

The ULCT Resolutions Process: Where Legislation Happens

RESOLUTION 2014--006

Preferred ULCT Resolution Format: 2014

(A) Resolution Title/Subject

A Resolution of the Utah League of Cities and Towns regarding the regulation of fireworks:

(B) We, the members of the Utah League of Cities & Towns find:

1. Whereas, due to dry conditions, high temperatures and winds, the danger of fires in the State of Utah during the summer of 2012 was extremely high; and
2. Whereas, at that same time, Governor Herbert called on local governments to enact ordinances which would prohibit the discharge of fireworks during certain times and places; and
3. Whereas, the Utah State Legislature in 2013 amended laws regulating the discharge of fireworks in the State; and
4. Whereas, although State law prohibited cities and towns from adopting ordinances or regulation for the sale and discharge of fireworks that conflict with State regulations, many cities and towns still attempt to enact regulations for the discharge of fireworks the best they know how and in an attempt to decrease fire danger for both wild land and urban interface areas, brush covered areas, mountainous areas, as well as residential and commercial developed areas.
5. Whereas, cities and towns further realize that because current State law regulates how restrictive local governments can be in regulating fireworks, being able to ban the discharge of fireworks as Governor Herbert has requested is still not possible.

(C) Now, therefore, we, the members of the Utah League of Cities & Towns recommend that:

1. Once again, the Utah State Legislature give greater discretion to cities and towns in regulating the discharge of aerial fireworks by amending UCA 11-3-8, which currently prohibits cities and towns from adopting ordinances or regulations that conflict with UCA 53-7-220 through 53-7-225 and 15A-5-202.5, in such a way as to allow individual cities and towns to adopt ordinances or regulations that appropriately address the needs and concerns of each city or town as they deem necessary.

Vernal City.

Vernal City
City(s), Town(s), and/or Affiliate Group submitting this resolution

Ken Bassett
Person preparing form