

## SANTA FE COUNTY

*Resolution No. 1999-51*

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Resolution for Santa Fe County to Ban the Use of Fireworks

WHEREAS, the fire danger is the most extreme it has been in many years in Santa Fe County and surrounding jurisdictions; and

WHEREAS, the risk to life, property and the environment clearly exists within Santa Fe County, due to the extremely dry conditions; and

WHEREAS, the possibility of extreme fire situations will severely tax current local, state and federal resources; and

WHEREAS, the Santa Fe Board of County Commissioners is adopting an Emergency Ordinance regarding the restriction of the use of certain types of fireworks; and

WHEREAS, the State of New Mexico, through the Governor, on March 17, 1999 enacted SB 606 relating to fireworks safety; and

WHEREAS, the 4<sup>th</sup> of July weekend is approaching and fireworks are a tradition for that Holiday; and

WHEREAS, fireworks are inherently dangerous in the extremely dry, drought conditions that the County of Santa Fe is experiencing; and

WHEREAS, New Mexico Statute Annotated Section 60-2C-8.1 authorizes local governing bodies to prohibit the sale and use, of missile - type rockets, helicopters, aerial spinners, stick - type rockets and ground audible devices or any other fireworks not also listed herein; and

WHEREAS, fireworks are defined in the Fireworks Licensing and Safety Act NMSA 60-2C-2 as amended as a device intended to produce a visible or audible effect by combustion, deflagration or detonation; and

WHEREAS, fireworks are devices intended to explode or produce uncontrolled combustion as defined in the Fireworks, Licensing and Safety Act NMSA 60-2C-2 as amended; and

WHEREAS, the Governor convened an emergency meeting with all Fire Officials in the State of New Mexico and National Weather Service, U.S. Forestry and State Police to discuss severe fire conditions in the State of New Mexico; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that:

The Santa Fe County Commission finds that a public emergency which affects the safety and welfare of its citizen and their property exists and therefore bans the sale and use of all fireworks for the next thirty day period within Santa Fe County.

APPROVED, ADOPTED AND PASSED this 27<sup>th</sup> day of April, 1999.

BOARD OF COUNTY COMMISSIONERS

*Joe Grine Jr.*  
JOE GRINE JR. VICE CHAIR

~~Paul Duran, Chairman~~



*Rebecca Bustamante*  
Rebecca Bustamante, County Clerk



Approved as to form:

*Denice Brown*  
Denice Brown, County Attorney

1071787 }SS  
COUNTY OF SANTA FE  
STATE OF NEW MEXICO  
I hereby certify that this instrument was filed  
for record on the 28 day of Apr A.D.  
19 99, at 9:47 o'clock a.m.  
and was duly recorded in book 1633  
page 117-118 of the records of  
Santa Fe County.

Witness my Hand and Seal of Office  
Rebecca Bustamante  
County Clerk, Santa Fe County N.M.  
*Novelle Salazar*  
Deputy