

Ordinance 2014-15

SHORT TITLE:

An ordinance amending Section 9.14.300 (Consensual Fighting/Boxing) of the Provo City Code which generally prohibits fighting/boxing contests in the City by removing and/or clarifying certain exceptions.

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

DISTRICT	NAME	MOTION	SECOND	FOR	AGAINST	OTHER	
CW 1	DAVID SEWELL			✓			
CW 2	GARY GARRETT			✓			
CD 1	GARY WINTERTON			✓			
CD 2	KIM SANTIAGO			✓			
CD 3	HAL MILLER				✓		
CD 4	KAY VAN BUREN	✓		✓			
CD 5	STEPHEN HALES		✓	✓			
				TOTALS	6	1	0

This ordinance was passed by the Municipal Council of Provo City, on the 6th day of May, 2014 on a roll call vote as described above. Signed this 17th day of July, 2014.



Chair

II

APPROVAL BY MAYOR

This ordinance is approved by me this 21 day of July, 2014.



Mayor

ORDINANCE 2014-15

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was recorded in the office of the Provo City Recorder on the 21st day of July 2014,
with a short summary being published on the 19th day of April 2014, in The Daily Herald, a newspaper circulated in
Provo, Utah. I hereby certify and attest that the foregoing constitutes a true and accurate record of proceedings with
respect to Ordinance Number 2014-15.



Signed this 21st day of July 2014.



City Recorder

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ORDINANCE 2014 -15.

AN ORDINANCE AMENDING SECTION 9.14.300 (CONSENSUAL FIGHTING/BOXING) OF THE PROVO CITY CODE, WHICH GENERALLY PROHIBITS FIGHTING/BOXING CONTESTS IN THE CITY, BY REMOVING AND/OR CLARIFYING CERTAIN EXCEPTIONS. (14-023)

WHEREAS, it is proposed that amendments be made to Section 9.14.300 Consensual Fighting/Boxing of the Provo City Code to remove the language allowing the mayor to make an exception regarding organized fighting contests in Provo City on City owned or controlled property; and

WHEREAS, in an ordinance passed in 2000 due to the proliferation around the country of unregulated “fight clubs,” the Municipal Council enacted an ordinance banning consensual fighting in City limits with certain exceptions, one of which was if the contest was approved by the Mayor to take place on City owned or controlled property and meeting certain safety guidelines; and

WHEREAS, the Mayor has never given approval for an organized fighting contest to take place in Provo City; and

WHEREAS, on March 4, March 18, April 29, and May 6, 2014 the Municipal Council held duly noticed public meetings to ascertain the facts regarding this matter, which facts are found in the meeting records; and

WHEREAS, after considering the facts and comments presented to the Municipal Council, the Council finds (i) Provo City Code Section 9.14.300 should be amended and (ii) this amendment, as set forth below, reasonably furthers the health, safety and general welfare of the citizens of Provo City.

NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as follows:

PART I:

Section 9.14.300 Consensual Fighting/Boxing of the Provo City code is hereby amended as follows:

9.14.300. Consensual Fighting/Boxing.

(1) It is unlawful and a class B misdemeanor to participate in, promote, organize or publicize a fighting/boxing contest in Provo City or upon City owned or controlled property outside the City limits, where ten (10) or more individuals assemble, ~~unless:~~

~~(a) the Mayor, or the Mayor’s designee, gives prior written approval to conduct a consensual fighting/boxing contest on Provo City owned or controlled property;~~

- 47
48 ~~(b) safety equipment is used, including headgear, gloves and a mouth piece;~~
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50 ~~(c) a medical doctor is present during any fighting/boxing event;~~
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52 ~~(d) a mat or soft surface is provided to protect against falls during the conduct of the activity;~~
53 ~~and~~
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55 ~~(e) crowd control and toilet facilities are provided.~~
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57 (2) This Section shall not apply to activities or classes sponsored by schools and other
58 educational institutions nor to a duly licensed business providing boxing/fighting instruction ~~or~~
59 ~~events.~~
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61 (3) If any provision or clause of this Section or the application thereof to any person or
62 circumstance is held to be unconstitutional or otherwise invalid by any court of competent
63 jurisdiction, such invalidity shall not affect other provisions, clauses or application hereof. To
64 this end, the provisions of this Section are declared to be severable.
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66 PART II:
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- 68 A. If a provision of this ordinance conflicts with a provision of a previously adopted
69 ordinance, this ordinance shall prevail.
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71 B. This ordinance and its various sections, clauses and paragraphs are hereby declared to be
72 severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or
73 invalid, the remainder of the ordinance shall not be affected thereby.
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75 C. The Municipal Council hereby directs that the official copy of the Provo City Code be
76 updated to reflect the provisions enacted by this ordinance.
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78 D. This ordinance shall take effect immediately after being posted or published as required
79 by law.
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81 END OF ORDINANCE.