**ORDINANCE NO. \_\_68\_\_\_\_\_**

**AN ORDINANCE IMPOSING FIREWORK RESTRICTIONS**

 **WHEREAS**, fire danger is extremely high in the state of Utah and Boulder area; and

 **WHEREAS**, fireworks have been banned in many municipalities throughout the state and in all unincorporated areas; and

 **WHEREAS**, the town of Boulder desires to help protect the community against fire danger as much as possible and enacts this ordinance pursuant to UCA § 10-8-47.

 **NOW THEREFORE,** be it ordained by the Boulder Town Council as follows:

1. It shall be unlawful to discharge or use any kind of fireworks, pyrotechnic devices, or tracer ammunition within the town of Boulder. Each separate firework or device used will constitute a separate offense.
2. Open fires are allowed so long as they are confined to an improved stone or metal lined fire pit. Otherwise, open fires are not allowed.
3. It shall be unlawful to smoke outdoors in Boulder Town except on a surface cleared of vegetation or other flammable material
4. Each offense shall constitute a class B Misdemeanor.
5. This ordinance shall take effect immediately.
6. Unless renewed or repealed, this ordinance will expire October 1, 2012.

**APPROVED** and **PASSED** this \_\_\_\_\_ day of , 2012.

**ATTEST:** **BOULDER TOWN**

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Judith Davis Bill Muse, Mayor

Boulder Town Clerk

 **VOTE**

Bill Muse, Mayor \_\_\_\_\_\_\_\_\_

Gladys LeFevre, Councilwoman \_\_\_\_\_\_\_\_\_

Sue Inman, Councilwoman \_\_\_\_\_\_\_\_\_

**ADOPTION OF ORDINANCE AFFIDAVIT (MUNICIPAL)**

STATE OF UTAH )

 : ss.

COUNTY OF GARFIELD )

 I, the undersigned, the duly qualified and acting Town Clerk of Boulder Town, Garfield County, Utah, do hereby further certify, according to the records of said Town Council in my official possession, and upon my own knowledge and belief, that I have fulfilled the requirements of Section 10-3-711, Utah Code Annotated, 1953, as amended, by:

[ ] (a) Causing one (1) copy of this ordinance to be deposited in the office of the Town Recorder; and

**Either**

 [ ] (b1) Causing a short summary of this ordinance to be published for at least one publication in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, a newspaper of general circulation within Boulder Town;

 **or**

[ ] (b2) Causing to be posted a complete copy of this ordinance in three (3) public places within Boulder Town.

 IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of Boulder Town, Utah, this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2012.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Seal] Judi Davis

 Boulder Town Clerk

 SUBSCRIBED AND SWORN to me, a Notary Public, this \_\_\_\_\_ day of , 2012.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Notary Public

Residing in:

My commission expires: