

TITLE 9. PUBLIC PEACE, MORALS AND WELFARE.

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9.04.010. Adoption of State Criminal Code.

A Titles 76 and 58 of Utah Code Annotated, as it may from time to time be amended is adopted by reference and is made a part of the ordinances of Spanish Fork City as fully as if set out in the body of the municipal code and shall take effect and be controlling within the limits of the city; provided, however, that this chapter is not intended to and does not purport to grant unto the city any power or jurisdiction not specifically or by implication granted by law.

B. Any crimes specified within Titles 76 and 58 which are designated felonies are specifically excluded from inclusion in this chapter.

C Whenever a conflict in language or penalty between this chapter and an ordinance previously passed shall arise, the provisions of this chapter shall govern.

9.04.020. Failure to Appear - Misdemeanor.

Any person who wilfully fails to appear before a court pursuant to a citation issued with Spanish Fork City under the provisions of Utah Code Annotated §77-7-18 is guilty of a class B misdemeanor, regardless of the disposition of the charge upon which he or she was originally cited.

9.04.030. Alcohol Regulations.

A. The criminal provisions of title 32A of Utah Code Annotated, as it may be amended from time to time, are hereby adopted by reference and are made a part of the ordinances of Spanish Fork City as fully as if set out in the body of the Municipal Code and shall take effect and be controlling within the limits of the City.

B. It shall be a Class B Misdemeanor for any person to sell beer, light beer, malt liquor, malted beverage, or other alcoholic beverages through a drive-up window.

C. For purposes of unlawful consumption of alcoholic beverages as set forth in U.C.A. §32A-12-220, the following definitions shall apply:

1. A public building shall have that meaning set forth in U.C.A. §32A-1-105(39);

2. Park shall mean publicly owned property dedicated to relaxation and/or recreational activities, including any parking lots or parking areas associated with such park. Park shall include areas designated as a park by the City, public fairgrounds, ball fields or other recreational fields, publicly owned gun clubs or related facilities, publicly owned "green spaces," and public trails, including jogging paths, bicycle, and horse trails. Parks shall also include any buildings, pavilions, or other structures located in such areas. Parks shall not include golf courses or designated over-night camping areas;

3. Stadium means a structure with tiers of seats for spectators.

(Ord. No. 05-97, Enacted, 03/18/1997)

9.04.040 Leaving Children in Vehicles

A. It shall be unlawful for any person within the limits of this City, having in his or her care, control, or under his or her guidance, any minor child under six (6) years of age, to at any time leave such a child unattended in any automobile, bus, or other vehicle or trailer, located upon a public street, a publicly-owned or privately-owned parking lot open to the general public or to business invitees, or at any other public place, if the child's health or welfare could be adversely effected.

B. A child is "unattended" within the meaning of this section if the oldest person in the vehicle is a person under the age of twelve (12) years.

C. Violation of this section os a class B misdemeanor. (Ord. No. 09-06, Enacted, 09/01/06)

Chapter 9.08. Abusive Language.

9.08.010. Abusive Language.

9.08.010. Abusive Language.

A person is guilty of an infraction when he or she directs words, phrases, appellations or other language at another person or persons which would be insulting, slanderous or menacing to a person of ordinary sensitivities and which, by virtue of the said truculent conduct, would arouse such person or persons so abused to respond with similar truculent conduct or with immediate retaliatory physical violence.
(Ord. No. 04-93, Amended, 04/07/1993)

Chapter 9.12. Disturbance of the Peace.**9.12.010. Loudspeakers.****9.12.020. Driving Animals on Streets.****9.12.030. Driving on Sidewalks.****9.12.050. Sale or Use of Fireworks.****9.12.060. Loitering Defined.****9.12.070. Loitering Prohibited.****9.12.080. Release of Prisoners.****9.12.010. Loudspeakers.**

A. It is unlawful within the limits of this city for any person to maintain, operate, connect or suffer or permit to be maintained, operated or connected any calliope or radio apparatus, sound device or any talking machine or loudspeaker attached thereto in such a manner that the loudspeaker or amplifier causes the sound from such radio apparatus or sound device or talking machine to be projected directly therefrom outside of any building, vehicle or out-of-doors, provided that the chief of police may grant a permit to so broadcast any events or happenings of cultural, political, intellectual or religious interest. Every person desiring a permit to so broadcast shall make application, file a statement showing the place where he or she proposes to broadcast, the times and probable duration, and the nature, topics or title of said broadcast. Said permit shall not be arbitrarily denied and when an application for a permit is denied, the chief of police shall set forth in writing and with particularity the grounds for so denying the application for a permit.

B. Nothing herein contained shall be construed to prevent the operation of a radio apparatus, sound device, amplifier or talking machine used in a reasonable manner by any person within any building, vehicle or structure even though the sound therefrom may be heard on the outside of such building, vehicle or structure, provided that the said apparatus, sound device, amplifier or talking machine shall not project the sound therefrom directly outside of any building, vehicle or out-of-doors, and provided further that no such radio apparatus, sound device, amplifier or talking machine is in any way fastened to or connected with any outside wall or window in any building, vehicle or structure so that sound therefrom is projected outside of such walls or window.

C. It is unlawful within the limits of Spanish Fork City for any person to maintain, operate, connect or suffer or permit to be maintained, operated, or connected any speakers, sound device, or radio apparatus that projects a sound that can be heard for a distance of two hundred (200) feet or greater from the source of the sound, amplification, speakers, sound device or radio apparatus, with the exception that any such device being projected within the boundaries of ones own real property, it shall only be unlawful to project the sound two hundred (200) feet or greater beyond the edges of the property boundaries.

D. A violation of this section is punishable as an infraction.

9.12.020. Driving Animals on Streets.

Every person who drives any herd of sheep or band of horse, cattle or other animals upon any public street of this city without first obtaining a permit from the chief of police to do so is guilty of an infraction.

9.12.030. Driving on Sidewalks.

Every person who drives or propels any motor vehicle; rides, drives or leads any horse or other animals upon the sidewalk, except for the purpose of entering or leaving a city lot or over any footbridge, or stops any motor vehicle, team or other vehicle on a crosswalk so as to impede public travel within the limits of this city is guilty of an infraction.

9.12.050. Sale or Use of Fireworks.

The sale or use of fireworks shall be governed in strict accordance with the provisions of Utah Code Annotated §11-3-1 et. seq.

9.12.060. Loitering Defined.

Loitering shall mean the congregation of one (1) or more person(s) upon public streets, highways, or sidewalks of business districts, or residential areas, who are not carrying on any legitimate business within the city and who are impeding access to any business or impacting by noise, litter, or vandalism, any residential or business district. It shall also include the congregation of one or more persons in or upon a parked vehicle in or upon a public street or highway in residential or business districts.

Ord. No. 04-91, Enacted (03/20/1991)

9.12.070. Loitering Prohibited.

It shall be unlawful for any person to loiter, as defined in the preceding section, within the city. A violation of this section shall be a class C misdemeanor.

Ord. No. 04-91, Enacted (03/20/1991)

9.12.080. Release of Prisoners.

Ord. No. 18-07, Repealed (09/18/2007)

Ord. No. 07-94, Enacted (03/16/1994)

Chapter 9.16. Interference with or Injury to Property.

9.16.010. Cleaning Sidewalks.

9.16.020. Flooding of Streets and Sidewalks.

9.16.030. Culverts and Boxes over Water Ditches.

9.16.010. Cleaning Sidewalks.

It is an infraction for any occupant or the owner of any property abutting on any street within Spanish Fork City to neglect or fail to clean and keep clean of all weed, dirt, or rubbish, the sidewalks in front of or adjacent to his or her premises.

(Ord. No. 02-05, Amended 02/15/2005)

9.16.020. Flooding of Streets and Sidewalks.

Every person who wilfully, carelessly or negligently obstructs, injures or floods any street or sidewalk by the flow or seepage of water, or who wilfully, carelessly or negligently permits water under his or her control to escape in any manner so as to obstruct, injure or flood any street or sidewalk within the limits of this city is guilty of a class C misdemeanor.

9.16.030. Culverts and Boxes over Water Ditches.

It is an infraction for any person to convey water across any sidewalk within the limits of this city except in a covered culvert or box extending the whole width of the sidewalk; it is likewise an infraction for any person to use or maintain any such culvert or box without keeping the same in good repair.

Chapter 9.20. Curfew.

9.20.010. Definitions.

9.20.020. Hours Established.

9.20.030. Parental Liability.

9.20.040. Enforcement.

9.20.050. Exceptions.

9.20.060. Severability.

9.20.010. Definitions.

A. "Care and Custody" means the legal authority of a parent or guardian to supervise or otherwise be responsible for a minor, or the express authority given from such parent or legal guardian of a minor to a responsible adult to supervise or otherwise be responsible for the activities and care of the minor.

B. "Emergency errand" means any errand or travel undertaken to directly and immediately seek to prevent or reduce the consequences of an illness or injury, criminal or potential criminal activity, or fire or other serious accident and shall include the seeking of aid and assistance from medical or emergency response personnel or for the purchase of medications.

C. "Public Places" means any place open to the public whether privately owned, excluding but not limited to, a parking lots, the interior and exteriors of commercial establishments such as restaurants, stores, or places of entertainment.

(Ord. No. 11-96, Enacted, 11/20/1996)

9.20.020. Hours Established.

A. It is unlawful for any minor under the age of sixteen years to remain or loiter upon any sidewalk, street, alley, or public place in the City between the hours of 11:00 p.m. and 5:00 a.m. the following morning unless accompanied by an adult having the care and custody of said minor.

B. It is unlawful for any minor sixteen or seventeen years of age to loiter or remain upon any sidewalk, street, alley, or public place in the City between the hours of 11:00 p.m. and 5:00 a.m. the following morning except for Saturday and Sunday mornings when the hours shall be between 1:00 a.m. and 5:00 a.m., unless accompanied by an adult having the care and custody of said minor.

C. Any person who violates any provision of this section is guilty of a Class C Misdemeanor.

(Ord. No. 11-96, Enacted, 11/20/1996)

9.20.030. Parental Liability.

It shall be unlawful for any parent, guardian, or other person having the care and custody of any minor to knowingly allow or permit the minor to violate the provisions of this chapter.

(Ord. No. 11-96, Enacted, 11/20/1996)

9.20.040. Enforcement.

A. Any juvenile who is in violation of the provisions of this chapter is subject to arrest and/or citation.

B. Upon arrest, the minor may be returned to the custody of the parent, guardian, or other person in charge of the care and custody of the minor, or may be taken to a youth receiving or other similar facility for holding.

C. It shall be unlawful for any parent, guardian, or other person charged with the care and custody of the minor, who is violation of this chapter, to refuse to appear and take custody of said minor after being ordered to do so by a peace officer.

D. Any person who violates the provisions of this section is guilty of a Class C Misdemeanor.

(Ord. No. 11-96, Enacted, 11/20/1996)

9.20.050. Exceptions.

The provisions of this chapter shall not apply to any circumstance in which the minor is:

A. Accompanied by an adult, guardian, or other responsible adult having the care and custody of such minor;

B. Engaged in a legitimate trade, employment, or occupation which requires the minor's presence in or on the sidewalks, streets, alleys, or public places while working at or traveling to or from such employment;

C. Engaged on an emergency errand directed by the minor's parent, guardian, or other responsible person having the care and custody;

D. In a motor vehicle engaged in normal interstate travel in, traveling through, or ending in Spanish Fork City;

E. Attending or engaged in travel between the minor's home or place of residence and the place where any religious, municipal, social, entertainment, sporting, political, library, or school function is occurring;

F. Within the boundaries of the minor's place of residence.

(Ord. No. 11-96, Enacted, 11/20/1996)

9.20.060. Severability.

If any section or sub-section of this chapter is held by a court of jurisdiction to be invalid, the remaining portions shall remain in full force and effect.

(Ord. No. 11-96, Enacted, 11/20/1996)

Chapter 9.24. Unlawful Activities Near Schools.

9.24.010. Designated - Prohibited.

9.24.010. Designated - Prohibited.

A. It is unlawful for any person to annoy, disturb or otherwise prevent or attempt to prevent the orderly conduction of the activities, administration or classes of any elementary, intermediate or high school in the city.

B. It is unlawful for any person to annoy, disturb, assault or molest any student or employee of any elementary, intermediate or high school within the city while in or at such school or school building or parking lot or on any grounds thereof.

C. It is unlawful for any person to loiter, idle, wander, stroll or play in, about or on any elementary, intermediate or high school grounds or buildings, either on foot or in or on any vehicle without having some lawful business therein or thereabouts or in connection with such elementary, intermediate or high school or the employees thereon within the city, during such hours when school is in session.

D. It is unlawful for any person to conduct himself or herself in an obscene, lewd, wanton or mischievous manner in speech or behavior in, about or at any school, whether elementary, intermediate or high school building or grounds thereof, in the city.

E. It is unlawful for any person to park or move a vehicle in the immediate vicinity of or on the grounds of any elementary, intermediate or high school in the city for the purpose of annoying or molesting the students or employees thereof, or to induce, entice or invite students or employees into or on the vehicle for any unlawful purpose.

F. Any person violating any provision of this section is guilty of a class C misdemeanor.
(Ord. No. 09-94, Amended, 11/03/1993)

Chapter 9.28. Carrying and Discharge of Weapons.

9.28.010. Definitions - Unlawful Acts.

9.28.020. Minors.

9.28.010. Definitions - Unlawful Acts.

A. It is unlawful for any person to discharge any firearm, including airguns, bows and arrows, and other devices which project a missile, within the limits of the City, provided that this section shall not apply to peace officers in the pursuit of official duties, persons acting in self defense, or to persons who are members of or guests at a shooting gallery or rifle club and who discharge their firearms within the safe confines of said club or gallery, provided that adequate safety measures have been observed in the construction of said club or gallery so as to protect the health and safety of the public, nor shall this section apply to persons hunting with shotguns during regularly scheduled hunting seasons provided that any person hunting must strictly comply with state laws and regulations concerning carrying loaded firearms and concerning distance requirements from roads, vehicles, and buildings.

B. A violation of this section is a Class B Misdemeanor.

(Ord. No. 17-98, Amended, 12/15/1998)

9.28.020. Minors.

A. It is unlawful for any parent or guardian or person having the charge of or control of any minor to allow or permit such minor to use within the city limits any firearm or air gun or rifle, provided this section shall not apply to the use of such weapons at a licensed club or shooting gallery when minors are supervised by one or more responsible adults.

B. A person who violates any provision of this subsection is guilty of an infraction.

Chapter 9.32. Noise.

- 9.32.010. Definitions and Standards.**
- 9.32.020. Noise Measurement Procedures.**
- 9.32.030. Noise Limits.**
- 9.32.040. Exemptions.**
- 9.32.050. Violation.**

9.32.010. Definitions and Standards.

All terminology used in this ordinance, and not defined below, shall be in conformance with applicable American National Standards Institute publications. For the purposes of this ordinance, certain words and phrases used herein are defined as follows:

"Ambient Sound Pressure Level" means the sound pressure level of the all-encompassing noise associated with a given environment, usually a composite of sounds from many sources. It is also the A-weighted sound pressure level exceeding 90 percent of the time based on a measurement period, which shall not be less than 10 (ten) minutes.

"Continuous Sound" means any sound that exists, essentially without interruption, for a period of 10 (ten) minutes or more.

"Cyclically Varying Noise" means any sound that varies in sound level so that the same level is obtained repetitively at reasonable uniform intervals of time.

"Decibel" means logarithmic and dimensionless unit of measure often used in describing the amplitude of sound. Decibel is abbreviated dB.

"Emergency Work" means work made necessary to restore property to a safe condition following a public calamity or work required to protect persons or property from an imminent exposure to danger.

"Impulse Noise" means a noise with an "on" cycle of ten percent (10%) or less and a maximum continuous duration of two (2) second. Example: A gunshot.

"Intermittent Noise" means a noise with an "on" cycle of ten percent (10%) or less and a maximum continuous duration of six (6) minutes. Example: a motor vehicle passing a fixed location.

"Motor Vehicles" shall include, but not be limited to automobiles, trucks, motorcycles, snowmobiles, recreational vehicles, minibikes, go-carts, aircraft and motorboats.

"Noise" means an undesired or harmful sound.

"Noise Source" means any instrument or device for amplifying sound, or any thing which produces, reproduces or amplifies sound. The term shall include multiple sources of sound.

"Person" means a person, firm, association, partnership, joint venture, corporation or an entity, public or private in nature.

"Residential/Agricultural", "Commercial" or "Industrial" zones shall conform to the zone designations set forth in the city zoning codes.

"Sound Pressure Level" means the sound pressure level as measured with a sound level meter using the

A-weighting network. The standard notation is db(A) or dBA.

(Ord. No. 19-94, Enacted, 07/06/1994)

9.32.020. Noise Measurement Procedures.

(1) It is the intent of the city council to incorporate into the noise ordinance those standards of measurement hereinafter set forth, which will take into account the latest scientific advances in noise measurement and control while at the same time, preserving the common sense and common law determination of what constitutes a disturbance or public nuisance. Therefore, sound level measurements, while universally desirable, shall not be required to demonstrate violation of this chapter if other evidence or testimony establishes the creation of a disturbance or public nuisance.

(2) It is the intention that each separate provision of this chapter shall be deemed independent of all other provisions therein, and if any provision of this chapter be declared to be invalid, all other provisions thereof shall remain valid and enforceable.

(3) In no event shall the peak intensity of sound exceed a sound level in excess of the following limits, measured in decibels, using, unless other mentioned, the "A" frequency weighing and the "slow" response characteristic of a sound level meter conforming in all respects to the American National Standards Institute (ANSI) standard S 1.4-1071, as revised, for Type 1 or Type 2 instruments.

(4) The microphone used to measure the intensity of a noise may be placed at any point on the property line (if the noise source radiates into private property) and shall be at least five (5) feet from any wall and not less than three (3) feet above the ground. If it is not possible to measure five (5) feet from a wall, five (5) dB variance will be allowed. When measurements are made inside buildings or enclosures, readings may be obtained from any area to which persons may have access. The following limits refer to the largest reading obtained, using the above procedure.

(Ord. No. 19-94, Enacted, 07/06/1994)

9.32.030. Noise Limits.

(1) Exceeding the following noise limits for any measurement period (not less than ten (10) minutes unless otherwise provided in this ordinance).

<u>Zone</u>	<u>DAY</u>	<u>NIGHT</u>
	<u>6 am - 9 pm</u>	<u>9 pm - 6 am</u>
Residential/Agricultural	65 dB (A)	55 dB (A)
Commercial (including Public Facility Zone and Professional Office Zone)	70 dB (A)	65 dB (A)
Industrial	80 dB (A)	65 dB (A)

(2) When a noise source can be identified and its noise measured in more than one land use category, the limits of the most restrictive use shall apply at the boundaries between different land use categories.

(3) It shall be unlawful to sustain in any place of public entertainment including, but not limited to sports areas, restaurants, bars, cafes, discotheques, or dance halls; and sound level measured with the "slow" response characteristic equal to or in excess of:

One hundred five (105) dBA at any time, (if the sound level exceeds one hundred five (105) dBA at any time, a mandatory ten (10) minutes sound break at a level below eighty-five (85) dBA will be taken). The restriction contained in this subparagraph is in addition to any other applicable limits stated in this section.

(Ord. No. 19-94, Enacted, 07/06/1994)

9.32.040. Exemptions.

(1) Sounds created by emergency activities or emergency vehicles; sounds giving warning or emergencies shall be exempt from the provisions of this chapter.

(2) Sounds created by parades, carnivals, special public social events, or special construction projects may be exempted from the noise provisions of this chapter. An exemption is granted by a permit from the city manager, which must be in writing and shall describe:

- (a) the special nature of the exempted event;
- (b) the dBA limitation (maximum allowed);
- (c) the time period for which the exemption is in force.

The permit shall be for one event only. The city manager may impose reasonable conditions on the issuance of a permit as necessary to protect the public peace and welfare. The permit may be withdrawn if the provisions thereof are violated.

(Ord. No. 19-94, Enacted, 07/06/1994)

9.32.050. Violation.

1. Violation of the noise provisions of this chapter, or of the conditions of an exemption permit shall be a class C misdemeanor.

2. A civil action to abate or enjoin a nuisance, or for damages for causing or maintaining a nuisance (including the cost, if any, of cleaning the subject property), may be brought by Spanish Fork City or by any private person directly affected.

(Ord. No. 19-94, Enacted, 07/06/1994)

Chapter 9.36. Fugitive Dust and Emissions.**9.36.010. Fugitive Dust and Emissions.****9.36.020. Violation.****9.36.010. Fugitive Dust and Emissions.**

(1) No person shall cause, suffer, allow or permit the emission of fugitive particulate matter from any process, including any material handling or storage activity, that is in violation of the fugitive emissions and fugitive dust standards as set by Utah Air Quality Board.

(2) No person shall cause, suffer, allow or permit a building or its appurtenances or open areas to be used, constructed, repaired, altered or demolished without taking reasonable precautions to prevent particulate matter from becoming airborne. Dust and other types of particulates shall be kept to a minimum by such measures as wetting down, covering, landscaping, paving, treating, or by other reasonable terms.

(3) No person shall cause, suffer, allow or permit the repair, construction, or reconstruction of a roadway or an alley without taking reasonable precautions to prevent particulate matter from becoming airborne. Dust and other particulate shall be kept to a minimum by employing temporary paving, wetting down, detouring, or by other reasonable means. Soil or other material shall be promptly removed which has been transported onto paved streets by trucking or earth moving equipment, erosion by water, or by other means.

(4) The owner or operator of a commercial establishment or industrial plant shall maintain control of the establishment premises or plant premises and establishment or plant owned, leased or controlled access roads by paving, oil treatment, or other suitable measures.

(5) No person shall cause, suffer, allow or permit crushing, screening, drying, handling, conveying of materials, stockpiling, or other operations likely to give rise to airborne dust without taking the following precautions to prevent particulate matter from becoming airborne:

- a. All unpaved roads and other unpaved operational areas which are used by mobile equipment shall be water sprayed and/or chemically treated to reduce fugitive dust. Control is required at all times (24 hours per day, everyday) for the duration of the project/operation. The application rate of water shall be a minimum of 0.5 gallons per square yard. Application shall be made at least once every two (2) hours during all times the installation is in use unless daily rainfall exceeds 0.10 of an inch or unless the road is in a muddy/damp/moist condition or unless it is covered with snow or unless the ambient temperature is below freezing. Records of water treatment shall be kept for all periods when the process plant is in operation. The records shall include the following items:

1. Date;
2. Quantity of treatment;

3. Time of day treatments were made. Records of treatment shall be made available upon request and shall include a period of two years ending with the date of the request.

- b. The truck haul road shall be paved and shall be periodically swept or water sprayed clean as dry conditions warrant. Records of cleaning of paved roads shall be made available upon request and shall include a period of two (2) years prior to the date of request.
- c. Water sprays or chemical dust suppression spray shall be installed at the following points to control fugitive emissions:
 1. All crushers;
 2. All screens;
 3. All conveyor transfer points.

The sprays shall operate whenever dry conditions warrant.

- d. The storage piles shall be watered or chemically treated to minimize generation of fugitive dust as dry conditions warrant.

(6) No person shall cause, suffer, allow, or permit sandblasting or related abrasion operations unless sufficient containment measures are taken to prevent the sand and/or abrasive material from traveling beyond the property line where the operation is being conducted.

(7) No owner, operator, or lessee of any real property located or situated within the city shall, after the topsoil has been disturbed or the natural cover removed, allow the same to remain unoccupied, unused, vacant, or undeveloped, without taking all reasonable precautions to prevent fugitive dust from becoming airborne. Dust and other particulate shall be controlled by compacting, chemical sealers, resin sealers, asphalt sealers, or plating or vegetation or other reasonable means.

(Ord. No. 20-94, Enacted, 07/06/1994)

9.36.020. Violation.

1. A violation of this chapter is a class C misdemeanor;

2. A civil action to abate or enjoin a nuisance, or for damages for causing or maintaining a nuisance (including the cost, if any, of cleaning the subject property), may be brought by Spanish Fork City or by any private person directly affected.

3. Those persons authorized to issue citations under section 12-04-060 are also authorized to issue citations under this chapter.

(Ord. No. 20-94, Enacted, 07/06/1994); (Ord. No. 10-99, Created [3], 07/13/1999)

Chapter 9.40. Fireworks Restrictions.

9.40.010. Fireworks Prohibited – Areas.

9.40.020. State Law Requirements.

9.40.030. City Sponsored Events.

9.40.040. Penalty–Parental Responsibility.

9.40.010. Fireworks Prohibited – Areas

Fireworks are prohibited in the following areas:

1. The use of fireworks is prohibited in all of the Industrial 3 (I-3) zones;
2. The use of fireworks is prohibited in all areas south of the Spanish Fork River from the west end of the Spanish Oaks Golf Course, eastwardly to the city limits;
3. The use of fireworks is prohibited within 200 feet of any open field, unimproved lot with dry vegetation, or a lot with a vacant building and dry vegetative growth on the lot.

9.40.020. State Law Requirements

Fireworks are allowed in other areas only in strict accordance with the requirements of state law.

9.40.030. City Sponsored Events

An exception to the restrictions imposed in this chapter is granted for any city sponsored public display of fireworks where trained personnel set off the fireworks and the fire department is present to immediately extinguish any fire.

9.40.040. Penalty–Parental Responsibility

1. A violation of this ordinance is a Class C misdemeanor.
2. It is a Class C misdemeanor for a parent or guardian to allow a child in their control or custody to use fireworks in violation of this ordinance.

(Ord. No. 06-03, Enacted, 07/01/2003)