

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2024-36**

3 **INTRODUCED BY:**

4
5 Councilor Signe Lindell

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10 **A RESOLUTION**

11 **APPROVING A PUBLIC FIREWORKS DISPLAY DURING THE BURNING OF**
12 **ZOZOBRA CELEBRATION ON AUGUST 30, 2024, AND, IF NECESSARY FOR PROPER**
13 **DISPOSAL, THE DISCHARGE OF UNUSED FIREWORKS ON AUGUST 31, 2024.**

14
15 **WHEREAS**, the Burning of Zozobra Celebration (“Zozobra”) is a beloved and
16 internationally known cultural event that takes place each year in the city of Santa Fe; and

17 **WHEREAS**, Santa Fe artist Will Schuster created Zozobra in 1924 and the Kiwanis Club
18 of Santa Fe (“Kiwanis”) has staged it annually since 1964; and

19 **WHEREAS**, August 30, 2024 will be the 100th anniversary of Zozobra; and

20 **WHEREAS**, the Zozobra organizers utilize fireworks to enhance the event; and

21 **WHEREAS**, SFCC 1987, Section 12-3.3, “Public Display” requires the Governing Body
22 to approve permits for the public display of fireworks after a permittee applies for a permit with
23 the fire department; and

24 **WHEREAS**, Ordinance 2024-2 adopted the 2021 version of the International Fire Code,
25 which states “the applicant [for a public fireworks display permit] shall file with the jurisdiction a

1 corporate surety bond in the principal sum of \$100,000 or a public liability insurance policy for the
2 same amount”; and

3 **WHEREAS**, Kiwanis submitted a complete application to the Fire Department to hold
4 Zozobra, requesting that the City of Santa Fe (“City”) permit fireworks, and the permit packet
5 includes a Certificate of Liability Insurance which includes general liability insurance in the
6 aggregate amount of two million dollars (\$2,000,000); and

7 **WHEREAS**, the permit packet proposes to fire the fireworks from the eastbound lane of
8 Murales Road, approximately two hundred (200) feet to the northeast of third base in Zozobra Field
9 at Fort Marcy Park, which is an area within the city limits; and

10 **WHEREAS**, in the event that there are unused fireworks, Kiwanis wishes to discharge any
11 that are armed in accordance with safety procedures required by the Fire Marshal or Fire Marshal’s
12 designee; and

13 **WHEREAS**, Kiwanis proposes to discharge unused fireworks on August 31, 2024, from
14 Murales Road, on the northeast side of Zozobra Field at Fort Marcy Park; and

15 **WHEREAS**, the City’s Fire Marshal determined in his professional capacity that the
16 planning for the Event, as described by the Kiwanis’s application, demonstrates the applicant has
17 taken the appropriate safety measures; and

18 **WHEREAS**, atmospheric conditions may cause a public safety concern, precluding a safe
19 fireworks display; and

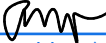
20 **WHEREAS**, the Governing Body supports the use of fireworks during Zozobra in 2024,
21 to the extent that the use complies with SFCC 1987, Section 12-3, “Fireworks”, including the
22 limitations outlined in Section 12-3.9, “Restrictions during severe or greater drought conditions
23 pursuant to Section 60-2C-8.1 NMSA 1978”.

24 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
25 **CITY OF SANTA FE** that Kiwanis may set up and discharge fireworks during the Burning of

1 Zozobra Celebration, to be fired from the eastbound lane of Murales Road, approximately (200)
2 feet to the northeast of third base at the Fort Marcy Park on August 30, 2024, and to dispose of any
3 unused fireworks on August 31, 2024, in accordance with the Fire Marshal or Fire Marshal's
4 designee's safety procedures; and

5 **BE IT FURTHER RESOLVED THAT** the Fire Marshal may determine a need to delay or cancel
6 firing of fireworks if winds exceed 15 miles per hour in any direction or for any reason necessary
7 to protect the public, event personnel, and public safety.

8 PASSED, APPROVED, and ADOPTED this 28th day of August, 2024.

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11 
Alan Webber (Aug 30, 2024 06:58 MDT)

12 ALAN WEBBER, MAYOR

13
14 ATTEST:

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16 _____

17 GERALYN F. CARDENAS, INTERIM CITY CLERK

18 APPROVED AS TO FORM:

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20 _____

21 ERIN K. McSHERRY, CITY ATTORNEY

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25 *Legislation/2024/Resolutions/2024-36/Zozobra Fireworks Display*

Zozobra Fireworks (Resolution)

Final Audit Report

2024-08-30

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