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CITY OF SANTA FE, NEW MEXICO

ORDINANCE NO. 2023-23

INTRODUCED BY:

AN ORDINANCE

**AMENDING SFCC 1987, SECTION 12-3.9 TO BAN THE SALE AND USE OF CERTAIN
FIREWORKS DURING SEVERE DROUGHT CONDITIONS.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

**Section 1. Section 12-3.9 of SFCC 1987 (being Ord. No. 2002-18, § 2) is amended
to read as follows:**

12-3.9 Restrictions on the sale and use of fireworks.

A. The sale and use of the following fireworks are prohibited during extreme or severe
drought conditions, based on current drought indices published by the national weather service:

- (1) Aerial devices, such as
 - a) Ariel shell kit-reloadable tubes;
 - b) Aerial spinners;
 - c) Helicopters;
 - d) Mines;
 - e) Missile-type rockets;
 - f) Multiple tube devices;
 - g) Roman candles;
 - h) Shells; and
 - i) Stick-type rockets.

- (2) Ground audible devices, such as

- 1 a) Chasers; and
2 b) Firecrackers.

3 B. The use of all fireworks is prohibited within any lands covered wholly or in part
4 by timber, brush, or native grass.

5 C. The above restrictions do not apply to public displays of fireworks in strict
6 conformance with the requirements and conditions set forth in subsection 12-3.3 SFCC 1987 and
7 as approved by the city of Santa Fe fire chief.

8 D. The governing body may implement additional restrictions during severe or
9 greater drought conditions pursuant to Section 60-2C-8.1 NMSA 1978.

10 E. Penalties.

11 (1) Any individual, firm, partnership, or other entity found in violation of
12 this section shall be deemed guilty of a misdemeanor and shall be punished by
13 imprisonment for up to ninety (90) days or a fine not to exceed five hundred dollars
14 (\$500.00), or both.

15 (2) Each and every occasion on which this section is violated shall be
16 considered a separate offense.

17 PASSED, APPROVED, and ADOPTED this 30TH day of August, 2023.

18 
19 _____
20 ALAN WEBBER, MAYOR

21
22 ATTEST:
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24 _____
25 KRISTINE MIHELIC, CITY CLERK

1 APPROVED AS TO FORM:

2 Erin McSherry

3 Erin McSherry (Sep 4, 2023 21:37 MDT)

4 ERIN K. McSHERRY, CITY ATTORNEY

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24 *Bill No. 2023-22*

25 *Legislation/2023/Ordinances/2023-23 (O) /Fireworks Restrictions Changes*

2023-23 (O) Fireworks Restrictions Changes (Final Approval)

Final Audit Report


2023-09-05

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