

TOWN OF EDGEWOOD
RESOLUTION NO. 2008-41

**A RESOLUTION DECLARING HAZARDOUS FIRE CONDITIONS
AND IMPOSING RESTRICTIONS ON THE SALE AND USE OF CERTAIN
FIREWORKS**

WHEREAS, an immediate and present danger of range fires, brush fires, grass fires, forest fires and structure fires exists within Santa Fe County due to persistent drought and lack of moisture; and

WHEREAS, low relative humidity, dry weather, and wind have resulted in conditions of very high risk of fires; and

WHEREAS, given these circumstances, the probability of ignition of materials and the spread of fire is very high and poses a severe threat to persons and property; and

WHEREAS, the recent wildfire in the Manzano Mountains just south of Santa Fe County has burned thousands of acres and many structures and homes; and

WHEREAS, in recent weeks, the Santa Fe County Fire Department has responded to numerous brush, grass, range and forest fires and some of the fires have threatened structures and homes; and

WHEREAS, the use of certain fireworks under these conditions increases the risk of accidental fires that may result in personal injury or significant property damage; and

WHEREAS, other government entities, including Bernalillo County, the City of Santa Fe, Santa Fe County, and New Mexico Forestry Division have already implemented restrictions on the sale and use of fireworks within their respective jurisdictions in an effort to prevent accidental fires.

NOW THEREFORE, the Governing Body for the Town of Edgewood hereby resolves as follows:

1. The current conditions and very high fire hazards represent a significant and immediate threat to the life, safety, health and welfare of residents of Santa Fe County, and to public and private property, located within the County;
2. Consistent with its authority pursuant to NMSA 1978, Section 60-2C-1 to 60-2C-11, the following are prohibited for a period of thirty (30) days within the incorporated areas of the Town of Edgewood:
 - a. Sale and use of aerial fireworks to include aerial shell kit-reloadable tubes, aerial spinners, helicopters, mines, missile-type rockets, multiple tube devices, roman candles, shells, stick-type rockets
 - b. Sale and use of ground audible devices to include chasers and firecrackers.

3. Nothing herein shall be construed to limit the authority or responsibilities of the Santa Fe County Fire Marshal, the Santa Fe County Sheriff, New Mexico State Police and the Town of Edgewood Police Department under the provisions of other ordinances.

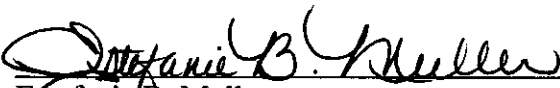
A. This Resolution shall take effect immediately and shall remain in effect for thirty days.

APPROVED, ADOPTED AND PASSED this 18th day of JUNE, 2008.



Honorable Robert Stearley, Mayor

ATTEST:



Estefanie B. Muller,
Acting Administrator Clerk-Treasurer