

**APPLE VALLEY
ORDINANCE O-2025-24**

WHEREAS, the Town of Apple Valley recognizes the extreme fire danger currently present in Southwest Utah due to forecasted weather conditions and dry vegetation;

WHEREAS, the State Forester of Utah, in consultation with the county commissions of affected counties, has issued Stage 1 Fire Restrictions pursuant to Utah Code § 65A-8-212;

WHEREAS, these restrictions are intended to mitigate the risk of wildfire and protect life, property, and natural resources;

WHEREAS, the Town of Apple Valley finds it necessary and appropriate to adopt and enforce these restrictions within town limits to support statewide fire prevention efforts;

NOW THEREFORE, be it ordained by the Council of the Apple Valley, in the State of Utah, as follows:

SECTION 1: **ADOPTION** “8.07 Temporary Fire Restrictions” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07 Temporary Fire Restrictions(*Added*)

Title 8.07 of the Apple Valley Municipal Code is hereby enacted to read as follows:

SECTION 2: **ADOPTION** “8.07.010 Adoption Of State Of Utah Stage 1 Fire Restrictions” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07.010 Adoption Of State Of Utah Stage 1 Fire Restrictions(*Added*)

The Town of Apple Valley hereby adopts by reference the most current State of Utah Stage 1 Fire Restriction Order, effective as of June 1, 2025, and any subsequent amendments issued by the Utah State Forester that apply to the Southwest Utah region, including Washington County.

SECTION 3: **ADOPTION** “8.07.020 Prohibited Acts” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07.020 Prohibited Acts(*Added*)

1. Open fires of any kind, except within established public facilities in improved campgrounds or in permanently constructed fire pits at private homes where running water is present.
2. Smoking, except within an enclosed vehicle, trailer, building, or developed recreation site, or while stopped in a paved or vegetation-free area.
3. Use or discharge of fireworks, tracer ammunition, or any other pyrotechnic devices including exploding targets.
4. Cutting, welding, or grinding metal in areas with dry vegetation.
5. Operation of motorcycles, chainsaws, ATVs, or other small internal combustion engines without an approved and working spark arrestor.

SECTION 4: **ADOPTION** “8.07.030 Exemptions” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07.030 Exemptions(*Added*)

1. Individuals with a permit or waiver issued by the Division of Forestry, Fire, and State Lands specifically authorizing a listed act at a specified location.
2. On-duty firefighters in the performance of their official duties.

SECTION 5: **ADOPTION** “8.07.040 Filing And Public Inspection” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07.040 Filing And Public Inspection(*Added*)

A copy of the adopted fire restriction order shall be maintained in the office of the Town Clerk and made available for public inspection.

SECTION 6: **ADOPTION** “8.07.050 Enforcement And Penalties” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07.050 Enforcement And Penalties(*Added*)

Any violation of this ordinance shall be enforceable as a Class B misdemeanor under Utah law and may be punishable by up to six months in jail and a fine of up to \$1,000.

SECTION 7: **ADOPTION** “8.07.060 Effective Date” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07.060 Effective Date(*Added*)

This ordinance shall take effect immediately upon adoption and shall remain in effect until rescinded by the State Forester.

SECTION 8: **ADOPTION** “8.07.060 Duration And Expiration” of the Apple Valley Municipal Code is hereby *added* as follows:

ADOPTION

8.07.060 Duration And Expiration(*Added*)

This ordinance shall take effect immediately upon adoption and shall remain in effect only as long as the State of Utah’s Stage 1 Fire Restriction Order (Order #SWCL02501), or any applicable amendment for Washington County, remains in force.

Once the State Fire Restriction Order is rescinded or expires, this ordinance shall automatically terminate without further action by the Town Council.

SECTION 9: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 10: SEVERABILITY CLAUSE Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 11: EFFECTIVE DATE This Ordinance shall be in full force and effect from June 18, 2025.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Mayor Michael Farrar	_____	_____	_____	_____
Council Member Kevin Sair	_____	_____	_____	_____
Council Member Annie Spendlove	_____	_____	_____	_____
Council Member Scott Taylor	_____	_____	_____	_____
Council Member Richard Palmer	_____	_____	_____	_____

Attest

Presiding Officer

Jenna Vizcardo, Town Clerk, Apple Valley

Michael Farrar, Mayor, Apple Valley