

**FARMINGTON CITY, UTAH**  
**ORDINANCE NO. 2023- 58**

**AN ORDINANCE AMENDING MULTIPLE SECTIONS OF TITLE 6, BUSINESS REGULATIONS. THIS AMENDMENT MAKES UPDATES TO THE PROVISIONS FOR OBTAINING A LICENSE TO SELL FIREWORKS. (ZT-17-23)**

**WHEREAS**, the State of Utah has previously established regulations related to the sale and use of fireworks; and

**WHEREAS**, updating the City's ordinances will allow for better monitoring of a license in line with the allowed sales period established by the State; and

**WHEREAS**, removing an earmark on the use of funds will allow the City Council greater flexibility in determining the appropriate use of permit fees collected; and

**WHEREAS**, the City Council have held a public hearing pursuant to notice and as required by law and deems it to be in the best interest of the health, safety, and general welfare of the citizens of Farmington to make the changes proposed;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF FARMINGTON CITY, STATE OF UTAH:**

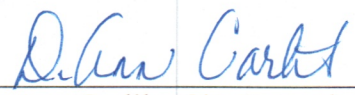
**Section 1. Amendment.** Multiple sections of the Farmington City Zoning Ordinance are hereby amended as set forth in **Exhibit "A"** attached hereto and by this reference made a part hereof

**Section 2. Severability.** If any provision of this ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

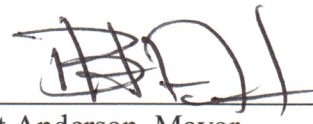
**Section 3. Effective Date.** This ordinance shall take effect immediately upon publication or posting or 30 days after passage by the City Council, whichever comes first.

**PASSED AND ADOPTED** by the City Council of Farmington City, State of Utah, on this 19<sup>th</sup> day of September, 2023.

**ATTEST:**

  
DeAnn Carlile, City Recorder

**FARMINGTON CITY**

  
Brett Anderson, Mayor



# Exhibit A

## 6-1-090: TERM OF BUSINESS LICENSES:

All business licenses, except solicitor licenses, firework sales, requested home business, and temporary businesses shall expire each year on December 31. License periods for new businesses shall begin the date the application is approved and run until December 31 of the year of application. One-half (1/2) of the annual fee shall be payable for all licenses issued by the city after June 30 of each year. Business which apply for a license during the month of December, upon approval, shall be granted a license that is active until the end of the following calendar year.

## 6-4-060: FIREWORKS:

### C. Sales Of Fireworks:

1. Permit Required; Application; Fee: No person shall offer for sale or sell, at retail, any fireworks without a permit issued by the fire department Farmington City. A separate permit shall be required for each separate sales location, ~~and for each of the fireworks sales periods as listed in Utah Code Annotated section 53-7-225, as amended.~~ The fee for each permit shall be nonrefundable and as set forth in the consolidated fee schedule. Each permit shall remain in effect until March 1st of the following calendar year. Sales of fireworks are to take place only when allowed by the State of Utah, for the specified time period (June 23 through July 27 inclusive; December 29 through January 1 inclusive; and 2 days prior to and through the Chinese New Year inclusive) A permit may be revoked if a permittee violates any provision of this section. ~~unless the permittee violates a provision of this section, in which event the permit may be revoked. All monies generated and received by the city as a result of such permits shall, as permissible by law, be earmarked or designated for fire prevention and/or fire prevention education services.~~ Application for a permit to sell fireworks shall be made by submitting a complete business license application form in writing on the "Application For Sales Of Fireworks" form and shall: