



CITY COUNCIL AGENDA

August 15, 2023 at 6:30 PM
1020 E. Pioneer Rd. Draper, UT 84020
Council Chambers

6:30 PM STUDY MEETING

1. Closed Session - By Motion

The Draper City Council may temporarily recess the regular meeting and convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonably imminent litigation, or the purchase, exchange, or lease of real property, as provided by UCA 52-4-205.

2. Council/Manager Reports

7:00 PM BUSINESS MEETING

1. Call to Order

2. Thought/Prayer and Pledge of Allegiance

3. Public Comments

To be considerate of everyone attending the meeting, public comments will be restricted to items that are not listed on this or a future agenda and limited to three minutes per person. Comments which cannot be made within these limits should be submitted in writing to the City Recorder prior to noon the day before the meeting. Comments pertaining to an item on the agenda should not be given at this time but should be held until that item is called.

4. Consent Items

a. Approval of July 11, 2023, City Council Meeting Minutes

b. Approval of Resolution #23-40

A Resolution reappointing Cal Roberts as a member of the Draper City Audit Committee.

c. Approval of Resolution #23-41

A Resolution appointing Shivam Shah and Laura Fidler as alternate members of the Draper City Planning Commission.

d. Approval of Resolution #23-42

A Resolution of the Draper City Council amending Section 1020 of the Personnel Policies and Procedures Manual regarding Definitions. Staff: Malena Murray

e. Approval of Resolution #23-43

A Resolution appointing Silvia Araoz to the Draper City Diversity and Inclusion Advisory Committee.

f. Approval of Resolution #23-44

A Resolution appointing Ben Pattison to the Draper City Special Event Arena Committee.

5. Action Item: Resolution #23-45

A Resolution of the Draper City Council approving and extending the Proclamation of Local Emergency No. 2 of 2023 concerning damage caused by torrential rain.

6. Public Hearing: Providing Local Consent for a Full Service Restaurant alcohol license for Boondocks Food & Fun - Draper LLC

Staff report by Travis DeJong

7. Public Hearing: Providing Local Consent for an On Premises Banquet alcohol license for Boondocks Food & Fun - Draper LLC

Staff report by Travis DeJong

8. Public Hearing: Providing Local Consent for an On Premises Beer Retailer alcohol license for Boondocks Food & Fun - Draper LLC

Staff report by Travis DeJong

9. Adjournment

SALT LAKE COUNTY AND UTAH COUNTY, STATE OF UTAH

I, the City Recorder of Draper City, certify that copies of the agenda for the **Draper City Council** meeting to be held **August 15, 2023**, were posted at Draper City Hall, Draper City website www.draperutah.gov, and the Utah Public Notice website at www.utah.gov/pmn.

Date Posted: August 11, 2023



Laura Oscarson, CMC, City Recorder

Draper City, State of Utah



In compliance with the Americans with Disabilities Act, any individuals needing special accommodations or services during this meeting shall notify Laura Oscarson, City Recorder at (801) 576-6502 or laura.oscarson@draperutah.gov, at least 24 hours prior to the meeting.



MEMO

To: City Council Meeting
From: Laura Oscarson
CC: City Council
Date: August 15, 2023
Re: Meeting Minutes

Comments:

The draft of the July 11, 2023, City Council Meeting Minutes are attached for review before approval.

ATTACHMENTS:

Description	Upload Date	Type
CC 7.11 Minutes	7/28/2023	Cover Memo

MINUTES OF THE DRAPER CITY COUNCIL MEETING HELD ON TUESDAY, JULY 11, 2023, IN THE DRAPER CITY COUNCIL CHAMBERS, 1020 EAST PIONEER ROAD, DRAPER, UTAH

PRESENT: Mayor Troy K. Walker, and Councilmembers Tasha Lowery, Fred Lowry, Cal Roberts, and Marsha Vawdrey

EXCUSED: Mike Green

STAFF PRESENT: David Dobbins, City Manager; Mike Barker, City Attorney; Kellie Challburg, Chief of Staff; Scott Cooley, City Engineer; Rich Ferguson, Chief of Police; Jennifer Jastremsky, Community Development Director; Bret Millburn, Assistant City Manager; Malena Murray, Human Resources Director; Rhett Ogden, Parks and Recreation Director; Laura Oscarson, City Recorder; Linda Peterson, Communications Director; Clint Smith, Fire Chief; Jake Sorensen, IT; John Vuyk, Finance Director; Todd Draper, Planner III; and Jared Zacharias, Assistant Finance Director

Study Session

1.0 Update: South Salt Lake Valley Mosquito Abatement District

1.1 Brad Gilson provided an update on the South Salt Lake Valley Mosquito Abatement District. He answered questions from the Council and reported that the Board at that time did not plan to raise the District property tax rate within the next three or four years.

2.0 Update: Draper Days

2.1 Kellie Challburg updated the Council on upcoming Draper Days events.

3.0 2023 Moderate Income Housing Report, presentation, and work session regarding the annual Moderate Income Housing Plan and required reporting to the State

3.1 Todd Draper, Planner III, said staff felt comfortable responding to questions from the State regarding the six strategies selected for the Draper Moderate Income Housing Report submitted in 2022. He reviewed the strategies with the

Council and explained that a progress statement would be required for each strategy in the Moderate Income Housing Report every year.

3.2 The discussion continued following the Business Session.

4.0 Council/Manager Reports

4.1 These were heard at the end of the Business Session.

Business Session

1.0 Call to Order: Mayor Troy K. Walker

2.0 Thought/Prayer and Pledge of Allegiance

2.1 A prayer was offered by Fire Chief Clint Smith and the Pledge of Allegiance was led by Lieutenant Pat Evans.

3.0 Public Comments

3.1 Reed Gibby, a Draper resident, thanked the Mayor and council for their service to the city.

4.0 Consent Items

- a. Approval of June 20, 2023, City Council Meeting Minutes.
- b. Approval of Resolution #23-34, a Resolution reappointing Adam Crayk, Nate Crowther, and Doug Anderson as members of the Draper City Parks, Trails, and Recreation Committee.
- c. Approval of Resolution #23-35, a Resolution appointing Susan Nixon as a regular member of the Draper City Planning Commission.
- d. Approval of Resolution #23-36, a Resolution reappointing Dave Cloward and Janet Simonich to the Draper City Tree Committee.
- e. Approval of Resolution #23-37, a Resolution of the Draper City Council amending Section 3040 of the Personnel Policies and Procedures Manual regarding Release of Employee Information.
- f. Approval of Resolution #23-38, a Resolution approving an Interlocal Agreement with Salt Lake County to install a traffic signal at Porter Rockwell Trail (12470 South) and 1300 East.

4.1 Councilmember Vawdrey moved to approve the Consent Items. Councilmember T. Lowery seconded the motion.

4.2 A roll call vote was taken. The motion passed unanimously.

	Yes	No	Absent
Councilmember Green			X
Councilmember T. Lowery	X		
Councilmember F. Lowry	X		
Councilmember Roberts	X		
Councilmember Vawdrey	X		

5.0 Report: Proposed property tax increase by Jordan Valley Water Conservancy District (JVWCD) for water service purposes

5.1 Reed Gibby, Draper representative on the Jordan Valley Water Conservancy District (JVWCD) Board of Trustees, reported that reservoirs were filled following the winter snowpack, but rainfall had been lower than average in June and July. Mr. Gibby spoke of population growth and aging infrastructure and said the JVWCD Board was proposing a property tax increase for FY 2024 to fund needed capital projects.

5.2 Alan Packard, JVWCD CEO, and General Manager, applauded the Council for adopting water efficiency standards. He said property tax made up 25% - 30% of JVWCD revenue, and explained that property tax revenue affected JVWCD's bonding ability. Mr. Packard spoke of needed capital projects and said the Board proposed a 9.3% property tax increase for FY 2024. Responding to a question from the Council, Mr. Packard confirmed the JVWCD Board raised the property tax rate in FY 2023. A JVWCD public hearing was scheduled to occur on August 9, 2023, at 6:00 p.m. at 8215 South 1300 West in West Jordan.

5.3 Mayor Walker opened the meeting for public comment, but seeing no one come forward he closed the public comment. Mayor Walker noted that no Council action was required.

6.0 Action Item: Resolution #23-39, a Resolution of the Draper City Council granting preliminary approval for the withdrawal of the Little Valley Subdivision from Traverse Ridge Special Service District (TRSSD)

- 6.1 City Manager David Dobbins showed boundaries for the Traverse Ridge Special Service District (TRSSD), explained that no TRSSD services were provided within the Little Valley Subdivision, and said the Little Valley Subdivision had asked to be withdrawn from the TRSSD. Mr. Dobbins confirmed the TRSSD Board supported the withdrawal request.
- 6.2 Councilmember T. Lowery moved to approve Resolution #23-39. Councilmember Roberts seconded the motion.
- 6.3 A roll call vote was taken. The motion passed unanimously.

	Yes	No	Absent
Councilmember Green			X
Councilmember T. Lowery	X		
Councilmember F. Lowry	X		
Councilmember Roberts	X		
Councilmember Vawdrey	X		

Continued from Study Session

3.0 2023 Moderate Income Housing Report

- 3.3 Mr. Draper continued his presentation regarding moderate-income housing strategies and the 2023 Moderate Income Housing Report and answered questions from the Council.

4.0 Council/Manager Reports

- 4.1 Councilmember F. Lowry thanked all staff members who helped at the rodeo.

7.0 Adjournment

- 7.1 Councilmember F. Lowry moved to adjourn the meeting. Councilmember Vawdrey seconded the motion.
- 7.2 A voice vote was taken. The motion passed unanimously.
- 7.3 The meeting adjourned at 7:34 p.m.



MEMO

To: City Council Meeting

From:

CC:

Date: August 15, 2023

Re:

ATTACHMENTS:

Description

R-23-40

Upload Date

7/31/2023

Type

Cover Memo

RESOLUTION NO. 23-40

A RESOLUTION REAPPOINTING CAL ROBERTS AS A MEMBER OF THE DRAPER CITY AUDIT COMMITTEE

WHEREAS, the City is authorized to establish subordinate bodies within the city as deemed appropriate by the City Council; and

WHEREAS, the City has created an Audit Committee within the city for the purpose of providing a framework to advise the City Council on the annual audit of the City's financial statements; and

WHEREAS, the duties of this Committee are to recommend and engage an auditor to audit the city's annual financial statement; provide oversight of the city's financial statements and follow up on auditor findings and management letter comments provided by independent auditors; and

WHEREAS, the terms of one of the members of the Audit Committee will expire on August 18, 2023; and

WHEREAS, the City Council recognizes the need to fill this position on the Audit Committee; and

WHEREAS, the Mayor has identified one Council Member to serve on the Audit Committee; and

WHEREAS, one member of the City Council has agreed to serve as per DCMC 3-5-110(C)(1); and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Appointment. The City Council consents to the Mayor's appointment of the following individual to serve on the Audit Committee:

Council Member Cal Roberts is appointed for the term of August 18, 2023, through August 18, 2025; and

Section 2. Severability. If any section, part, or provision of this Resolution is held invalid, or unenforceable, such invalidity or unenforceability shall not affect any

other portion of this Resolution, and all sections, parts, and provisions of this Resolution shall be severable.

Section 3. Effective Date. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DRAPER, STATE OF UTAH, ON THIS THE 15TH DAY OF AUGUST 2023.

ATTEST:

DRAPER CITY

Laura Oscarson, CMC, City Recorder

Mayor Troy K. Walker

VOTE TAKEN:

YES

NO

Councilmember Green

Councilmember Lowery

Councilmember Lowry

Councilmember Roberts

Councilmember Vawdrey

Mayor Walker



MEMO

To: City Council Meeting

From:

CC:

Date: August 15, 2023

Re:



MEMO

To: City Council Meeting
From: Malena Murray
CC:
Date: August 15, 2023
Re:

Comments:

Request to update policy defining an employee rehire.

ATTACHMENTS:

Description	Upload Date	Type
Resolution #23-42 Definitions	8/10/2023	Cover Memo

RESOLUTION NO. 23-42

**A RESOLUTION OF THE DRAPER CITY COUNCIL AMENDING
SECTION 1020 OF THE PERSONNEL POLICIES AND PROCEDURES
MANUAL REGARDING POLICY DEFINITIONS**

WHEREAS, The City Council reviews and adopts policies and procedures to assist in the efficient utilization of City resources and the fair and uniform application of requirements and benefits to City employees; and

WHEREAS, The City Council has reviewed Policy 1020 of the Personnel Policies and Procedures Manual and has determined a need to amend the Definitions Policy; and

WHEREAS, The City Council believes this amendment is in the best interest of the employees of Draper City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Amendment. The Draper City Council does hereby adopt the amendments to Policy 1020 of the Personnel Policies and Procedures Manual as attached hereto as Exhibit “A.”

Section 2. Severability. If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution shall be severable.

Section 3. Effective Date. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, THIS THE 15 DAY OF AUGUST, 2023.

DRAPER CITY

ATTEST:

Laura Oscarson, CMC, City Recorder

By: _____
Mayor

VOTE TAKEN:	YES	NO
Councilmember Green	_____	_____
Councilmember T. Lowery	_____	_____
Councilmember F. Lowry	_____	_____
Councilmember Roberts	_____	_____
Councilmember Vawdrey	_____	_____
Mayor Walker	_____	_____

EXHIBIT “A”

Section 1020 – Definitions (Amended 08/15/2023)

For the purpose of the Policies and Procedures contained in this manual, certain words and phrases used herein shall be defined as follows:

Anniversary Date: The date on which an employee begins employment in their current position.

City: Draper City, Utah.

Date of Hire: The date on which an employee begins employment with the city.

Elected Officials: The city’s elected officials are designated as part-time employees of Draper City. Elected officials serve at the discretion of the citizens of Draper. They receive compensation and benefits based upon laws of the State of Utah and ordinances and policies adopted by Draper City.

Employee, Appointed: Any employee appointed by the mayor, city manager, or other person or body with the power to appoint employees. These employees serve in full-time, at-will positions that are exempt from the Fair Labor Standards Act (FLSA) overtime requirements. These employees may receive all standard city benefits, effective on the date of program eligibility.

Employee, At-Will: Any person that does not have the protections under Utah Code §10-3-1105(1)(a).

Employee, Exempt: Employees primarily performing work that is exempt from or not subject to the overtime provisions of the Fair Labor Standards Act (FLSA). Exempt employees are generally paid a salary.

Employee, Full-time: Any employee working for the city on a continuous basis who is regularly assigned to work ≥ 30 hours per workweek.

Employee, Nonexempt: Employees primarily performing work that is subject to the overtime provisions of the Fair Labor Standards Act (FLSA). Nonexempt employees are generally paid on an hourly basis.

Employee, Part-time: Any employee working for the city on a continuous basis who is regularly assigned to work < 30 hours per workweek. Part-time employees shall not work more than 1,500 hours during a calendar year. In accordance with the Patient Protection and Affordable Care Act (PPACA), part-time employees are not eligible to receive benefits unless otherwise required by law. Part-time employees are at-will employees.

Employee, Probationary: Any employee working for the city either full-time or part-time but not yet having successfully completed a Probationary Employment Period. Probationary employees are at-will employees.

Employee, Rehire: A former employee who had a an acceptable performance record at time of separation, was employed at least 12 continuous months, and returned as an employee within 12 months of separation, shall have their date of hire as a full-time employee reinstated for purposes of determining years of service, accruing benefits, and eligibility for benefit plan participation.

Employee, Seasonal: Any employee hired for seasonal work of less than six continuous months. Seasonal employees are not eligible to receive benefits unless otherwise required by law. They are at-will employees.

Employee, Temporary: Any employee hired for a defined project or a limited timeframe not to exceed 12 months. Temporary employees are not eligible to receive benefits unless otherwise required by law. They are at-will employees.

Level or Band: A group of positions sufficiently alike in duties, authority and responsibility to justify the same position title, qualifications, and the schedule of pay to all positions in the group.

Patient Protection and Affordability Care Act (PPACA) Initial Measurement Period: The initial measurement period for part-time employees begins on their date of hire and ends after they have completed 12 months of employment. The administrative period begins after the initial measurement period and will be one month. If the employee qualifies for medical insurance coverage, the coverage will begin on the new benefit year, i.e. July 1, following the administrative period.

Personnel Administrator: The City Manager or as delegated to the Human Resources Director or other designee.

Separation: When an employee leaves service of the city for any reason, whether voluntary or involuntary.

Service Date: The original date of hire as a full-time employee for purposes of accruing benefits and determining years of service. This date is reflective when part-time, seasonal or temporary employee becomes a permanent full-time employee. This service date is the first day worked as a full-time employee.

Volunteers: Any person who donates service without pay or any other compensation, except community service workers. Volunteers are not considered employees.



MEMO

To: City Council Meeting

From:

CC:

Date: August 15, 2023

Re:

ATTACHMENTS:

Description

R-23-43

Upload Date

7/31/2023

Type

Cover Memo

RESOLUTION NO. 23-43

A RESOLUTION APPOINTING SILVIA ARAOZ TO THE DRAPER CITY DIVERSITY AND INCLUSION ADVISORY COMMITTEE

WHEREAS, the City is authorized to establish subordinate bodies with the city as deemed appropriate by the City Council; and

WHEREAS, the Draper City Council has established the Draper City Diversity and Inclusion Advisory Committee to identify and advise on issues faced by diverse groups and to create opportunities for an inclusive community within the City; and

WHEREAS, the Council recognizes the importance of diversity and inclusion within the City; and

WHEREAS, Committee member Gary Thompson is unable to complete his term as a member of the committee; and

WHEREAS, Silvia Araoz has expressed a willingness to serve as a member of the Diversity and Inclusion Committee; and

WHEREAS, the Mayor desires to appoint and the Council hereby consents to the appointment of Silvia Araoz to serve as a regular member on the Diversity and Inclusion Advisory Committee to complete Gary Thompson's term.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Appointment. The following individual is hereby appointed to serve on the Draper City Diversity and Inclusion Advisory Committee according to the laws, ordinances, and regulations governing the committee.

Regular Member:

Silvia Araoz

August 15, 2023 through October 31, 2026

Section 2. Severability. If any section, part, or provision of this Resolution is held invalid, or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts, and provisions of this Resolution shall be severable.

Section 3. Effective Date. This Resolution shall become effective immediately its passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH,
ON THIS 15TH DAY OF AUGUST, 2023.

DRAPER CITY

Mayor Troy K. Walker

ATTEST:

Laura Oscarson, CMC, City Recorder

VOTE TAKEN:	YES	NO
Councilmember Green	_____	_____
Councilmember T. Lowery	_____	_____
Councilmember F. Lowry	_____	_____
Councilmember Roberts	_____	_____
Councilmember Vawdrey	_____	_____
Mayor Walker	_____	_____



MEMO

To: City Council Meeting

From:

CC:

Date: August 15, 2023

Re:

ATTACHMENTS:

Description

R-23-44

Upload Date

7/31/2023

Type

Cover Memo

RESOLUTION NO. 23-44

A RESOLUTION APPOINTING BEN PATTISON AS A REGULAR MEMBER OF THE DRAPER CITY SPECIAL EVENT ARENA COMMITTEE

WHEREAS, the City is authorized to establish subordinate bodies with the city as deemed appropriate by the City Council; and

WHEREAS, members of the Draper City Special Event Arena Committee are appointed by the Mayor with the advice and consent of the City Council; and

WHEREAS, Emily Dziatlik is unable to complete her term on the committee; and

WHEREAS, Ben Pattison has expressed a willingness to serve as a member of the Draper City Special Event Arena Committee; and

WHEREAS, the Mayor desires to appoint and the Council hereby consents to the appointment of Ben Pattison to serve as a member of the Draper City Special Event Arena Committee and complete Emily Dziatlik's term.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

The City Council hereby provides its advice and consent to the Mayor's appointment of Ben Pattison to serve as a member of the Draper City Special Event Arena Committee.

Section 1. Appointment. Ben Pattison is hereby appointed to serve as a member of the Draper City Special Event Arena Committee according to the laws, ordinances, and regulations governing the Draper City Special Event Arena Committee and its members for the term specified herein.

Regular Member:

Ben Pattison August 15, 2023 through December 31, 2026

Section 2. Severability. If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution shall be severable.

Section 3. Effective Date. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THIS THE 15TH DAY OF AUGUST 2023.

ATTEST:

DRAPER CITY:

Laura Oscarson, CMC, City Recorder

Troy K. Walker, Mayor

VOTE TAKEN:

YES

NO

Councilmember Green

Councilmember T. Lowery

Councilmember F. Lowry

Councilmember Roberts

Councilmember Vawdrey

Mayor Walker



MEMO

To: City Council Meeting

From: Mike Barker, City Attorney

CC:

Date: August 15, 2023

Re: Resolution 23-45 Approving and Extending Proclamation of Local Emergency 23-02

Comments:

On August 3, 2023 a localized storm cell dumped approximately 2" of rain on areas of Draper in under two hours. The volume of rain in such a short period of time damaged city streets and infrastructure, including the storm water system. Mayor Walker declared a state of emergency in order to marshal resources from the city, Salt Lake County, the state and federal governments.

Utah Code 52-2a-208(6) requires city council approval to extend the state of emergency beyond thirty days. City departments are still evaluating the extent of damages and formulating a plan on how to repair damage, including assessing the financial, work force and materials required to complete repairs.

Damage to the storm water system in parts of the city necessitates immediate repairs.

ATTACHMENTS:

Description

Resolution 23-45

Upload Date

8/8/2023

Type

Cover Memo

RESOLUTION NO. 23-45

A RESOLUTION OF THE DRAPER CITY COUNCIL
APPROVING AND EXTENDING
PROCLAMATION OF LOCAL EMERGENCY NO. 2 OF 2023
CONCERNING DAMAGE CAUSED BY TORRENTIAL RAIN

WHEREAS, on August 3, 2023, Mayor Troy K. Walker, in his capacity as Draper City's chief executive officer, issued a Proclamation of Local Emergency No. 2 of 2023 ("Proclamation") declaring a state of local emergency in the City concerning damage to roads and city infrastructure caused by flooding due to torrential rains (the "Rain Storm"), as authorized by the Disaster Response and Recovery Act, UTAH CODE ANN. 53-2a-201 *et seq.* (the "Act"); and

WHEREAS, UTAH CODE ANN. 53-2a-208(6), provides that a local emergency shall not be continued or renewed beyond the initial 30 days without consent of the governing body of the jurisdiction subject to the declaration; and

WHEREAS, because (a) the Proclamation will expire on September 2, 2023, absent action of the City's governing body (the "Council") to extend it; (b) city roads and infrastructure remain unrepaired; (c) the danger of additional damage to city roads, infrastructure, and private property occurring should additional rain fall; and (d) plans are still being developed to complete the necessary repairs to city roads and infrastructure, the City Council met in regular session on August 15, 2023, to consider, among other things, approving and ratifying the Proclamation and extending its duration until such time as the Proclamation is terminated; and

WHEREAS, after due consideration, the Council has determined that acting to so approve, ratify and extend the duration of the Proclamation is in the best interest of the health, safety and welfare of the City's residents;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. The Draper City Council hereby approves and ratifies the Proclamation, attached hereto as Attachment 1, and extends its duration until November 10, 2023, unless terminated sooner or extended by majority vote of the Draper City Council.

Section 2. All actions heretofore or hereafter reasonably taken by any of the City's officers or employees in connection with the Proclamation are hereby ratified and approved.

Section 3. The Mayor shall continue to exercise his statutory authority to manage the City's response to the Rain Storm.

Section 4. This Resolution shall be effective upon passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THE 15th DAY OF AUGUST, 2023.

ATTEST:

DRAPER CITY

Laura Oscarson, City Recorder

Mayor Troy K. Walker

VOTE TAKEN:

YES

NO

Councilmember Green

Councilmember T. Lowery

Councilmember F. Lowry

Councilmember Roberts

Councilmember Vawdrey

Mayor Walker

ATTACHMENT 1
(Proclamation of Local Emergency No. 2 of 2023)

PROCLAMATION OF LOCAL EMERGENCY

WHEREAS, Draper City ("City") is a political subdivision of the state of Utah;

WHEREAS, the City's Mayor is the chief executive officer of the City and has authority pursuant to Utah Code Ann. §§ 53-2a-205 and 208 to declare a local emergency;

WHEREAS, the Mayor may declare by proclamation a state of emergency if (s)he finds that (a) a disaster has occurred or the occurrence or threat of a disaster is imminent in an area of the City; and (b) the City requires additional assistance to supplement the response and recovery efforts of the City;

WHEREAS, a disaster is defined as "an event that causes, or threatens to cause loss of life, human suffering, public or private property damage, or economic or social disruption resulting from attack, internal disturbance, natural phenomena, or technological hazard; and requires resources that are beyond the scope of local agencies in routine responses to emergencies and accidents and may be of a magnitude or involve unusual circumstances that require response by government, not-for-profit or private entities." Utah Code Ann. § 53-2a-102(5). "Natural phenomena" includes any earthquake, tornado, storm, flood, landslide, avalanche, forest or range fire, or drought Utah Code Ann. § 53-2a-102(14).

WHEREAS, conditions of the following nature exist or pose an imminent threat in the City or an area of the City which require emergency assistance by the City to protect lives and property within the City; or to avoid or reduce the threat of a disaster;

☒ Widespread Damage ☒ Injury or Loss of Life or Property ☐ Social Disruption

WHEREAS, the area or areas threatened include each of the following:

☒ Draper City, Utah
☐ Hidden Canyon Estates Subdivision, Phase 5 and adjacent City-owned property

WHEREAS, the local emergency and disaster are caused or threatened by each of the following conditions:

<input type="checkbox"/> <u>Attack</u> <input type="checkbox"/> Warfare Against the United States or the State of Utah	<input type="checkbox"/> <u>Internal Disturbance</u> <input type="checkbox"/> Disruptive Terrorism <input type="checkbox"/> Prison Break <input type="checkbox"/> Riot <input type="checkbox"/> Strike
<input type="checkbox"/> <u>Natural Phenomenon</u> <input type="checkbox"/> Avalanche <input type="checkbox"/> Drought <input type="checkbox"/> Earthquake <input type="checkbox"/> Epidemic <input checked="" type="checkbox"/> Flood <input type="checkbox"/> Forest or Range Fire <input checked="" type="checkbox"/> Landslide <input type="checkbox"/> Storm <input type="checkbox"/> Tornado <input checked="" type="checkbox"/> Other Catastrophic Event Specify <u>Torrential Rain - Localized</u>	<input type="checkbox"/> <u>Technological Hazard</u> <input type="checkbox"/> Air Crash <input type="checkbox"/> Explosion <input type="checkbox"/> Hazardous Materials Accident <input type="checkbox"/> Mine Accident <input type="checkbox"/> Pollution <input type="checkbox"/> Radiation Incident <input type="checkbox"/> Structural Fire <input type="checkbox"/> Train Derailment <input type="checkbox"/> Truck Wreck

WHEREAS, this declaration of a "local emergency" (a) constitutes an official recognition that a disaster situation exists within the City; (b) provides a legal basis for requesting and obtaining mutual aid or disaster assistance from other political subdivisions or from the state or federal government; (c) activates the response and recovery aspects of any and all applicable local disaster emergency plans; and (d) authorizes the furnishing of aid and assistance in relation to the proclamation.

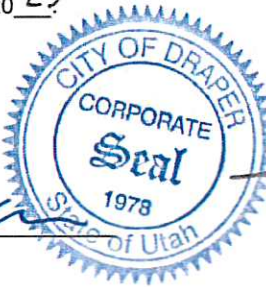
NOW, THEREFORE, THE DRAPER CITY MAYOR MAKES THE FOLLOWING FINDINGS AND PROCLAMATION DECLARING A LOCAL EMERGENCY:

1. A local emergency is hereby declared with respect to the area and conditions specified above based on the findings that (a) a disaster has occurred or the occurrence or threat of a disaster is imminent in an area of the City; and (b) the City requires additional assistance to supplement the response and recovery efforts of the City.
2. This Proclamation shall take effect immediately and will be ongoing for thirty (30) days unless an extension is authorized by resolution of the Draper City Council or is otherwise terminated.
3. The emergency powers and operations of Draper City are hereby invoked and Draper City's personnel and resources are ordered and authorized to perform all functions authorized by federal, state, and local law to address this local emergency.
4. Draper City is authorized to request all assistance available with respect to this local emergency from all federal, state, and local sources and is authorized to activate all applicable mutual aid agreements.
5. The Draper City Council will be notified of this Proclamation and this Proclamation shall be filed promptly with the City Recorder and will be delivered to the State of Utah and Salt Lake County and will be disseminated to local media.

DATED this 3rd day of August, 2023

ATTEST:



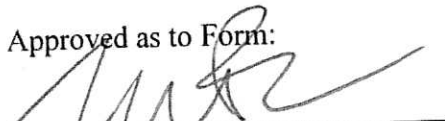


DRAPER CITY


MAYOR

(updated 4-24-23)

Approved as to Form:


City Attorney



MEMO

To: City Council Meeting

From: Travis DeJong

CC:

Date: August 15, 2023

Re: Providing Local Consent for a Full Service Restaurant alcohol license for Boondocks Food & Fun

Comments:

Boondocks Food & Fun - Draper LLC located at 75 E Southfork Dr is seeking Local Consent for a Full Service Restaurant License. They have provided the following:

- A floor plan showing where the alcohol is to be stored, served, and consumed.
- A bond payable to the Department of Alcoholic Beverage Services.
- The results of a background check performed on the food and beverage manager.
- Copy of sales tax license.
- Liquor liability insurance.

Boondocks Food & Fun - Draper LLC possesses a valid, issued business license.

The findings are as follows:

6-4-040 (B) (2) (b) of the Draper City Municipal Code states the following:

A beer-only restaurant, **full-service restaurant**, or limited- service restaurant license shall not be granted to any applicant for any location situated within three hundred feet (300') of any community location as measured from the nearest patron entrance of the proposed restaurant by following the shortest route of ordinary pedestrian travel to the property boundary of the community location or within two hundred feet (200') of the proposed restaurant measured in a straight line from the nearest patron entrance of the proposed restaurant to the nearest property boundary of the community location.

Boondocks Food & Fun - Draper LLC has met both the 300' and 200' distance requirements.

Per Draper City Municipal Code 6-4-050 (B) (1) (c), there is no limitation on the amount of full service restaurant licenses granted by the city.

ATTACHMENTS:

Description	Upload Date	Type
Sales Tax License	8/7/2023	Cover Memo
PowerPoint showing proximity maps and distance requirements.	8/7/2023	Cover Memo
Bond payable to DABS	8/7/2023	Cover Memo
Floor layout showing areas of consumption; sell, and storage.	8/7/2023	Cover Memo
Business License	8/7/2023	Cover Memo
Liquor Liability Insurance	8/7/2023	Cover Memo



UTAH STATE TAX COMMISSION

TAXPAYER SERVICES DIVISION 210 N 1950 W, SALT LAKE CITY, UT 84134

Website: tax.utah.gov

Sales Tax License and/or Use Tax Certificate of Registration

BROONDOCKS FUN CENTER DRAPER LLC
BOONDOCKS FUN CENTER DRAPER LLC
75 E SOUTHFORK DR
DRAPER UT 84020

Account Number: **12042264-002-STC**

This business is registered to make
taxable sales from the
incorporated city of:
Draper

Outlet: 001 Issued: September 1, 2004 Valid until revoked or cancelled. Post in a noticeable place.

This business is authorized to make taxable sales, purchase tax free for resale, collect and remit sales and use taxes in the State of Utah. The authority to engage in business is subject to city and/or county business licensing laws and other rules and regulations. This license may be revoked for violations or failure to comply with these laws, rules and regulations. If this business moves, closes or is sold, you must contact the Tax Commission immediately by calling (801) 297-2200 or toll free 1-800-662-4335 and return this license to the Tax Commission for cancellation. This license is NOT transferable.

Draper City Business Licensing Full Service Restaurant License

Boondocks Food & Fun - Draper LLC

75 E Southfork Dr
Draper, UT 84020

Travis DeJong



Draper City Code Distance Requirements

Full Service Restaurant

DCMC 6-4-040: LICENSE APPLICATION LOCAL CONSENT EXPIRATION AND RENEWAL:
(B) (2) (b) A ... full-service restaurant ... license shall not be granted to any applicant for any location situated within...

three hundred feet (300') of any community location as measured from the nearest patron entrance of the proposed restaurant by following the shortest route of ordinary pedestrian travel to the property boundary of the community location...

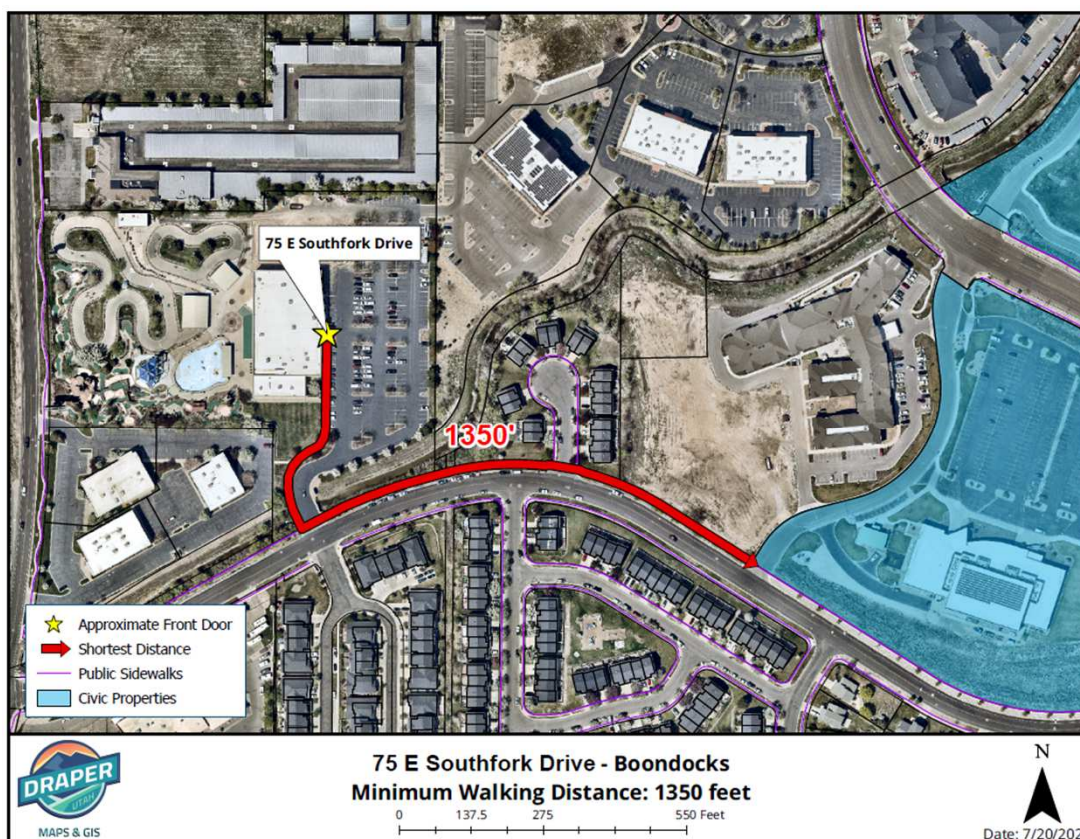
or within two hundred feet (200') of the proposed restaurant measured in a straight line from the nearest patron entrance of the proposed restaurant to the nearest property boundary of the community location.

Community locations include:

- Schools
- Churches
- Public libraries
- Public playgrounds and parks



300 ft. Distance Requirement (Ordinary Pedestrian Travel)

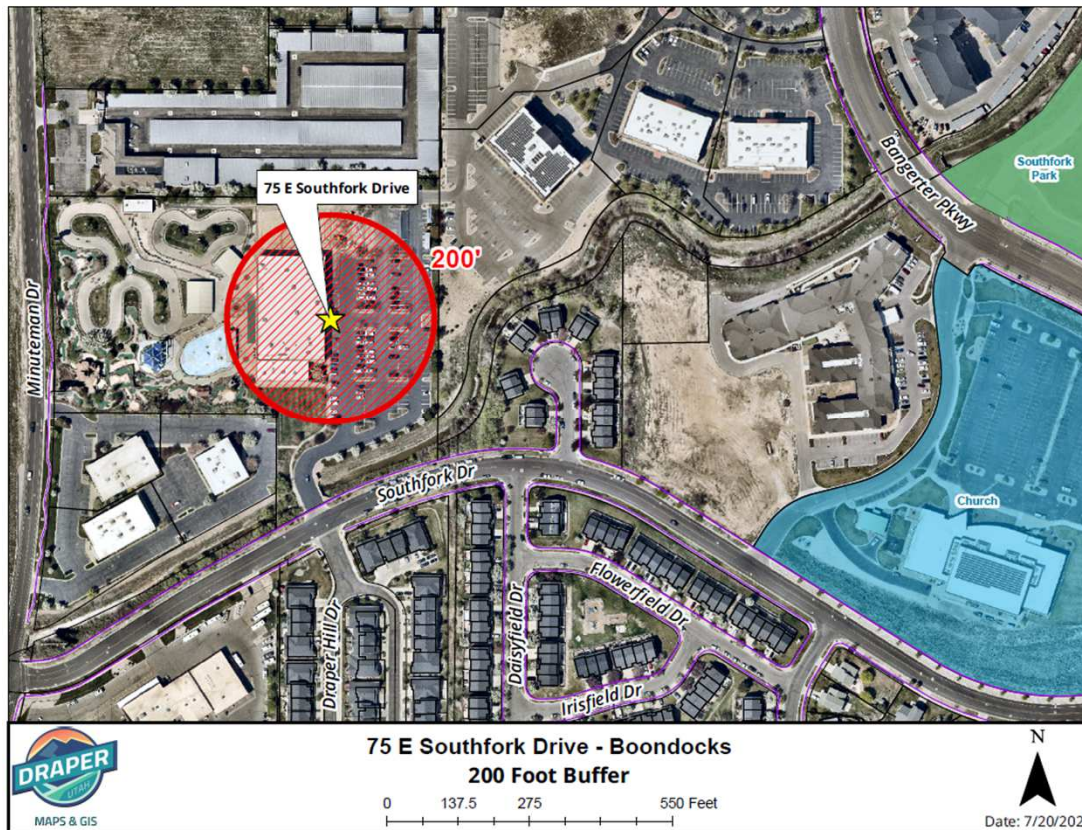


Entrance must be at least 300 ft., following the shortest pedestrian route, from a community location.



200 ft. Distance Requirement (Straight Line)

Entrance must be at least 200 ft., drawn in a straight line, from a community location.



Action: Provide Local Consent or Deny Local Consent

DCMC 6-4-050: ON-PREMISES LICENSES

(B) (1) (c) Restriction on Licenses: There shall be no limitation on the number of full-service ... restaurant licenses granted by Draper City.



UTAH DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

1625 S 900 W • PO Box 30408 • Salt Lake City, UT 84130-0408 • Phone (801) 977-6800 • Fax (801) 977-6889

"RESTAURANT LIQUOR BOND"

BOND # A270079417

KNOW ALL PERSONS BY THESE PRESENTS:

That **Principal**, Boondocks Food and Fun - Draper, LLC, a restaurant liquor licensee, doing business as _____, and **Surety**, Platte River Insurance Company, a corporation organized and existing under the laws of the state of Nebraska and authorized to do business in Utah, are held and bound unto the Utah Department of Alcoholic Beverage Control in the sum of **\$10,000**, for which payment will be made, we hereby bind ourselves and our representatives, assigns, and successors firmly by these presents.

Dated this 13th day of July, 2023.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, the above principal has made application to the Utah Alcoholic Beverage Control Commission for a restaurant liquor license pursuant to the provisions of 32B-5-204, Utah Code.

NOW, THEREFORE, if said principal, its officers, agents and employees shall faithfully comply with the provisions of Title 32B, Utah Code, and the rules and directives of the Utah Alcoholic Beverage Control Commission and the Utah Department of Alcoholic Beverage Control, then this bond shall be void; but, if said principal, its officers, agents and employees fail to comply with the provisions of the laws, rules and directives or orders as the commission or department may issue, then this bond shall be in full force and effect and payable to the Utah Department of Alcoholic Beverage Control. This bond shall run for a continuing term effective 07/13/2023 unless canceled by service of written notice upon the Utah Department of Alcoholic Beverage Control, which cancellation shall be effective 30 days after receipt of such notice; provided however, that no part of this bond shall be withdrawn or canceled while violations, legal actions or proceedings are pending against said licensee / principal.

Platte River Insurance Company

Surety

Timothy Steele
Attorney in fact

Timothy Steele, President of Surety and Fidelity

{ Corporate Seal }



Boondocks Food and Fun - Draper, LLC

Principal / Licensee

[Signature]
Authorized signature

RANDY FULLMER, PRESIDENT
Name / Title

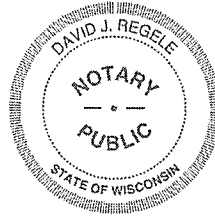
STATUTORY AFFIDAVIT FOR CORPORATE SURETY

STATE OF: Wisconsin

COUNTY OF: Dane

On the 13th day of July, 2023, personally appeared before me, Timothy Steele, President of Surety and Fidelity, who, being by me duly sworn, did say that he / she is the attorney in fact of Platte River Insurance Company, **Surety**, and that said instrument was signed in behalf of said surety by authority, and acknowledged to me that he / she as such attorney in fact executed the same.

David J. Regéle
Notary Public Signature & Seal
David J. Regéle



Note: Corporate surety's own affidavit also acceptable

**PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY**

A270079417

Bond Number

KNOW ALL MEN BY THESE PRESENTS, That the PLATTE RIVER INSURANCE COMPANY, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

Timothy Steele

Name of Individual

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

\$ 10,000.00

Bond Amount

for A270079417

Bond Number

on behalf of Boondocks Food and Fun - Draper, LLC

Principal

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PLATTE RIVER INSURANCE COMPANY at a meeting duly called and held on the 8th day of January, 2002.

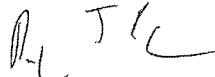
"RESOLVED, that the President, Executive Vice President, Vice President, Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings, and other writings obligatory in the nature thereof, one or more resident vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of this company; the signature of such officers and seal of the Company may be affixed to any such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company, and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

IN WITNESS WHEREOF, the PLATTE RIVER INSURANCE COMPANY has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of September, 2022.

Attest:



Ryan J. Byrnes

Senior Vice President,

Chief Financial Officer and Treasurer

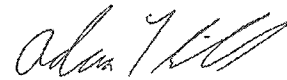


Todd Burrick

Chief Underwriting Officer



PLATTE RIVER INSURANCE COMPANY



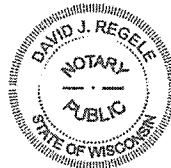
Adam L. Sills

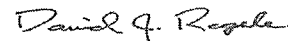
Chief Executive Officer and President

STATE OF WISCONSIN
COUNTY OF DANE

} S.S.:

On the 1st day of September, 2022 before me personally came Adam L. Sills, to me known, who being by me duly sworn, did depose and say: that he resides in the County of New York, State of New York; that he is Chief Executive Officer and President of PLATTE RIVER INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.





David J. Regele

Notary Public, Dane Co., WI
My Commission Is Permanent

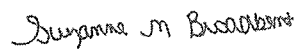
STATE OF WISCONSIN
COUNTY OF DANE

} S.S.:

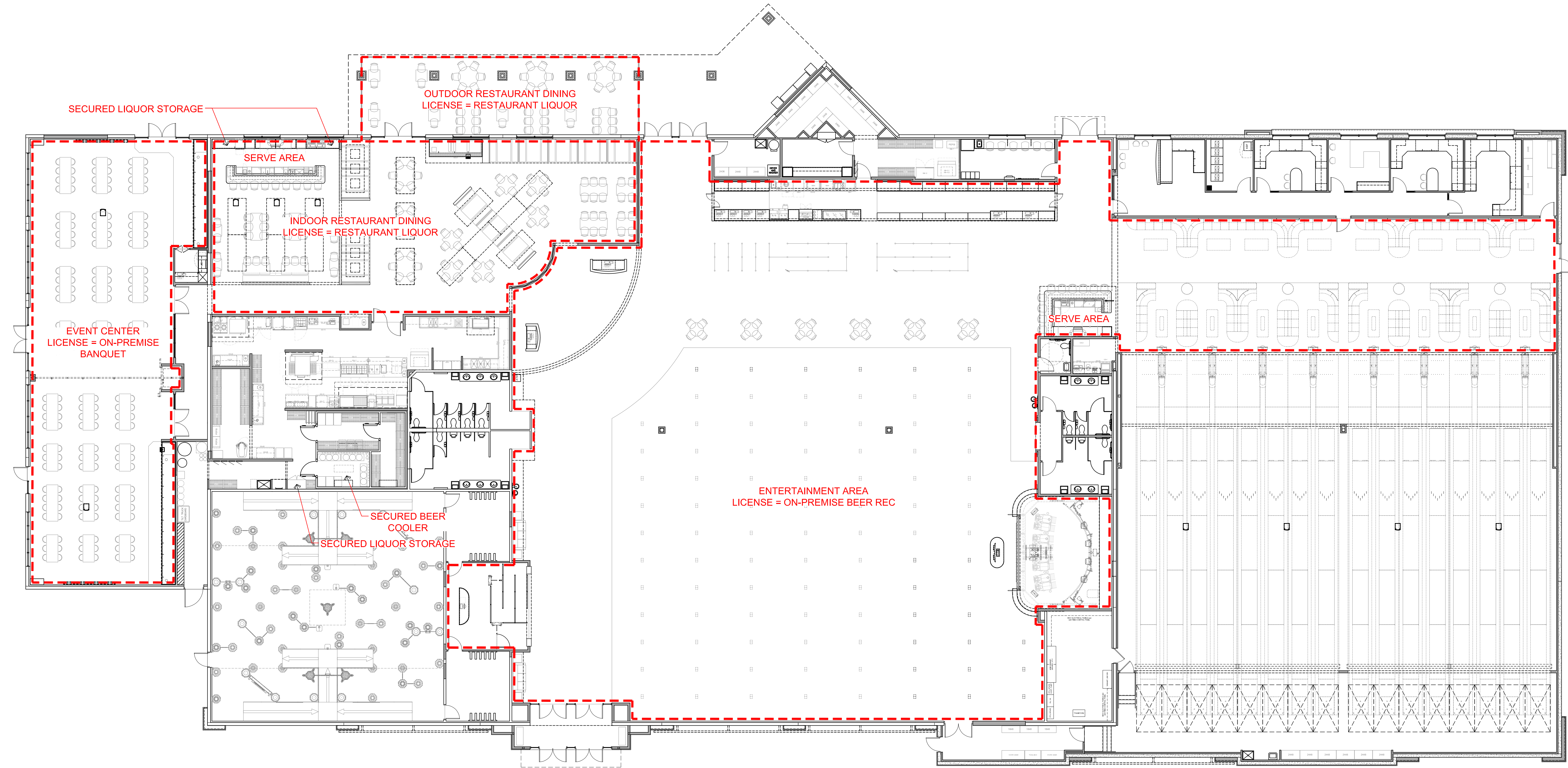
I, the undersigned, duly elected to the office stated below, now the incumbent in PLATTE RIVER INSURANCE COMPANY, a Nebraska Corporation, authorized to make this certificate, DO HEREBY CERTIFY that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 13th day of July, 2023.





Suzanne M. Broadbent
Secretary



 **1 FLOOR PLAN - ALCOHOL LICENSE**
3/32" = 1'-0"





Draper City

1020 E. Pioneer Road Draper, UT 84020
(801) 576-6530

BUSINESS LICENSE CERTIFICATE

THIS LICENSE IS NOT TRANSFERABLE

Business Name: Boondocks Food & Fun - Draper LLC

Business Type(s): 713120 Amusement Arcades
713950 Bowling Centers
713990 All Other Amusement and
Recreation Industries

Business Location: 75 E SOUTHFORK DR
DRAPER, UT 84020

Mailing Address: 75 E SOUTHFORK DR
DRAPER, UT 84020

Owner: Boondocks Food & Fun - Draper LLC

License Number: ART-000057-2023

License Type: Arts, Entertainment, and Recreation

Issued Date: 3/31/2023

Classification: Commercial

Expiration Date: 3/31/2024

Fees Paid: \$481.00

Draper City Mayor

Draper City Business Licensing Authorized Signature

This license is granted to the named company to do business Draper City at the named address.
This license is not transferable between owners. This license is only for type of business stated.

TO BE POSTED IN A CONSPICUOUS PLACE



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

7/20/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Arthur J. Gallagher Risk Management Services, LLC 777 108th Avenue NE, Suite 200 Bellevue WA 98004	CONTACT NAME: PHONE (A/C. No. Ext): 425-454-3386 FAX (A/C. No): 425-451-3716 E-MAIL ADDRESS:
INSURED Select Investment and Management Co. PO Box 1030 Meridian ID 83680	INSURER(S) AFFORDING COVERAGE INSURER A: Accredited Surety and Casualty Company, Inc INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
License#: BR-724491 BOONPRO-01	NAIC # 26379

COVERAGES**CERTIFICATE NUMBER:** 1776178374**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER:			1-TRE-ID-17-01338551-00	12/1/2022	12/1/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y / N <input checked="" type="checkbox"/> N / A (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Liquor Liability			1-TRE-ID-17-01338551-00	12/1/2022	12/1/2023	EACH COMMON CAUSE AGGREGATE \$1,000,000 \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Evidence of Insurance

CERTIFICATE HOLDER**CANCELLATION**

City of Draper
1020 E. Pioneer Road
Draper UT 84020

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOC NO.	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
001-001	75 East Southfork Dr. Salt Lake Draper, UT 84020
002-001	525 S. Deseret Drive Davis Kaysville, UT 84037
003-001	11425 Community Center Dr. Adams Northglenn, CO 80233
004-001	18706 Cottonwood Drive Douglas Parker, CO 80138
005-001	11402 Cherokee St. Adams Northglenn, CO 80234
006-001	14039 Minuteman Dr. Salt Lake Draper, UT 84020
007-001	696 Old Mill Lane Rich Kaysville, UT 84037
008-001	16980 Cottonwood Dr. Douglas Parker, CO 80138
009-001	2501 E. State St., Suite 210 Ada Meridian, ID 83642

CLASSIFICATION AND PREMIUM							
LOC NO.	CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE		ADVANCE PREMIUM	
				Prem/ Ops	Prod/Comp Ops	Prem/ Ops	Prod/Comp Ops
001-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	10015	26,500,000 Gross Sales	7.110		\$188,415	
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 001	58161	780,000 Gross Sales	8.100		\$6,318	
002-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	10015	If Any Gross Sales	7.110			
003-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 502	10015	If Any Gross Sales	7.110			
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 502	58161	If Any Gross Sales	8.100			
004-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 502	10015	If Any Gross Sales	7.110			
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 502	58161	If Any Gross Sales	8.100			
005-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 501	68706	350 Area	64.448		\$23	
006-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	68706	350 Area	39.345		\$14	
007-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	68706	350 Area	39.345		\$14	

POLICY NUMBER: 1-TRE-ID-17-01338551-
00

LIQUOR LIABILITY DECLARATIONS

IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL THE TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE AS STATED IN THIS POLICY.

LIMITS OF INSURANCE	
EACH COMMON CAUSE LIMIT	<u>\$1,000,000</u>
AGGREGATE LIMIT	<u>\$2,000,000</u>

DESCRIPTION OF BUSINESS	
FORM OF BUSINESS:	
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> PARTNERSHIP
<input type="checkbox"/> LIMITED LIABILITY COMPANY	<input type="checkbox"/> JOINT VENTURE
<input checked="" type="checkbox"/> ORGANIZATION, INCLUDING A CORPORATION (BUT NOT INCLUDING A PARTNERSHIP, JOINT VENTURE OR LIMITED LIABILITY COMPANY)	
BUSINESS DESCRIPTION: <u>Family Entertainment Centers</u>	

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOCATION NUMBER	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
	See Schedule

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOCATION NUMBER	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
001-001	75 East Southfork Dr. Salt Lake Draper, UT 84020
003-001	11425 Community Center Dr. Adams Northglenn, CO 80233
004-001	18706 Cottonwood Drive Douglas Parker, CO 80138

POLICY NUMBER: 1-TRE-ID-17-01338551-00

CLASSIFICATION AND PREMIUM				
CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE	ADVANCE PREMIUM
See Schedule				
<div>STATE TAX OR OTHER (if applicable)* *Not applicable in New York</div>				
<div>[Jurisdiction] Government Premium Tax** **Kentucky only, if applicable</div>				
<div>[Jurisdiction] Government Premium Tax** **Kentucky only, if applicable</div>				
<div>Insurance Premium Surcharge** **Kentucky only, if applicable</div>				
<div>TOTAL PREMIUM (SUBJECT TO AUDIT) \$6,318</div>				
<div>PREMIUM SHOWN IS PAYABLE: AT INCEPTION \$6,318 AT EACH ANNIVERSARY (IF POLICY PERIOD IS MORE THAN ONE YEAR AND PREMIUM IS PAID IN ANNUAL INSTALLMENTS)</div>				
AUDIT PERIOD (IF APPLICABLE)		<input type="checkbox"/> ANNUALLY	<input type="checkbox"/> SEMI-ANNUALLY	<input type="checkbox"/> QUARTERLY <input type="checkbox"/> MONTHLY

ENDORSEMENTS
ENDORSEMENTS ATTACHED TO THIS COVERAGE PART:
<div>See Schedule of Forms And Endorsements</div> <div></div> <div></div>

CLASSIFICATION AND PREMIUM				
CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE	ADVANCE PREMIUM
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	\$780,000	\$8.100	\$6,318
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	If Any	\$8.100	
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	If Any	\$8.100	



MEMO

To: City Council Meeting

From: Travis DeJong

CC:

Date: August 15, 2023

Re: Providing Local Consent for an On Premises Banquet alcohol license for Boondocks Food & Fun

Comments:

Boondocks Food & Fun - Draper LLC located at 75 E Southfork Dr is seeking Local Consent for an On Premises Banquet License. They have provided the following:

- A floor plan showing where the alcohol is to be stored, served, and consumed.
- A bond payable to the Department of Alcoholic Beverage Services.
- The results of a background check performed on the food and beverage manager.
- Copy of sales tax license.
- Liquor liability insurance.

Boondocks Food & Fun - Draper LLC possesses a valid, issued business license.

The findings are as follows:

6-4-040 (B) (2) (a) of the Draper City Municipal Code states the following:

A n **on-premises banquet license**, reception center, on- premises beer retailer license, or bar establishment license shall not be granted to a business located within six hundred feet (600') of any community location as measured from the nearest patron entrance of the proposed outlet by following the shortest route of ordinary pedestrian travel to the property boundary of the community location or within two hundred feet (200') of the proposed outlet measured in a straight line from the nearest patron entrance of the proposed outlet to the nearest property boundary of the community location.

Boondocks Food & Fun - Draper LLC has met both the 600' and 200' distance requirements.

Per Draper City Municipal Code 6-4-050 (B) (4) (d), there is no limitation on the amount of on-premises banquet licenses granted by the city.

ATTACHMENTS:

Description	Upload Date	Type
PowerPoint showing proximity maps and distance requirements.	8/7/2023	Cover Memo
Sales Tax License	8/7/2023	Cover Memo
Bond payable to DABS	8/7/2023	Cover Memo
Floor layout showing areas of consumption; sell, and storage.	8/7/2023	Cover Memo
Liquor Liability Insurance	8/7/2023	Cover Memo
Business License	8/7/2023	Cover Memo

Draper City Business Licensing

On Premises Banquet License

Boondocks Food & Fun - Draper LLC

75 E Southfork Dr
Draper, UT 84020

Travis DeJong

Draper City Code Distance Requirements On Premises Banquet

DCMC 6-4-040: LICENSE APPLICATION LOCAL CONSENT EXPIRATION AND RENEWAL:
(B) (2) (a) An on-premises banquet license ... shall not be granted to a business located within...

six hundred feet (600') of any community location as measured from the nearest patron entrance of the proposed restaurant by following the shortest route of ordinary pedestrian travel to the property boundary of the community location...

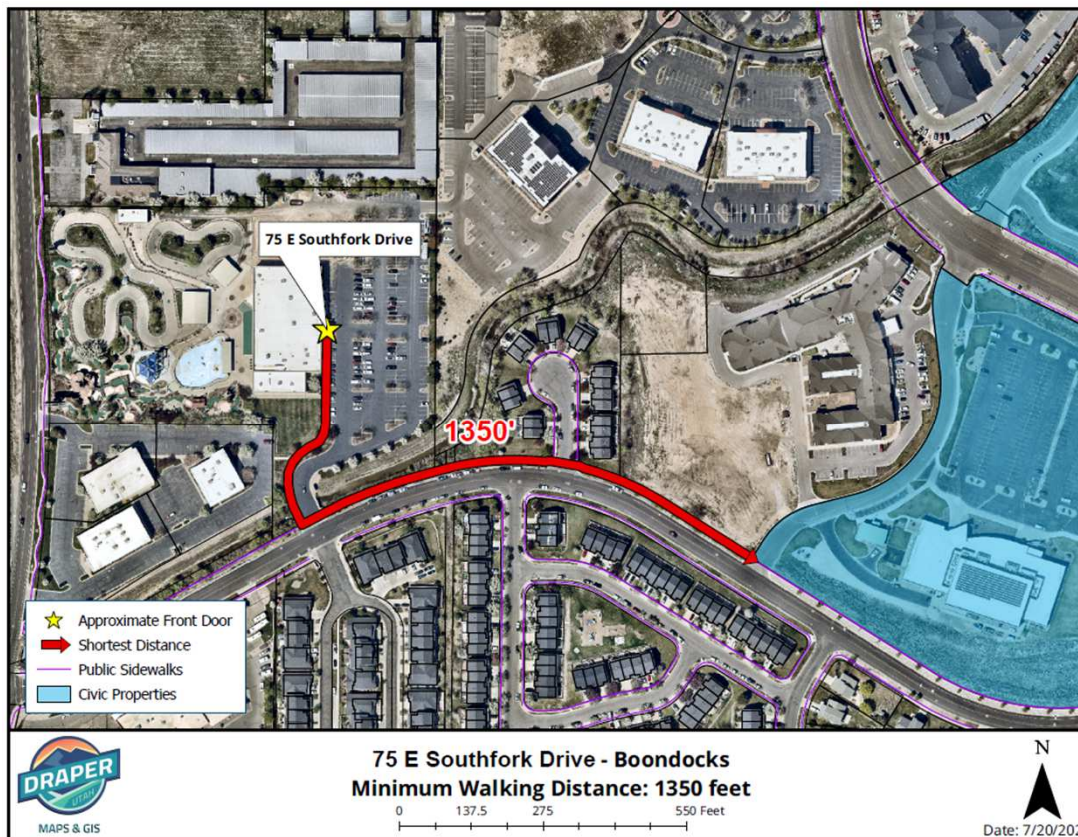
or within two hundred feet (200') of the proposed restaurant measured in a straight line from the nearest patron entrance of the proposed restaurant to the nearest property boundary of the community location.

Community locations include:

- Schools
- Churches
- Public libraries
- Public playgrounds and parks



600 ft. Distance Requirement (Ordinary Pedestrian Travel)

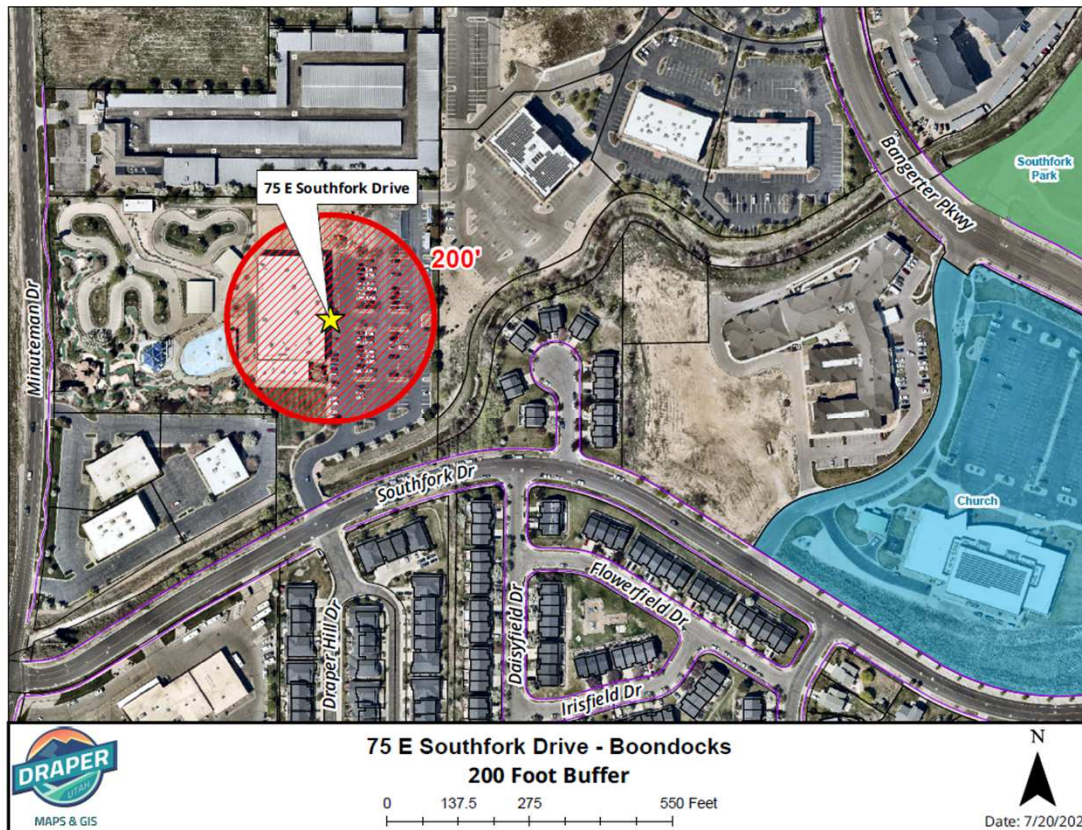


Entrance must be at least 600 ft., following the shortest pedestrian route, from a community location.



200 ft. Distance Requirement (Straight Line)

Entrance must be at least 200 ft., drawn in a straight line, from a community location.



Action: Provide Local Consent or Deny Local Consent

DCMC 6-4-050: ON-PREMISES LICENSES

(B) (4) (d) There shall be no limitation on the number of on-premises banquet licenses granted by the City.





UTAH STATE TAX COMMISSION

TAXPAYER SERVICES DIVISION 210 N 1950 W, SALT LAKE CITY, UT 84134

Website: tax.utah.gov

Sales Tax License and/or Use Tax Certificate of Registration

BROONDOCKS FUN CENTER DRAPER LLC
BOONDOCKS FUN CENTER DRAPER LLC
75 E SOUTHFORK DR
DRAPER UT 84020

Account Number: **12042264-002-STC**

This business is registered to make
taxable sales from the
incorporated city of:
Draper

Outlet: 001 Issued: September 1, 2004 Valid until revoked or cancelled. Post in a noticeable place.

This business is authorized to make taxable sales, purchase tax free for resale, collect and remit sales and use taxes in the State of Utah. The authority to engage in business is subject to city and/or county business licensing laws and other rules and regulations. This license may be revoked for violations or failure to comply with these laws, rules and regulations. If this business moves, closes or is sold, you must contact the Tax Commission immediately by calling (801) 297-2200 or toll free 1-800-662-4335 and return this license to the Tax Commission for cancellation. This license is NOT transferable.

UTAH DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

1625 S 900 W / PO Box 30408 / Salt Lake City, UT 84130-0408 / Phone (801) 977-6800 / Fax (801) 977-6889

"ON-PREMISE BANQUET BOND"

BOND# A270079418

KNOW ALL PERSONS BY THESE PRESENTS:

That **Principal**, Boondocks Food and Fun - Draper, LLC, an on-premise banquet licensee, doing business as _____, and **Surety**, Platte River Insurance Company, a corporation organized and existing under the laws of the state of Nebraska and authorized to do business in Utah, are held and bound unto the Utah Department of Alcoholic Beverage Control in the sum of **\$10,000**, for which payment will be made, we hereby bind ourselves and our representatives, assigns, and successors firmly by these presents.

Dated this 13th day of July, 2023.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, the above principal has made application to the Utah Alcoholic Beverage Control Commission for an on-premise banquet license pursuant to the provisions of 32B-5-204, Utah Code.

NOW, THEREFORE, if said principal, its officers, agents and employees shall faithfully comply with the provisions of Title 32B, Utah Code, and the rules and directives of the Utah Alcoholic Beverage Control Commission and the Utah Department of Alcoholic Beverage Control, then this bond shall be void; but, if said principal, its officers, agents and employees fail to comply with the provisions of the laws, rules and directives or orders as the commission or department may issue, then this bond shall be in full force and effect and payable to the Utah Department of Alcoholic Beverage Control. This bond shall run for a continuing term effective 07/13/2023 unless canceled by service of written notice upon the Utah Department of Alcoholic Beverage Control, which cancellation shall be effective 30 days after receipt of such notice; provided however, that no part of this bond shall be withdrawn or canceled while violations, legal actions or proceedings are pending against said licensee/principal.

Platte River Insurance Company

Surety

Timothy Steele

Attorney in fact

Timothy Steele, President of Surety and Fidelity

{ Corporate Seal }



Boondocks Food and Fun - Draper, LLC

Principal/Licensee

[Signature]

Authorized signature

RANDY ELLINGER, PRESIDENT

Name / Title

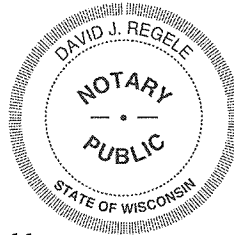
STATUTORY AFFIDAVIT FOR CORPORATE SURETY

STATE OF: Wisconsin

COUNTY OF: Dane

On the 13th day of July, 2023, personally appeared before me,
Timothy Steele, President of Surety and Fidelity, who, being by me duly sworn, did say that he / she is the attorney
in fact of Platte River Insurance Company, **Surety**, and that said instrument was signed in behalf of
said surety by authority, and acknowledged to me that he / she as such attorney in fact executed the same.

David J. Regele
Notary Public Signature & Seal
David J. Regele



Note: *Corporate surety's own affidavit also acceptable*

**PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY**

A270079418

Bond Number

KNOW ALL MEN BY THESE PRESENTS, That the **PLATTE RIVER INSURANCE COMPANY**, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

Timothy Steele

Name of Individual

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

\$ 10,000.00 for A270079418

Bond Amount

Bond Number

on behalf of Boondocks Food and Fun - Draper, LLC

Principal

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of **PLATTE RIVER INSURANCE COMPANY** at a meeting duly called and held on the 8th day of January, 2002.

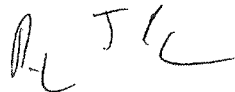
"**RESOLVED**, that the President, Executive Vice President, Vice President, Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings, and other writings obligatory in the nature thereof, one or more resident vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of this company; the signature of such officers and seal of the Company may be affixed to any such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company, and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner – Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

IN WITNESS WHEREOF, the **PLATTE RIVER INSURANCE COMPANY** has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of September, 2022.

Attest:



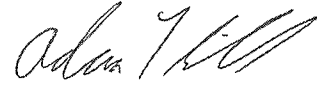
Ryan J. Byrnes
Senior Vice President,
Chief Financial Officer and Treasurer



Todd Burrick
Chief Underwriting Officer



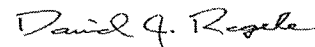
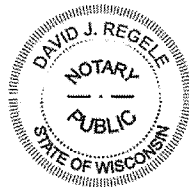
PLATTE RIVER INSURANCE COMPANY



Adam L. Sills
Chief Executive Officer and President

STATE OF WISCONSIN } S.S.:
COUNTY OF DANE

On the 1st day of September, 2022 before me personally came Adam L. Sills, to me known, who being by me duly sworn, did depose and say: that he resides in the County of New York, State of New York; that he is Chief Executive Officer and President of **PLATTE RIVER INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

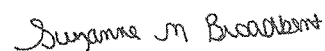


David J. Regele
Notary Public, Dane Co., WI
My Commission Is Permanent

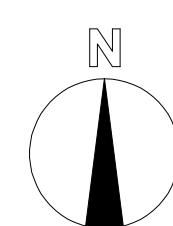
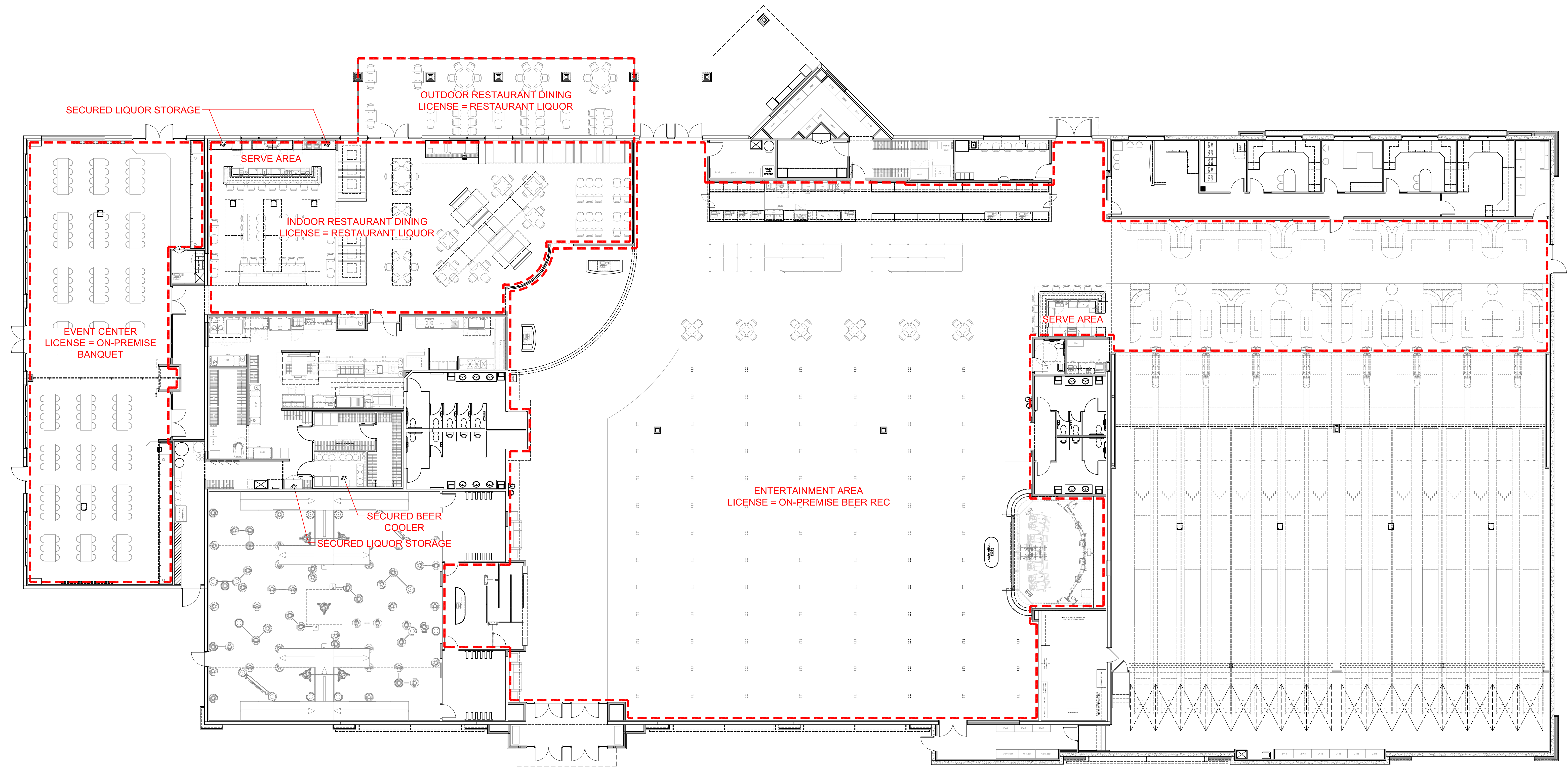
STATE OF WISCONSIN } S.S.:
COUNTY OF DANE

I, the undersigned, duly elected to the office stated below, now the incumbent in **PLATTE RIVER INSURANCE COMPANY**, a Nebraska Corporation, authorized to make this certificate, **DO HEREBY CERTIFY** that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 13th day of July, 20 23.



Suzanne M. Broadbent
Secretary



1 FLOOR PLAN - ALCOHOL LICENSE
3/32" = 1'-0"





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

7/20/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Arthur J. Gallagher Risk Management Services, LLC 777 108th Avenue NE, Suite 200 Bellevue WA 98004	CONTACT NAME: PHONE (A/C. No. Ext): 425-454-3386 FAX (A/C. No): 425-451-3716 E-MAIL ADDRESS:
INSURED Select Investment and Management Co. PO Box 1030 Meridian ID 83680	INSURER(S) AFFORDING COVERAGE INSURER A: Accredited Surety and Casualty Company, Inc INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
License#: BR-724491 BOONPRO-01	NAIC # 26379

COVERAGES**CERTIFICATE NUMBER:** 1776178374**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER:			1-TRE-ID-17-01338551-00	12/1/2022	12/1/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y / N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N / A				PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Liquor Liability			1-TRE-ID-17-01338551-00	12/1/2022	12/1/2023	EACH COMMON CAUSE AGGREGATE \$1,000,000 \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Evidence of Insurance

CERTIFICATE HOLDER**CANCELLATION**

City of Draper
1020 E. Pioneer Road
Draper UT 84020

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOC NO.	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
001-001	75 East Southfork Dr. Salt Lake Draper, UT 84020
002-001	525 S. Deseret Drive Davis Kaysville, UT 84037
003-001	11425 Community Center Dr. Adams Northglenn, CO 80233
004-001	18706 Cottonwood Drive Douglas Parker, CO 80138
005-001	11402 Cherokee St. Adams Northglenn, CO 80234
006-001	14039 Minuteman Dr. Salt Lake Draper, UT 84020
007-001	696 Old Mill Lane Rich Kaysville, UT 84037
008-001	16980 Cottonwood Dr. Douglas Parker, CO 80138
009-001	2501 E. State St., Suite 210 Ada Meridian, ID 83642

CLASSIFICATION AND PREMIUM							
LOC NO.	CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE		ADVANCE PREMIUM	
				Prem/ Ops	Prod/Comp Ops	Prem/ Ops	Prod/Comp Ops
001-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	10015	26,500,000 Gross Sales	7.110		\$188,415	
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 001	58161	780,000 Gross Sales	8.100		\$6,318	
002-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	10015	If Any Gross Sales	7.110			
003-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 502	10015	If Any Gross Sales	7.110			
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 502	58161	If Any Gross Sales	8.100			
004-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 502	10015	If Any Gross Sales	7.110			
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 502	58161	If Any Gross Sales	8.100			
005-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 501	68706	350 Area	64.448		\$23	
006-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	68706	350 Area	39.345		\$14	
007-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	68706	350 Area	39.345		\$14	

POLICY NUMBER: 1-TRE-ID-17-01338551-
00

LIQUOR LIABILITY DECLARATIONS

IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL THE TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE AS STATED IN THIS POLICY.

LIMITS OF INSURANCE	
EACH COMMON CAUSE LIMIT	<u>\$1,000,000</u>
AGGREGATE LIMIT	<u>\$2,000,000</u>

DESCRIPTION OF BUSINESS	
FORM OF BUSINESS:	
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> PARTNERSHIP
<input type="checkbox"/> LIMITED LIABILITY COMPANY	<input type="checkbox"/> JOINT VENTURE
<input checked="" type="checkbox"/> ORGANIZATION, INCLUDING A CORPORATION (BUT NOT INCLUDING A PARTNERSHIP, JOINT VENTURE OR LIMITED LIABILITY COMPANY)	
BUSINESS DESCRIPTION: <u>Family Entertainment Centers</u>	

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOCATION NUMBER	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
	See Schedule

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOCATION NUMBER	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
001-001	75 East Southfork Dr. Salt Lake Draper, UT 84020
003-001	11425 Community Center Dr. Adams Northglenn, CO 80233
004-001	18706 Cottonwood Drive Douglas Parker, CO 80138

POLICY NUMBER: 1-TRE-ID-17-01338551-00

CLASSIFICATION AND PREMIUM				
CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE	ADVANCE PREMIUM
See Schedule				
STATE TAX OR OTHER (if applicable)* *Not applicable in New York				
[Jurisdiction] Government Premium Tax** **Kentucky only, if applicable				
[Jurisdiction] Government Premium Tax** **Kentucky only, if applicable				
Insurance Premium Surcharge** **Kentucky only, if applicable				
TOTAL PREMIUM (SUBJECT TO AUDIT) \$6,318				
PREMIUM SHOWN IS PAYABLE: AT INCEPTION \$6,318				
AT EACH ANNIVERSARY				
(IF POLICY PERIOD IS MORE THAN ONE YEAR AND PREMIUM IS PAID IN ANNUAL INSTALLMENTS)				
AUDIT PERIOD (IF APPLICABLE) <input type="checkbox"/> ANNUALLY <input type="checkbox"/> SEMI-ANNUALLY <input type="checkbox"/> QUARTERLY <input type="checkbox"/> MONTHLY				

ENDORSEMENTS
ENDORSEMENTS ATTACHED TO THIS COVERAGE PART:
See Schedule of Forms And Endorsements

CLASSIFICATION AND PREMIUM				
CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE	ADVANCE PREMIUM
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	\$780,000	\$8.100	\$6,318
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	If Any	\$8.100	
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	If Any	\$8.100	



Draper City

1020 E. Pioneer Road Draper, UT 84020
(801) 576-6530

BUSINESS LICENSE CERTIFICATE

THIS LICENSE IS NOT TRANSFERABLE

Business Name: Boondocks Food & Fun - Draper LLC

Business Type(s): 713120 Amusement Arcades
713950 Bowling Centers
713990 All Other Amusement and
Recreation Industries

Business Location: 75 E SOUTHFORK DR
DRAPER, UT 84020

Mailing Address: 75 E SOUTHFORK DR
DRAPER, UT 84020

Owner: Boondocks Food & Fun - Draper LLC

License Number: ART-000057-2023

License Type: Arts, Entertainment, and Recreation

Issued Date: 3/31/2023

Classification: Commercial

Expiration Date: 3/31/2024

Fees Paid: \$481.00

Draper City Mayor

Draper City Business Licensing Authorized Signature

This license is granted to the named company to do business Draper City at the named address.
This license is not transferable between owners. This license is only for type of business stated.

TO BE POSTED IN A CONSPICUOUS PLACE



MEMO

To: City Council Meeting

From: Travis DeJong

CC:

Date: August 15, 2023

Re: Providing Local Consent for an On Premises Beer Retailer alcohol license for Boondocks Food & Fun

Comments:

Boondocks Food & Fun - Draper LLC located at 75 E Southfork Dr is seeking Local Consent for an On Premises Beer Retailer License. They have provided the following:

- A floor plan showing where the alcohol is to be stored, served, and consumed.
- A bond payable to the Department of Alcoholic Beverage Services.
- The results of a background check performed on the food and beverage manager.
- Copy of sales tax license.
- Liquor liability insurance.

Boondocks Food & Fun - Draper LLC possesses a valid, issued business license.

The findings are as follows:

6-4-040 (B) (2) (a) of the Draper City Municipal Code states the following:

An on-premises banquet license, reception center, **on- premises beer retailer license**, or bar establishment license shall not be granted to a business located within six hundred feet (600') of any community location as measured from the nearest patron entrance of the proposed outlet by following the shortest route of ordinary pedestrian travel to the property boundary of the community location or within two hundred feet (200') of the proposed outlet measured in a straight line from the nearest patron entrance of the proposed outlet to the nearest property boundary of the community location.

Boondocks Food & Fun - Draper LLC has met both the 600' and 200' distance requirements.

Per Draper City Municipal Code 6-4-050 (B) (3) (d), "the total number of on-

premises beer retailer licenses ... shall not exceed one per each four thousand (4,000) population of the City based on the latest population estimate provided by the State of Utah Department of Workforce Services."

As of 2020, the Department of Workforce Services estimates Draper City's population to be 51,017. This permits 12 on-premises beer retailer licenses to be issued. Draper City currently has two on-premises beer retailer licenses issued.

ATTACHMENTS:

Description	Upload Date	Type
Business License	8/7/2023	Cover Memo
Sales Tax License	8/7/2023	Cover Memo
PowerPoint showing proximity maps and distance requirements.	8/7/2023	Cover Memo
Bond payable to DABS	8/7/2023	Cover Memo
Floor layout showing areas of consumption; sell, and storage.	8/7/2023	Cover Memo
Liquor Liability Insurance	8/7/2023	Cover Memo



Draper City

1020 E. Pioneer Road Draper, UT 84020
(801) 576-6530

BUSINESS LICENSE CERTIFICATE

THIS LICENSE IS NOT TRANSFERABLE

Business Name: Boondocks Food & Fun - Draper LLC

Business Type(s): 713120 Amusement Arcades
713950 Bowling Centers
713990 All Other Amusement and
Recreation Industries

Business Location: 75 E SOUTHFORK DR
DRAPER, UT 84020

Mailing Address: 75 E SOUTHFORK DR
DRAPER, UT 84020

Owner: Boondocks Food & Fun - Draper LLC

License Number: ART-000057-2023

License Type: Arts, Entertainment, and Recreation

Issued Date: 3/31/2023

Classification: Commercial

Expiration Date: 3/31/2024

Fees Paid: \$481.00

Draper City Mayor

Draper City Business Licensing Authorized Signature

This license is granted to the named company to do business Draper City at the named address.
This license is not transferable between owners. This license is only for type of business stated.

TO BE POSTED IN A CONSPICUOUS PLACE



UTAH STATE TAX COMMISSION

TAXPAYER SERVICES DIVISION 210 N 1950 W, SALT LAKE CITY, UT 84134

Website: tax.utah.gov

Sales Tax License and/or Use Tax Certificate of Registration

BROONDOCKS FUN CENTER DRAPER LLC
BOONDOCKS FUN CENTER DRAPER LLC
75 E SOUTHFORK DR
DRAPER UT 84020

Account Number: **12042264-002-STC**

This business is registered to make
taxable sales from the
incorporated city of:
Draper

Outlet: 001 Issued: September 1, 2004 Valid until revoked or cancelled. Post in a noticeable place.

This business is authorized to make taxable sales, purchase tax free for resale, collect and remit sales and use taxes in the State of Utah. The authority to engage in business is subject to city and/or county business licensing laws and other rules and regulations. This license may be revoked for violations or failure to comply with these laws, rules and regulations. If this business moves, closes or is sold, you must contact the Tax Commission immediately by calling (801) 297-2200 or toll free 1-800-662-4335 and return this license to the Tax Commission for cancellation. This license is NOT transferable.

Draper City Business Licensing

On Premises Beer Retailer License

Boondocks Food & Fun - Draper LLC

75 E Southfork Dr
Draper, UT 84020

Travis DeJong

Draper City Code Distance Requirements On Premises Beer Retailer

DCMC 6-4-040: LICENSE APPLICATION LOCAL CONSENT EXPIRATION AND RENEWAL:

(B) (2) (a) An ... on-premises beer retailer license ... shall not be granted to a business located within...

six hundred feet (600') of any community location as measured from the nearest patron entrance of the proposed restaurant by following the shortest route of ordinary pedestrian travel to the property boundary of the community location...

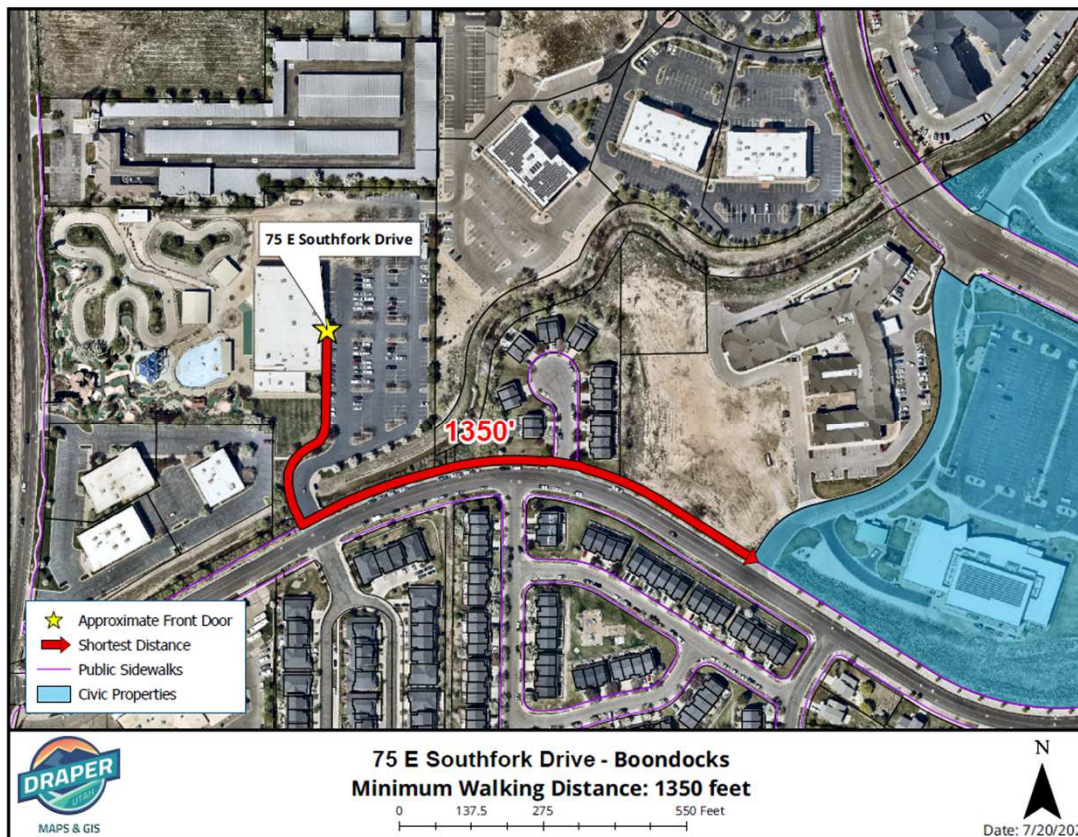
or within two hundred feet (200') of the proposed restaurant measured in a straight line from the nearest patron entrance of the proposed restaurant to the nearest property boundary of the community location.

Community locations include:

- Schools
- Churches
- Public libraries
- Public playgrounds and parks



600 ft. Distance Requirement (Ordinary Pedestrian Travel)

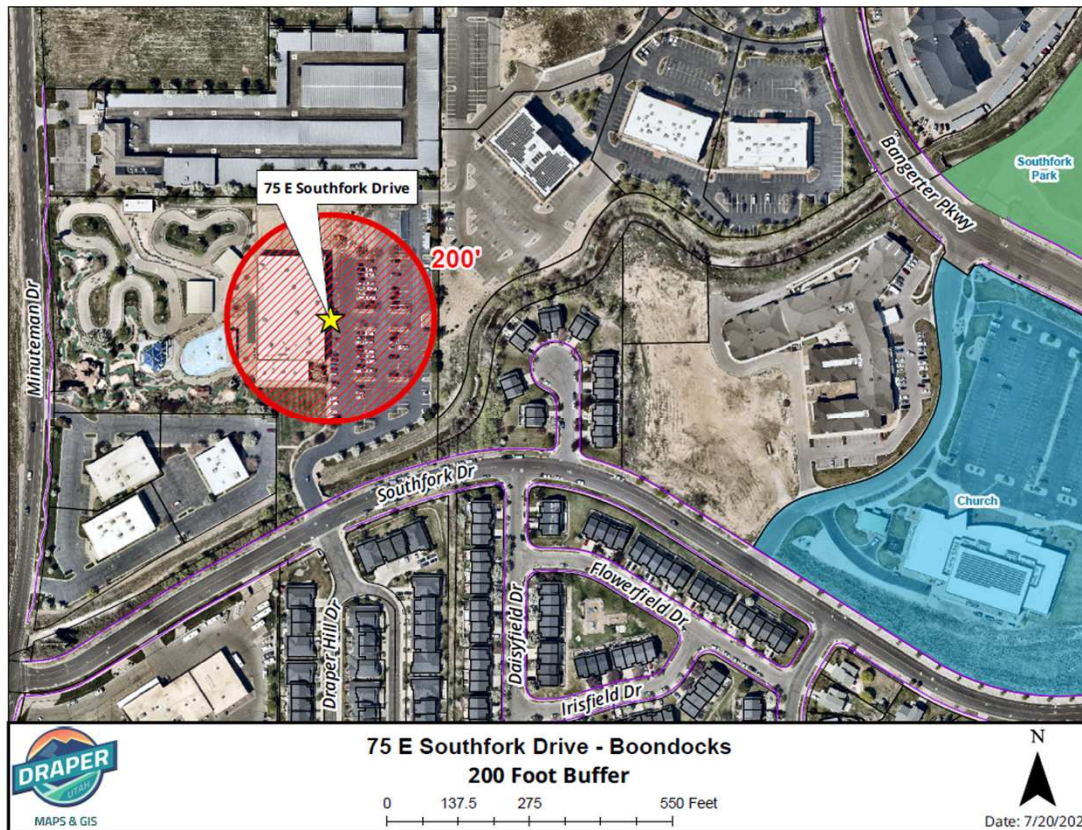


Entrance must be at least 600 ft., following the shortest pedestrian route, from a community location.



200 ft. Distance Requirement (Straight Line)

Entrance must be at least 200 ft., drawn in a straight line, from a community location.

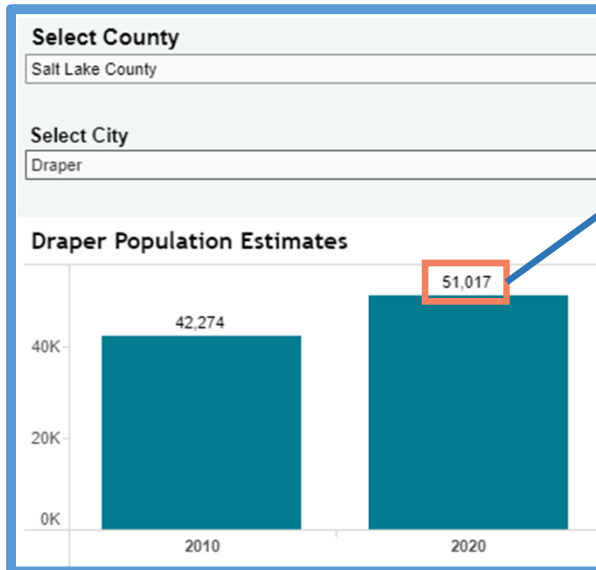


Restrictions on Licenses

DCMC 6-4-050: ON PREMISE LICENSE

(B) (3) (d) Restriction On Licenses: The total number of **on-premises beer retailer** licenses in the City shall not exceed one per each four thousand (4,000) population of the City based on the latest population estimate provided by the State of Utah Department of Workforce Services.

Company Name	Business Address	License Number	Description
Shepherd's All Star Lanes Inc	12087 S STATE ST	ALC000136-01-2016	Alcohol - On Premise Beer License - BE02567
KGM Restaurants LLC	1247 E Mike Weir Dr	ALC-000230-2023	Alcohol - On-Premise Beer Retailer (Beer Recreational) - BE-159



$$51,017 \div 4,000 = 12.75$$

Source:

<https://jobs.utah.gov/wi/data/library/demographic/citypop.html>



Action:
Provide Local Consent
or
Deny Local Consent

UTAH DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

1625 S 900 W • PO Box 30408 • Salt Lake City, UT 84130-0408 • Phone (801) 977-6800 • Fax (801) 977-6889

"ON-PREMISE BEER BOND"

BOND# A270079416

KNOW ALL PERSONS BY THESE PRESENTS:

That **Principal**, Boondocks Food and Fun - Draper, LLC, an on-premise beer licensee, doing business as _____, and **Surety**, Platte River Insurance Company, a corporation organized and existing under the laws of the state of Nebraska and authorized to do business in Utah, are held and bound unto the Utah Department of Alcoholic Beverage Control in the sum of **\$5,000**, for which payment will be made, we hereby bind ourselves and our representatives, assigns, and successors firmly by these presents.

Dated this 13th day of July, 2023.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, the above principal has made application to the Utah Alcoholic Beverage Control Commission for an on-premise beer license pursuant to the provisions of 32B-5-204, Utah Code.

NOW, THEREFORE, if said principal, its officers, agents and employees shall faithfully comply with the provisions of Title 32B, Utah Code, and the rules and directives of the Utah Alcoholic Beverage Control Commission and the Utah Department of Alcoholic Beverage Control, then this bond shall be void; but, if said principal, its officers, agents and employees fail to comply with the provisions of the laws, rules and directives or orders as the commission or department may issue, then this bond shall be in full force and effect and payable to the Utah Department of Alcoholic Beverage Control. This bond shall run for a continuing term effective 07/13/2023 unless canceled by service of written notice upon the Utah Department of Alcoholic Beverage Control, which cancellation shall be effective 30 days after receipt of such notice; provided however, that no part of this bond shall be withdrawn or canceled while violations, legal actions or proceedings are pending against said licensee / principal.

Platte River Insurance Company

Surety

Timothy Steele

Attorney in fact

Timothy Steele, President of Surety and Fidelity

{ Corporate Seal }



Boondocks Food and Fun - Draper, LLC

Principal / Licensee

[Signature]

Authorized signature

RANDY FULMER, PRESIDENT

Name / Title

STATUTORY AFFIDAVIT FOR CORPORATE SURETY

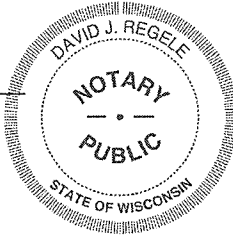
STATE OF: Wisconsin

COUNTY OF: Dane

On the 13th day of July, 2023, personally appeared before me,
Timothy Steele, President of Surety and Fidelity, who, being by me duly sworn, did say that he / she is the attorney
in fact of Platte River Insurance Company, **Surety**, and that said instrument was signed in behalf of
said surety by authority, and acknowledged to me that he / she as such attorney in fact executed the same.

David J. Regele

Notary Public Signature & Seal
David J. Regele



Note: *Corporate surety's own affidavit also acceptable*

PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY

A270079416

Bond Number

KNOW ALL MEN BY THESE PRESENTS, That the **PLATTE RIVER INSURANCE COMPANY**, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

Timothy Steele

Name of Individual

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

\$ 5,000.00 for A270079416

Bond Amount

Bond Number

on behalf of Boondocks Food and Fun - Draper, LLC

Principal

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of **PLATTE RIVER INSURANCE COMPANY** at a meeting duly called and held on the 8th day of January, 2002.

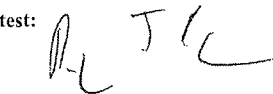
"RESOLVED, that the President, Executive Vice President, Vice President, Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings, and other writings obligatory in the nature thereof, one or more resident vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of this company; the signature of such officers and seal of the Company may be affixed to any such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company, and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

IN WITNESS WHEREOF, the **PLATTE RIVER INSURANCE COMPANY** has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of September, 2022.

Attest:



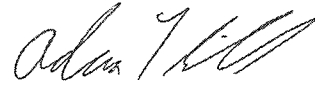
Ryan J. Byrnes
Senior Vice President,
Chief Financial Officer and Treasurer



Todd Burrick
Chief Underwriting Officer



PLATTE RIVER INSURANCE COMPANY

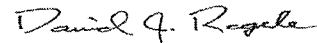
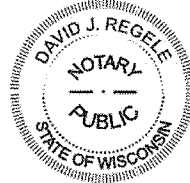


Adam L. Sills
Chief Executive Officer and President

STATE OF WISCONSIN
COUNTY OF DANE

} S.S.:

On the 1st day of September, 2022 before me personally came Adam L. Sills, to me known, who being by me duly sworn, did depose and say: that he resides in the County of New York, State of New York; that he is Chief Executive Officer and President of **PLATTE RIVER INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



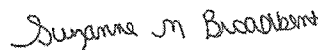
David J. Regele
Notary Public, Dane Co., WI
My Commission Is Permanent

STATE OF WISCONSIN
COUNTY OF DANE

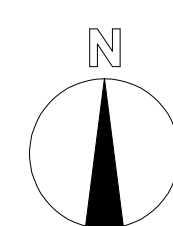
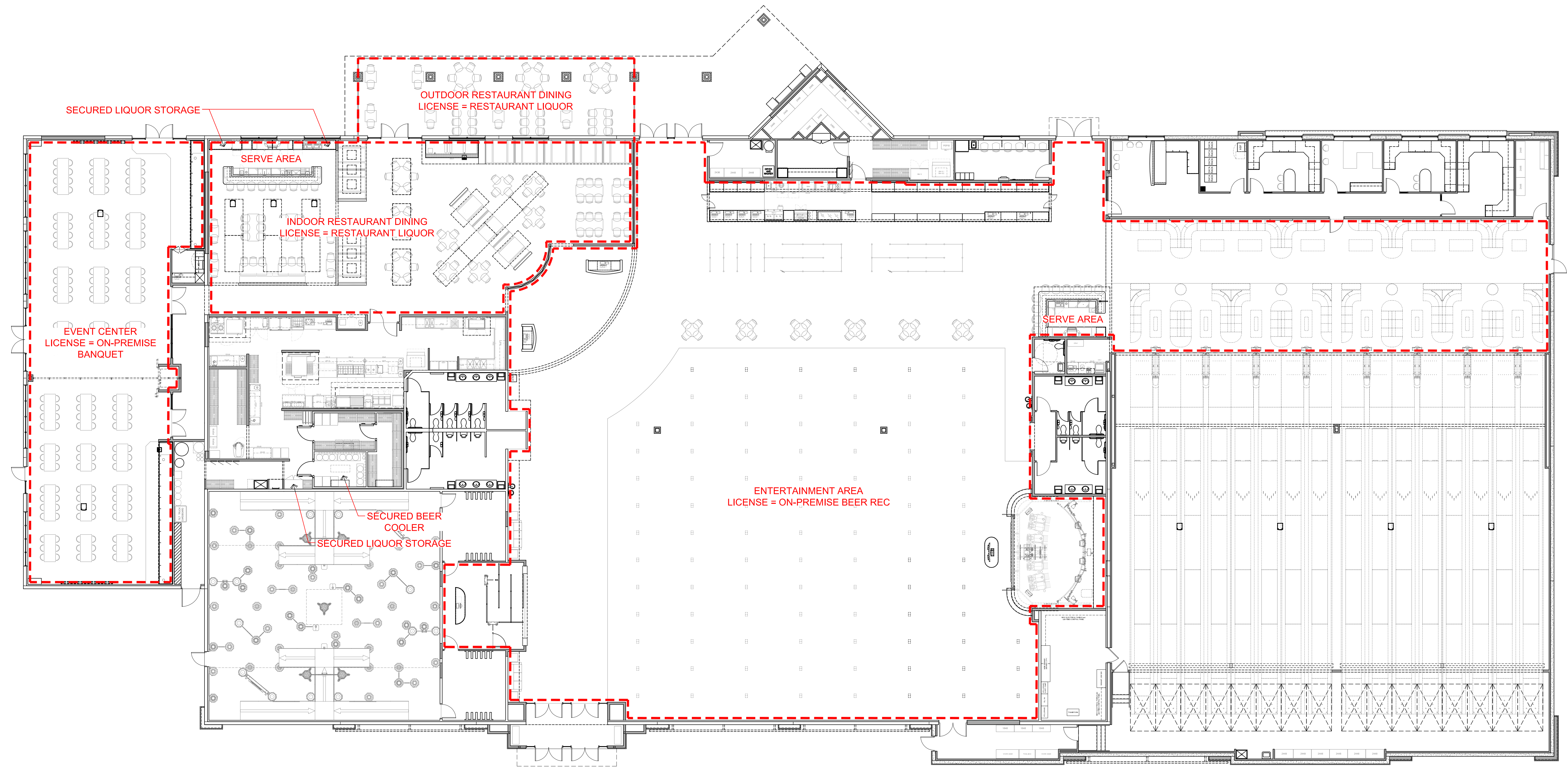
} S.S.:

I, the undersigned, duly elected to the office stated below, now the incumbent in **PLATTE RIVER INSURANCE COMPANY**, a Nebraska Corporation, authorized to make this certificate, **DO HEREBY CERTIFY** that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 13th day of July, 20 23



Suzanne M. Broadbent
Secretary



1 FLOOR PLAN - ALCOHOL LICENSE
3/32" = 1'-0"





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

7/20/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Arthur J. Gallagher Risk Management Services, LLC 777 108th Avenue NE, Suite 200 Bellevue WA 98004	CONTACT NAME: PHONE (A/C. No. Ext): 425-454-3386 FAX (A/C. No): 425-451-3716 E-MAIL ADDRESS:
INSURED Select Investment and Management Co. PO Box 1030 Meridian ID 83680	INSURER(S) AFFORDING COVERAGE INSURER A: Accredited Surety and Casualty Company, Inc INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
License#: BR-724491 BOONPRO-01	NAIC # 26379

COVERAGES**CERTIFICATE NUMBER:** 1776178374**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER:			1-TRE-ID-17-01338551-00	12/1/2022	12/1/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y / N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N / A				PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Liquor Liability			1-TRE-ID-17-01338551-00	12/1/2022	12/1/2023	EACH COMMON CAUSE AGGREGATE \$1,000,000 \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Evidence of Insurance

CERTIFICATE HOLDER**CANCELLATION**

City of Draper
1020 E. Pioneer Road
Draper UT 84020

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOC NO.	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
001-001	75 East Southfork Dr. Salt Lake Draper, UT 84020
002-001	525 S. Deseret Drive Davis Kaysville, UT 84037
003-001	11425 Community Center Dr. Adams Northglenn, CO 80233
004-001	18706 Cottonwood Drive Douglas Parker, CO 80138
005-001	11402 Cherokee St. Adams Northglenn, CO 80234
006-001	14039 Minuteman Dr. Salt Lake Draper, UT 84020
007-001	696 Old Mill Lane Rich Kaysville, UT 84037
008-001	16980 Cottonwood Dr. Douglas Parker, CO 80138
009-001	2501 E. State St., Suite 210 Ada Meridian, ID 83642

CLASSIFICATION AND PREMIUM							
LOC NO.	CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE		ADVANCE PREMIUM	
				Prem/ Ops	Prod/Comp Ops	Prem/ Ops	Prod/Comp Ops
001-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	10015	26,500,000 Gross Sales	7.110		\$188,415	
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 001	58161	780,000 Gross Sales	8.100		\$6,318	
002-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	10015	If Any Gross Sales	7.110			
003-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 502	10015	If Any Gross Sales	7.110			
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 502	58161	If Any Gross Sales	8.100			
004-001	Amusement Centers Products-completed operations are subject to the General Aggregate Limit TERRITORY: 502	10015	If Any Gross Sales	7.110			
	Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales TERRITORY: 502	58161	If Any Gross Sales	8.100			
005-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 501	68706	350 Area	64.448		\$23	
006-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	68706	350 Area	39.345		\$14	
007-001	Warehouses-Private Other than Not-For-Profit Products-completed operations are subject to the General Aggregate Limit TERRITORY: 001	68706	350 Area	39.345		\$14	

POLICY NUMBER: 1-TRE-ID-17-01338551-
00

LIQUOR LIABILITY DECLARATIONS

IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL THE TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE AS STATED IN THIS POLICY.

LIMITS OF INSURANCE	
EACH COMMON CAUSE LIMIT	<u>\$1,000,000</u>
AGGREGATE LIMIT	<u>\$2,000,000</u>

DESCRIPTION OF BUSINESS	
FORM OF BUSINESS:	
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> PARTNERSHIP
<input type="checkbox"/> LIMITED LIABILITY COMPANY	<input type="checkbox"/> JOINT VENTURE
<input checked="" type="checkbox"/> ORGANIZATION, INCLUDING A CORPORATION (BUT NOT INCLUDING A PARTNERSHIP, JOINT VENTURE OR LIMITED LIABILITY COMPANY)	
BUSINESS DESCRIPTION: <u>Family Entertainment Centers</u>	

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOCATION NUMBER	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
	See Schedule

ALL PREMISES YOU OWN, RENT OR OCCUPY	
LOCATION NUMBER	ADDRESS OF ALL PREMISES YOU OWN, RENT OR OCCUPY
001-001	75 East Southfork Dr. Salt Lake Draper, UT 84020
003-001	11425 Community Center Dr. Adams Northglenn, CO 80233
004-001	18706 Cottonwood Drive Douglas Parker, CO 80138

POLICY NUMBER: 1-TRE-ID-17-01338551-00

CLASSIFICATION AND PREMIUM				
CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE	ADVANCE PREMIUM
See Schedule				
STATE TAX OR OTHER (if applicable)* *Not applicable in New York				
[Jurisdiction] Government Premium Tax** **Kentucky only, if applicable				
[Jurisdiction] Government Premium Tax** **Kentucky only, if applicable				
Insurance Premium Surcharge** **Kentucky only, if applicable				
TOTAL PREMIUM (SUBJECT TO AUDIT) \$6,318				
PREMIUM SHOWN IS PAYABLE: AT INCEPTION \$6,318				
AT EACH ANNIVERSARY				
(IF POLICY PERIOD IS MORE THAN ONE YEAR AND PREMIUM IS PAID IN ANNUAL INSTALLMENTS)				
AUDIT PERIOD (IF APPLICABLE) <input type="checkbox"/> ANNUALLY <input type="checkbox"/> SEMI-ANNUALLY <input type="checkbox"/> QUARTERLY <input type="checkbox"/> MONTHLY				

ENDORSEMENTS
ENDORSEMENTS ATTACHED TO THIS COVERAGE PART:
See Schedule of Forms And Endorsements

CLASSIFICATION AND PREMIUM				
CLASSIFICATION	CODE NO.	PREMIUM BASE	RATE	ADVANCE PREMIUM
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	\$780,000	\$8.100	\$6,318
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	If Any	\$8.100	
Liquor Liability-Restaurants, Taverns, Hotels, Motels, including package sales	58161	If Any	\$8.100	