

**ORDINANCE NO. 04-17-2018A**

**AN ORDINANCE AMENDING TITLE 5 OF THE CITY CODE OF THE CITY OF CEDAR HILLS, UTAH, PROHIBITING THE DISCHARGE OF AERIAL FIREWORKS EAST OF CANYON ROAD.**

WHEREAS, pursuant to Utah Code Annotated § 10-9a-501, the City Council of the City of Cedar Hills (“City Council”) may adopt ordinances to govern the use and development of land within the City; and

WHEREAS, pursuant to Utah Code Annotated § 10-8-84, the City Council may adopt ordinances “necessary and proper to provide for the safety and preserve the health, and promote the prosperity, improve the morals, peace and good order, comfort, and convenience of the City and its inhabitants, and for the protection of property in the City”; and

WHEREAS, the City Council, has determined that it is in the best interest of the public health, prosperity, comfort, and convenience of the City of Cedar Hills, and the residents thereof, to enact certain amendments to Title 5 of the City Code relating to the designation of streets and highways;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILLS, UTAH COUNTY, STATE OF UTAH:**

**PART I  
AMENDMENTS**

**SECTION 1.** Title 5, Chapter 2, of the City Code, entitled Crimes, Offenses, and Traffic Regulations, is hereby amending Section 3 to read as follows:

**5-2-3: FIREARMS, WEAPONS, EXPLOSIVES, AND FIREWORKS:**

A. Prohibited Discharge Of Firearms, Explosives, Fireworks And Similar Weapons:

4. It shall be unlawful to discharge or ignite an aerial device as defined by Utah Administrative Code R710-2-3 or any non-stationary firework, within two hundred (200’) feet of any area as identified by the highlighted areas of the map which by this reference is made a part of this subsection.

**PART II  
PENALTY AND ADOPTION**

**A. CONFLICTING PROVISIONS**

Whenever the provisions of this Ordinance conflict with the provisions of any other Ordinance, resolution or part thereof, the more stringent shall prevail.

**B. PROVISIONS SEVERABLE**

This Ordinance and the various sections, clauses and paragraphs are hereby declared to be

severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid it is hereby declared that the remainder of the ordinance shall not be affected thereby.

**C. AMENDMENT TO BE ADDED TO CITY CODE**

The City Council hereby authorizes and directs that insert pages reflecting the provisions enacted hereby shall be made and placed in the City Code, Title 5.

**D. PENALTY**

Hereafter these amendments shall be construed as part of the Public Safety and Traffic Regulations Ordinance of the City Code of the City of Cedar Hills, Utah, to the same effect as if originally a part thereof, and all provisions of said regulations shall be applicable thereto, including, but not limited to, the enforcement, violation and penalty provisions.

**E. EFFECTIVE DATE**

This Ordinance shall take effect upon its passage and publication as required by law.

**PASSED AND ORDERED POSTED BY THE CITY COUNCIL OF CEDAR HILLS, UTAH,  
THIS 17TH DAY OF APRIL, 2018.**

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Jenney Rees, Mayor

ATTEST:

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Colleen Mulvey, City Recorder