The City of West Jordan, Utah

Ordinance No. 26-40

An Ordinance Amending the 2009 West Jordan City Code (Fireworks Sales and Firework Show Permits); Title 4, Chapter 2, Article A, and Title 6, Chapter 2

Whereas, the City of West Jordan ("**City**") adopted West Jordan City Code ("**City Code**") in 2009; and the City Council of the City ("**Council**" or "**City Council**") desires to amend Title 4, Chapter 2, Article A, and Title 6, Chapter 2 of the City Code ("**proposed City Code amendments**"); and

Whereas, the City Council desires to simplify and clarify provisions of the City Code regarding licensing the sale of fireworks and permits for firework shows; and

Whereas, the City Council finds it to be in the best interest of the public health, safety, and welfare of the residents of the City to adopt the proposed City Code amendments.

Now therefore, be it ordained by the City Council of the City of West Jordan, Utah as follows:

Section 1. Amendment of City Code Provision. City Code Title 4, Chapter 6, Article A is amended as shown in Attachment 1 to this Ordinance.

Section 2. Amendment of City Code Provision. City Code Title 6, Chapter 2 is amended as shown in Attachment 2 to this Ordinance

Section 3. Severability. If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 4. Effective Date. This Ordinance shall become effective immediately upon posting or publication as provided by law and upon (i) the Mayor signing the Ordinance, (ii) the City Council duly overriding the veto of the Mayor as provided by law, or (iii) the Mayor failing to sign or veto the Ordinance within fifteen (15) days after the City Council presents the Ordinance to the Mayor.

Passed by the City Council of the City of West Jordan, Utah, this 28th day of July 2026.

City of West Jordan

By: Jessica Wignall (Aug 4, 2026 11:01:45 MDT)
Jessica Wignall
Council Chair

Attest:

Cindy M. Quick, MMC
Council Office Clerk

(continued on the following pages)

Voting by the City Council	**"Yes"**	**"No"**
Council Chair Jessica Wignall	☒	☐
Council Vice-Chair Kent Shelton	☒	☐
Council Member Bob Bedore	~ absent ~	
Council Member Annette Harris	☒	☐
Council Member Zach Jacob	☒	☐
Council Member Chad Lamb	☒	☐
Council Member Kayleen Whitelock	☒	☐

Presented to the Mayor by the City Council on August 4, 2026.

Mayor's Action: X Approve _____ Veto

By: _____ Aug 5, 2026

Mayor Dirk Burton Date

Attest:

_____

Tangee Sloan, MMC, UCC
City Recorder

Statement of Approval/Passage (check one)

X The Mayor approved and signed Ordinance No. 26-40.

_____ The Mayor vetoed Ordinance No. 26-40 on _____

_____ The City Council overrode the veto of the Mayor by a vote of _____ to _____.

_____ Ordinance No. 26-40 became effective by operation of law without the Mayor's approval or disapproval.

_____

Tangee Sloan, MMC, UCC
City Recorder

Certificate of Publication

I, Tangee Sloan, certify that I am the City Recorder of the City of West Jordan, Utah, and that a short summary of the foregoing ordinance was published on the Utah Public Notice Website on the 7th day of August 2026. The fully executed copy of the ordinance is retained in the Office of the City Recorder pursuant to Utah Code Annotated, 10-3-711.

Tangee Sloan, MMC, UCC
City Recorder

(Attachments on the following pages.)

Attachment 1 to

Ordinance No. 26-40

An Ordinance Amending the 2009 West Jordan City Code
(Fireworks Sales and Firework Show Permits);
Title 4, Chapter 2, Article A, and
Title 6, Chapter 2

Attachment 1 – Title 4, Chapter 2, Article A

(See the following pages for the attachment.)

TITLE 4

CHAPTER 2

ARTICLE A – Firework Sales

4-2A-1: License Required

4-2A-2: License To Sell State Approved Explosives

4-2A-1: LICENSE REQUIRED:

It is unlawful for any person, or business, to engage in, carry on, or conduct firework sales in the city without first obtaining a general city business license and a specialty firework sales license.

4-2A-2: LICENSE TO SELL CLASS C COMMON STATE APPROVED EXPLOSIVES:

A. Application: Each person seeking to sell state approved explosives within the city must complete the provided application and:

1. Pay the fee established in the consolidated fee schedule;

2. Specify the proposed location and intended dates of sale;

4. Include a statement that the applicant agrees to strictly comply with all applicable state, county, and city laws;

5. Include a sales tax certificate;

6. If operating a temporary stand, include proof of written permission to operate the temporary stand if the applicant is not also the property owner;

8. Describe the type of items to be displayed for sale.

B. Revocation: A license issued under this section may be revoked as provided within Title 4, Chapter 1, Article C.

Attachment 2 to

Ordinance No. 26-40

An Ordinance Amending the 2009 West Jordan City Code
(Fireworks Sales and Firework Show Permits);
Title 4, Chapter 2, Article A, and
Title 6, Chapter 2

Attachment 2 – Title 6, Chapter 2 (Clean and Legislative)

(See the following pages for the attachment.)

TITLE 6

CHAPTER 2
FIREWORKS

SECTION:

6-2-1: Laws And Rules Adopted

6-2-2: Prohibited Sales And Discharge

6-2-3: Public Displays

6-2-5: Penalty

6-2-1: LAWS AND RULES ADOPTED:

The City adopts the County and Municipal Fireworks Act, Utah Code Annotated section 11-3-1 et seq., the definitions contained in the Utah Fire Prevention and Fireworks Act, Utah Code Annotated section 53-7-202, the Utah Fireworks Act, Utah Code Annotated section 53-7-220 et seq., and the Department of Public Safety, State Fire Marshal rules pursuant to the Utah Fireworks Act, R710-2 et seq., all as amended periodically, as though set forth in their entirety. If any provision of this chapter conflicts with those State laws and rules, the State laws and rules shall control. (2001 Code § 46-2-101)

6-2-2: PROHIBITED SALES AND DISCHARGE:

It is unlawful for any person :

A. To sell, offer for retail sale or to discharge any fireworks except in compliance with city ordinances, including, but not limited to, title 4 and title 13 of this Code;

B. Under the age of 16 years to possess or use state approved explosives within the City , except under the immediate supervision of an adult;

C. To ignite, explode, project or otherwise fire or use, or permit the ignition, explosion or projection of any fireworks upon, over or onto the property of another or within 20 feet of any residence, dwelling or other structure; and

D. To ignite, explode, project, discharge or otherwise fire or use, or permit the ignition, discharge, explosion or projection of fireworks in any area of the City in violation of any prohibition or limitation imposed by the City. (2001 Code § 46-2-102)

6-2-3: PUBLIC DISPLAYS:

A. Permit Required:

1. A permit shall be required for any public discharge of display fireworks.

2. The Fire Chief or designee may, upon application in writing , grant a permit for the public discharge of display fireworks. Such permit shall be issued upon a determination by the Fire Chief or designee that: a) the application for permit is complete; and b) the proposed display is of such a character and so located, discharged or fired, so as to be not hazardous to property or endanger any person . The Fire Chief or designee shall deny the permit if the application is not complete or the proposed display is determined to be hazardous. Sales, possession, use and distribution of such explosives for a permitted public display shall be lawful for that purpose only.

3. If the Fire Chief or designee does not issue a permit within 14 calendar days after receiving the written application, the application for permit shall be deemed to have been denied. An applicant whose application for permit is denied may file a written request for review with the Mayor within 30 calendar days after the denial.

B. Application For Permit: All applications for permits shall be accompanied by payment of fees in an amount adopted by the City Council and shall set forth: 1) the date, hour and place of making such display; 2) the place of storing the fireworks prior to the display; 3) the names of persons making the display; 4) the name of the person in charge of the igniting, firing, setting off, exploding or causing to be exploded such fireworks; 5) evidence that the display operator has received a display operator's license from the state Fire Marshal Division ; and 6) certificates evidencing public liability insurance coverage in favor of the applicant in amounts acceptable to the Fire Chief or designee, with insurance certificates designating the City as an additional named insured.

C. Location Approved: The location of the storage place shall be subject to the approval of the Fire Chief.

D. Nontransferable: No permit granted under this section shall be transferable. (2001 Code § 46-2-104; amd. Ord. 12-21, 8-22-2012; Ord. 21-04, 2-10-2021)

6-2-4: PENALTY:

Any violation of this chapter may be charged as a civil citation or as a Class B misdemeanor. (2001 Code § 46-2-106)

TITLE 6

CHAPTER 2
FIREWORKS

SECTION:

6-2-1: Laws And Rules Adopted

6-2-2: Prohibited Sales And Discharge

~~6-2-3: License To Sell Class C Common State Approved Explosives~~

6-2-~~4~~3: Public Displays

~~6-2-5: Prohibition Or Limitation Authorized For Environmental Conditions~~

6-2-~~5~~6: Penalty

6-2-1: LAWS AND RULES ADOPTED:

The City adopts the County and Municipal Fireworks Act, Utah Code Annotated section 11-3-1 et seq., the definitions contained in the Utah Fire Prevention and Fireworks Act, Utah Code Annotated section 53-7-202, the Utah Fireworks Act, Utah Code Annotated section 53-7-220 et seq., and the Department of Public Safety, State Fire Marshal rules pursuant to the Utah Fireworks Act, R710-2 et seq., all as amended periodically, as though set forth in their entirety. If any provision of this chapter conflicts with those State laws and rules, the State laws and rules shall control. (2001 Code § 46-2-101)

6-2-2: PROHIBITED SALES AND DISCHARGE:

It is unlawful for any person :

~~A. To sell, offer for retail sale or to discharge any fireworks, except Class C common state approved explosives, unless expressly authorized by this chapter;~~

~~B~~A. To sell, offer for retail sale or to discharge any fireworks except in compliance with ~~this chapter and all other City~~city ordinances, including, but not limited to, title 4 and title 13 of this Code~~.~~;

~~C~~B. Under the age of ~~sixteen (~~16~~)~~ years to possess or use ~~Class C common~~ state approved explosives within the City , except under the immediate supervision of an adult;

~~C~~D. To ignite, explode, project or otherwise fire or use, or permit the ignition, explosion or projection of any fireworks upon, over or onto the property of another or within ~~twenty feet (~~20 feet'~~)~~ of any residence, dwelling or other structure; and

D~~E~~. To ignite, explode, project, discharge or otherwise fire or use, or permit the ignition, discharge, explosion or projection of fireworks in any area of the City in violation of any prohibition or limitation imposed ~~pursuant to section 6-2-5 of this chapter~~by the City. (2001 Code § 46-2-102)

~~6-2-3: LICENSE TO SELL CLASS C COMMON STATE APPROVED EXPLOSIVES:~~

~~A. Application: Each person desiring to sell Class C common state approved explosives within the City shall apply to the mayor or his/her designee for a license to sell such explosives. The application shall:~~

~~1. Be made in writing and accompanied by a fee periodically established in the City Council uniform fee schedule;~~

~~2. Specify the proposed location of sale;~~

~~3. Include certificates evidencing public liability insurance coverage in favor of the applicant in amounts periodically established in the City Council uniform fee schedule, with the insurance certificates designating the City as an additional named insured;~~

~~4. Include a statement that the applicant agrees to comply strictly with the terms of any license granted;~~

~~5. Include a Sales Tax permit;~~

~~6. Include the one hundred dollar ($100.00) cleanup security deposit, if appropriate, for the temporary sales stand for permitted fireworks; and~~

~~7. Designate the type of items to be displayed for sale.~~

~~B. Revocation: The licenses issued under this section may be revoked by the City Council for the licensee's failure to comply with the provisions of this chapter, for his possessing, offering for sale, or sale of dangerous fireworks, for violation of any City ordinance or state or Federal Statute or regulation, or for other good cause shown.~~

~~C. Fees Additional: The license and fees paid under this section shall be in addition to all other licenses and fees required under City ordinance. (2001 Code § 46-2-103; amd. Ord. 19-03, 1-23-2019; Ord. 21-04, 2-10-2021)~~

6-2-3~~4~~: PUBLIC DISPLAYS:

A. Permit Required:

1. A permit shall be required for any public discharge of display fireworks.

2. The Fire Chief or designee may, upon application in writing , grant a permit for the public discharge of display fireworks. Such permit shall be issued upon a determination by

the Fire Chief or designee that: a) the application for permit is complete; and b) the proposed display is of such a character and so located, discharged or fired, so as to be not hazardous to property or endanger any person . The Fire Chief or designee shall deny the permit if the application is not complete or the proposed display is determined to be hazardous. Sales, possession, use and distribution of such explosives for a permitted public display shall be lawful for that purpose only.

3. If the Fire Chief or designee does not issue a permit within ~~fourteen (~~14~~)~~ calendar days after receiving the written application, the application for permit shall be deemed to have been denied. An applicant whose application for permit is denied may file a written request for review with the ~~City Council~~Mayor within ~~thirty (~~30~~)~~ calendar days after the denial.~~ The written request for review shall be directed to the attention of the city recorder.~~

B. Application For Permit: All applications for permits shall be accompanied by payment of fees in an amount adopted by the City Council and shall set forth: 1) the date, hour and place of making such display; 2) the place of storing the fireworks prior to the display; 3) the names of persons making the display; 4) the name of the person in charge of the igniting, firing, setting off, exploding or causing to be exploded such fireworks; 5) evidence that the display operator has received a display operator's license from the state Fire Marshal Division ; and 6) certificates evidencing public liability insurance coverage in favor of the applicant in amounts acceptable to the Fire Chief or designee, with insurance certificates designating the City as an additional named insured.

C. Location Approved: The location of the storage place shall be subject to the approval of the Fire Chief.

D. Nontransferable: No permit granted under this section shall be transferable. (2001 Code § 46-2-104; amd. Ord. 12-21, 8-22-2012; Ord. 21-04, 2-10-2021)

~~6-2-5: PROHIBITION OR LIMITATION AUTHORIZED FOR ENVIRONMENTAL CONDITIONS:~~

~~A. Authority: When environmental conditions render or may render the otherwise lawful discharge of common Class C fireworks to be unreasonably hazardous to life and/or property , the City Council may prohibit or limit the discharge of common Class C fireworks. When circumstances do not permit the City Council to take action to prohibit or limit the discharge of fireworks in a regularly scheduled City Council meeting, the Fire Chief or his designee is authorized to prohibit or limit the discharge of common Class C fireworks. The extent of the area to be restricted and the timing of the restriction will be based upon an overall assessment of the risk presented to the community by the discharge of common Class C fireworks.~~

~~B. Report To City Council : The Fire Chief or his designee will report any prohibition or limitation imposed on the discharge of common Class C fireworks as a result of environmental conditions at the next regularly scheduled meeting of the City Council following such action. (2001 Code § 46-2-105)~~

6-2-~~4~~6: PENALTY:

~~Any person convicted of violating this chapter is guilty of~~Any violation of this chapter may be charged as a civil citation or as a Class B misdemeanor. (2001 Code § 46-2-106)

Ordinance No. 26-40 Amd Title 4, Ch 2, Art A & Title 6, Ch 2 Firework Sales & Permits

Final Audit Report 2026-08-07

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