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06/15/92

ORDINANCE NO. 1465

AN ORDINANCE OF THE CITY OF BOTHELL, WASHINGTON, DECLARING A FIRE SAFETY EMERGENCY, ADDING A NEW SUBSECTION 8.37.100(E) TO THE BOTHELL MUNICIPAL CODE TO PROHIBIT THE DISCHARGE OF FIREWORKS ON JULY 4, 1992, AND ESTABLISHING AN IMMEDIATE EFFECTIVE DATE.

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WHEREAS, Section 8.37.100 of the Bothell Municipal Code allows the discharge of fireworks between the hours of nine a.m. and eleven p.m. on July 4 of any year, and

WHEREAS, a severe shortage of water in the Seattle system, the driest May on record and continued dry weather have resulted in extremely dry vegetation and ground cover in Bothell and its environs, and

WHEREAS, the Fire Chief has advised the City Council that vegetation in the Bothell area is highly combustible at the current time and that the discharge of fireworks under these conditions would be extremely hazardous, and

WHEREAS, the Fire Chief has requested that the City Council ban the discharge of fireworks on July 4, 1992 as a safety measure in view of the dry weather and vegetation conditions, and

WHEREAS, the Council believes that the drought conditions currently in existence render it to be in the best interests of the public health, safety and welfare to pass an ordinance banning fireworks discharges on July 4, 1992, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF BOTHELL, WASHINGTON, DO  
ORDAIN AS FOLLOWS:

Section 1. Declaration of Fire Safety Emergency and Purpose of Regulations. The City Council has been advised, and hereby declares, that a fire safety emergency exists in the City of Bothell which endangers the public health, safety, and welfare. This fire safety emergency arises from the unusually dry weather conditions that have prevailed in the Puget Sound area in the months of April and May and which are expected to continue through the summer months. These conditions, coupled with a severe water shortage, have resulted in an extreme fire hazard from highly combustible vegetation in Bothell. The ignition, explosion and discharge or fireworks under these conditions would be very dangerous. The City Council hereby declares its intent, in enacting this ordinance, to preserve the public health, safety and welfare and to deal with this fire hazard by prohibiting the discharge of fireworks in the City on July 4, 1992.

Section 2. Prohibition on Discharge of Fireworks. A new subsection 8.37.100(E) is hereby added to the Bothell Municipal Code to read as follows:

- E. Notwithstanding any other provision of this Section, and because of a fire safety emergency, no person shall ignite, explode or discharge any fireworks in the City of Bothell on July 4, 1992. PROVIDED, however, in the event the fire danger conditions should subside, as determined by the Fire Chief, then in said event the Fire Chief is hereby authorized to remove the ban on ignition, explosion or discharge of any fireworks in the City of Bothell on July 4, 1992,

and the provisions of subsection (B) above shall then apply.


Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of the ordinance or a summary thereof consisting of the title.

APPROVED:

  
MAYOR, PAUL O. COWLES

ATTEST/AUTHENTICATED:

  
~~CITY CLERK, TERRY A. BRISCOE~~  
DEPUTY CITY CLERK, JEAN S. LIGHTBURNE  
APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY John Wallace

FILED WITH THE CITY CLERK: June 15, 1992  
PASSED BY THE CITY COUNCIL: June 15, 1992  
PUBLISHED: June 24, 1992  
EFFECTIVE DATE: June 29, 1992  
ORDINANCE NO. 1465

**SUMMARY OF ORDINANCE NO. 1465**

of the City of Bothell, Washington

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On the 15th day of June, 1992, the City Council of the City of Bothell, passed Ordinance No. 1465. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF BOTHELL, WASHINGTON, DECLARING A FIRE SAFETY EMERGENCY, ADDING A NEW SUBSECTION 8.37.100(E) TO THE BOTHELL MUNICIPAL CODE TO PROHIBIT THE DISCHARGE OF FIREWORKS ON JULY 4, 1992, AND ESTABLISHING AN IMMEDIATE EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this 18th day of June, 1992.

  
CITY CLERK, TERRY A. BRISCOE

FILED WITH THE CITY CLERK: June 15, 1992  
PASSED BY THE CITY COUNCIL: June 15, 1992  
PUBLISHED: June 24, 1992  
EFFECTIVE DATE: June 29, 1992  
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