

CHAPTER 7A-04. GENERAL FIRE AND FIREWORKS REGULATIONS

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7A-04-010. Seasonal Ban on Open Fires.

(a) Specified: From June 1 until October 15, unauthorized outdoor fires are strictly prohibited within the designated area set forth in subsection (b) of this Section.

(b) Area Defined: The prohibition set forth in subsection (a) of this Section applies to the geographic area situated as follows:

(1) Areas of the City east of Mountain Road;

(2) The Nicholls Park and the Baer Creek Hollow area, beginning at the west Right-of-way line of Highway 89 and extending west to SR-273 (Main Street) which shall include all property north of Nicholls Road and south of Fencepost Road to the Fruit Heights/Kaysville boundary line at which point shall follow the City boundary line and include all property south of the Fruit Heights City boundary line which is shown on the map at section 7A-04-040 of this chapter; and

(3) Beginning on the south side of Green Road and extending east to the west side Mountain Road and west to the east side of Highway-89 and extending south along Mountain Road and Highway-89 to the east, northeast property line of Harvey Park (City Hall).

(c) Authorized Outdoor Fires: Authorized outdoor fires exempt from the prohibition set forth in subsection (a) of this Section are:

(1) Outdoor barbecue units;

(2) Recreational fires in residential firepits where any combustible material is located at least thirty feet (30') from the edge of the firepit only after receiving proper authorization from the City contracted fire service; and

(3) Burns conducted by farm and horticultural operations; provided, that such burns are contained and monitored at all times and are commenced only after receiving proper authorization from the City contracted fire service.

(A) For purposes of this Section, a farm or horticultural operation is defined as:

(i) Fruit orchards of twenty-five (25) or more fruit trees on a continuous two (2) acre parcel of property; or

(ii) Agricultural activities of two (2) or more cultivated acres on single or contiguous parcels of property.

7A-04-020. Fireworks Discharge Restrictions.

(a) Discharge Prohibited Area: The discharge of fireworks, as defined in Fruit Heights City Ordinances and/or the Utah State Code, is hereby prohibited within the following specified areas of the City being defined as:

(1) Beginning on the south boundary of the City at Mountain Road and extending eastward, to 400 North, and all areas northward of 400 North and east of highway 89 to the northern boundary of the City;

(2) The Nicholls Park and the Baer Creek Hollow area, beginning at the west Right-of-way line of Highway 89 and extending west to SR-273 (Main Street) which shall include all property north of Nicholls Road and south of Fencepost Road to the Fruit Heights/Kaysville boundary line at which point shall follow the City boundary line and include all property south of the Fruit Heights City boundary line which is shown on the map at section 7A-04-040 of this chapter; and

(3) Beginning on the south side of Green Road and extending east to the west side Mountain Road and west to the east side of Highway-89 and extending south along Mountain Road and Highway-89 to the east, northeast property line of Harvey Park (City Hall).

(b) Sales Locations: It is unlawful for any person to discharge a firework within one hundred feet (100') of any fireworks sales location;

(c) Abutting Properties: It is unlawful for any person to ignite, explode, project or otherwise fire or use, or permit the ignition, explosion or projection of any fireworks upon or over or onto the property of another; and

(d) Dwellings: It is unlawful for any person to ignite, explode or otherwise make use of any fireworks within twenty feet (20') of any residence, dwelling or other structure.

(e) Penalty: Any person who is guilty of discharging a firework contrary to any order issued pursuant to this section shall be guilty of a class C misdemeanor.

7A-04-030. Emergency Authority of City Manager to Prohibit Discharge of Fireworks.

(a) Authority: The city manager is hereby authorized to issue temporary regulations (not to exceed 60 days) and restrictions pertaining to the discharge of fireworks as defined by this chapter in order to preserve the health, welfare, and safety of individuals and property within the city.

(b) Limitation: This grant of authority is limited to issuing restrictions based upon climatic conditions which may or have created an unreasonable risk of damage to persons and/or property.

7A-04-040. Open Fires and Fireworks Restriction Map.