enacted on 19 April 2022, the City's city council (the "*Council*") adopted the Map and directed that the Map be provided to Salt Lake County; and

**WHEREAS**, subsequently, the City and UFA jointly determined that the Map should be slightly amended to modify the boundaries and/or locations of certain Hazardous Areas and therefore jointly prepared such an amended Map (the "*Amended Map*"), which was adopted by the Council on 17 May 2022 pursuant to its Resolution 2022-29 and thereafter provided to Salt Lake County; and

**WHEREAS**, the City and UFA subsequently jointly determined that the Amended Map should be further slightly amended to modify the boundaries and/or locations of certain Hazardous Areas and therefore jointly prepared such an amended Map (the "*Second Amended Map*"); and

**WHEREAS**, the Council met on 19 July 2022 to consider, among other things, approving and adopting the Second Amended Map as more clearly defining the boundaries of the City's Hazardous Areas; ordering that the City's Hazardous Areas as shown on the Second Amended Map be closed to fireworks and other potential ignition sources, subject to any future amendment of the Second Amended Map by the Council; and ordering that the Second Amended Map promptly be provided to Salt Lake County; and

**WHEREAS**, the Council has reviewed the form of the Second Amended Map, a photocopy of which is annexed hereto as an exhibit; and

**WHEREAS**, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to approve and adopt the

Second Amended Map and to otherwise act as proposed above;

**NOW, THEREFORE, BE IT RESOLVED** by the city council of Cottonwood Heights that:

(a) The Second Amended Map is hereby approved and adopted as more clearly defining the boundaries of the City’s Hazardous Areas;

(b) The City’s Hazardous Areas as shown on the Second Amended Map are closed to the discharge of fireworks and other potential ignition sources (such as fires, matches, lighters, smoking materials, etc.), subject to any future amendment of the Second Amended Map by the Council, to the fullest extent permissible under Utah statute and City ordinance; and

(c) The City’s manager and recorder are authorized and directed to promptly provide a copy of the Second Amended Map to Salt Lake County.

This Resolution, assigned no. 2022-38, shall take effect immediately upon passage.


**PASSED AND APPROVED** this 19<sup>th</sup> day of July 2022.

**ATTEST:**

**COTTONWOOD HEIGHTS CITY COUNCIL**

By:   
Paula Melgar, Deputy Recorder



By:   
Michael T. Weichers, Mayor

**VOTING:**

Michael T. Weichers	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Douglas Petersen	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Shawn E. Newell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Ellen Birrell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

**DEPOSITED** in the office of the City Recorder this 19<sup>th</sup> day of July 2022.

**RECORDED** this 20 day of July 2022.

**DISCLAIMER**

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**- Map Legend -**

-  City Boundary
-  Fireworks Restricted Zones

0 0.13 0.25 0.5 Miles

