



THE CITY OF WEST JORDAN COMMITTEE OF THE WHOLE September 18, 2024

8000 S Redwood Road, 3rd Floor
West Jordan, UT 84088

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WORK SESSION 6:00 pm

1. CALL TO ORDER

2. DISCUSSION TOPICS

- a. Discussion and Progress Report on the 5600 West Old Bingham Highway Station Area Plan
- b. Discussion of possible amendments to the City of West Jordan Fire Restriction Map for 2025
- c. Presentation of proposed Veterans Memorial Park Master Plan
- d. Discussion regarding deferred maintenance costs of city road surfacing
- e. Discussion of proposed amendments to Title 17 (Alcohol Licensing)
- f. Discussion of proposed amendments to Title 7 – Parking

3. ADMINISTRATIVE ITEMS

Topics not included on the agenda, brought up for discussion to address matters of importance or items needing prompt attention. Final action on these topics will not be taken at this meeting.

4. ADJOURN

UPCOMING CITY COUNCIL MEETINGS

- Wednesday, September 25, 2024 – Regular City Council Meeting – 6:00p
- Wednesday, October 9, 2024 – Regular City Council Meeting – 6:00p
- Wednesday, October 16, 2024 – Committee of the Whole Meeting – 6:00p
- Wednesday, October 23, 2024 – Regular City Council Meeting – 6:00p

Interested parties may contact the Council PRIOR to the meeting in one of the following ways: (your comment will not be part of the meeting but will be provided to all members of the entire City Council)

- Call the 24-hour Public Comment Line PRIOR to the meeting and leave a message: **(801) 569-5052**. Please include your name and phone number.
- Send an email to councilcomments@westjordan.utah.gov. Please include your name and phone number.

You can follow the City Council on Facebook @WestJordanCityCouncil

In accordance with the Americans with Disabilities Act, the City of West Jordan will make reasonable accommodations for participation in the meeting. Request for assistance can be made by contacting the West Jordan City Council Office at 801-569-5017, providing at least three working days' advance notice of the meeting.

ELECTRONIC PARTICIPATION

One or more council members may participate electronically in this meeting using online video conferencing technology per Utah Code (§52-4-207) and West Jordan City Code 1-13-1-E. Participation will be broadcast and amplified so all persons present in the meeting will be able to hear or see the communication.

INTELLECTUAL PROPERTY PERMISSION NOTICE

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CERTIFICATE OF POSTING

I certify that the foregoing agenda was posted at the principal office of the public body, on the Utah Public Notice website <https://www.utah.gov/pmnl/>, on West Jordan City's website <https://westjordan.primegov.com/public/portal>, and notification was sent to the Salt Lake Tribune, Deseret News, and West Jordan Journal.

Please note: agenda items are subject to change and may be reordered or tabled in order to accommodate the needs of the City Council, staff, and the public.

Posted and dated September 13, 2024 Cindy M. Quick, MMC, Council Office Clerk



REQUEST FOR COUNCIL ACTION

Action: Request feedback from Council

Meeting Date Requested : 09/18/2024

Presenter: Tayler R Jensen

Deadline of item :

Applicant: West Jordan City

Department Sponsor: Community Development

Agenda Type: DISCUSSION TOPICS

Presentation Time: 10 Minutes

(Council may elect to provide more or less time)

1. AGENDA SUBJECT

Discussion and Progress Report on the 5600 West Old Bingham Highway Station Area Plan

2. EXECUTIVE SUMMARY

The goals for today's meeting are:

- 1) Inform/Update the Council on the Project Status.
- 2) Understand the entitlement process, and road map the remainder of the project.
- 3) Share the project vision (thus far) before going out for public engagement.

3. TIME SENSITIVITY / URGENCY

The goal is to adopt this station area plan by the end of the year, with an anticipated adoption timeline being in October or November of 2024.

4. FISCAL NOTE

n/a

5. PLANNING COMMISSION RECOMMENDATION

n/a

6. STAFF ANALYSIS

The presented vision is the outcome of a planning charette/open house, and discussions with partners, members of the Council, and staff.

Before taking this re-envisioned long-term plan to the public for review and comment, we want to check in with the Council to share our progress and process, ensuring we are incorporating the City's goals and vision.

West Jordan Committee of the Whole Meeting

Council Staff Review



Item Name: 5600 West Old Bingham Highway Station Area Plan

Department: Community Development

Action Needed: Discussion Item; Input requested from Council

ITEM SUMMARY

What is being asked of the council

The Council is being asked to provide feedback on presented progress relating to the 5600 West Old Bingham Highway Station Area Plan (SAP).

During this meeting, staff hopes to:

- Inform/update the Council on the general Project status;
- Understand the entitlement process and remaining elements of the project;
- Share the project vision thus far before soliciting public engagement.

POSSIBLE COUNCIL DIRECTION

Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final action;
2. Continue the item for to a future Committee of the Whole meeting;
3. As applicable, refer the item to the Planning Commission, a Council Subcommittee, or an Ad Hoc Committee;
4. Table the item indefinitely;
5. Make requests of Council Staff, Administrative Staff, or the mayor for information by way of four agreeing Council Members.

BACKGROUND & TIMELINE

Staff have indicated a goal of the SAP being adopted by the end of the year, either October or November 2024.

This SAP was discussed in the [March 20, 2024 Committee of the Whole Meeting](#) (minutes within PrimeGov packet). At this point, staff had initiated plans with selected consultants for the project, and sought initial feedback from Council on:

- Potential interest in being involved in planning efforts;
- Their general vision for the station area and;
- What a successful planning process would look like [to Council].

COUNCIL OFFICE ANALYSIS

The 5600 West Old Bingham Highway Station Area Plan is not associated with or part of the Three Station Area Plans ordinance, which was passed in the City Council Meeting on January 24, 2024.

West Jordan Committee of the Whole Meeting

Council Staff Review



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This Council Staff Review (CSR) has been created to complement the existing Request for Council Action (RCA) form submitted for the respective item.

While appropriate details may be repeated or referenced within a CSR, please refer to the RCA for department staff analysis and reporting, Planning Commission and/or Mayoral recommendations, fiscal impact, and other helpful information, as appropriate.

5600 WEST STATION AREA PLAN UPDATE

- **Meeting Goals:**

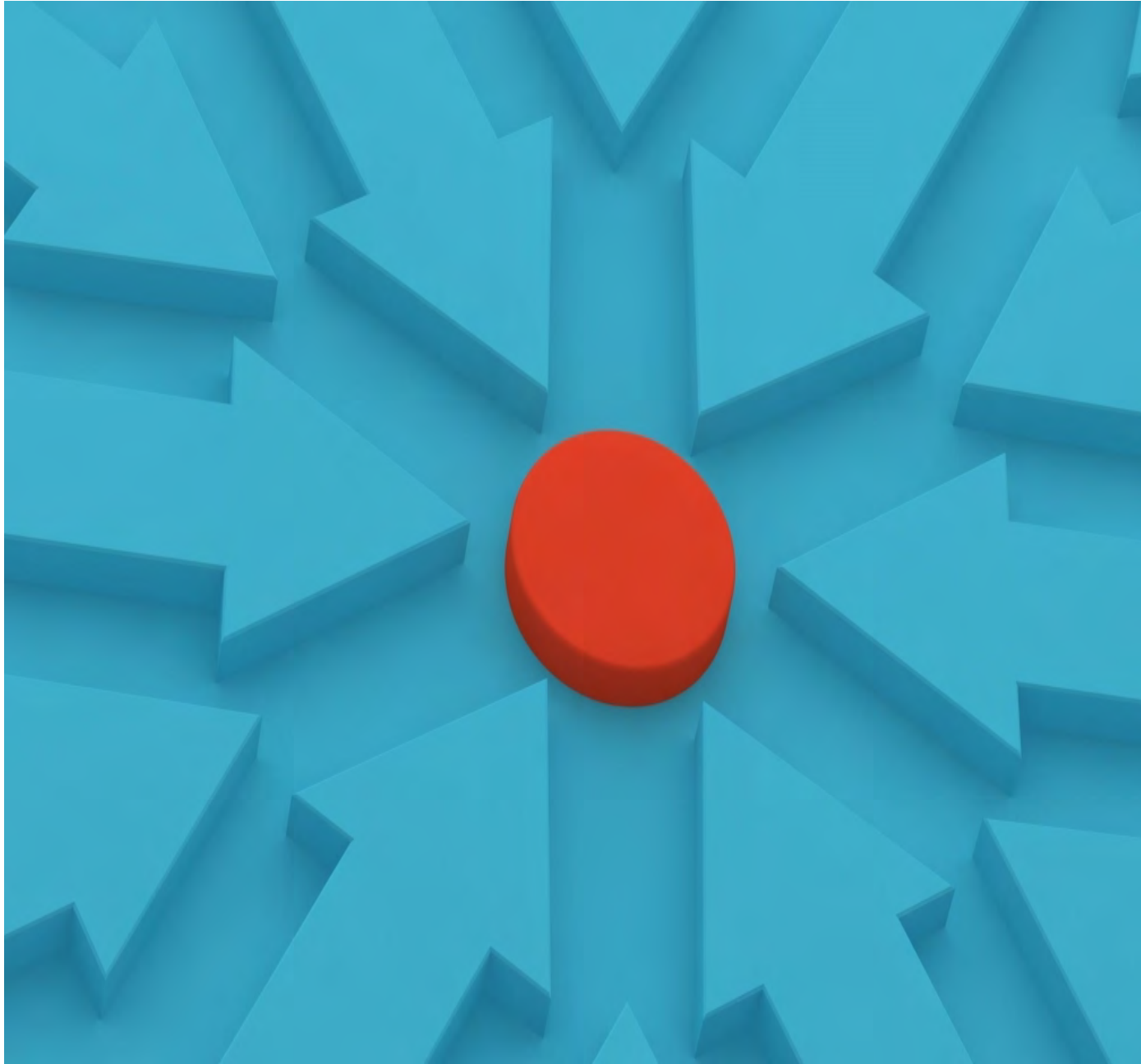
- Inform the Council on the State of the Project
- To understand the timeline for entitlement
- To share the project vision (So far)

Staff will be presenting a more detailed Presentation at COTW but we didn't want the council to come into the meeting blind.

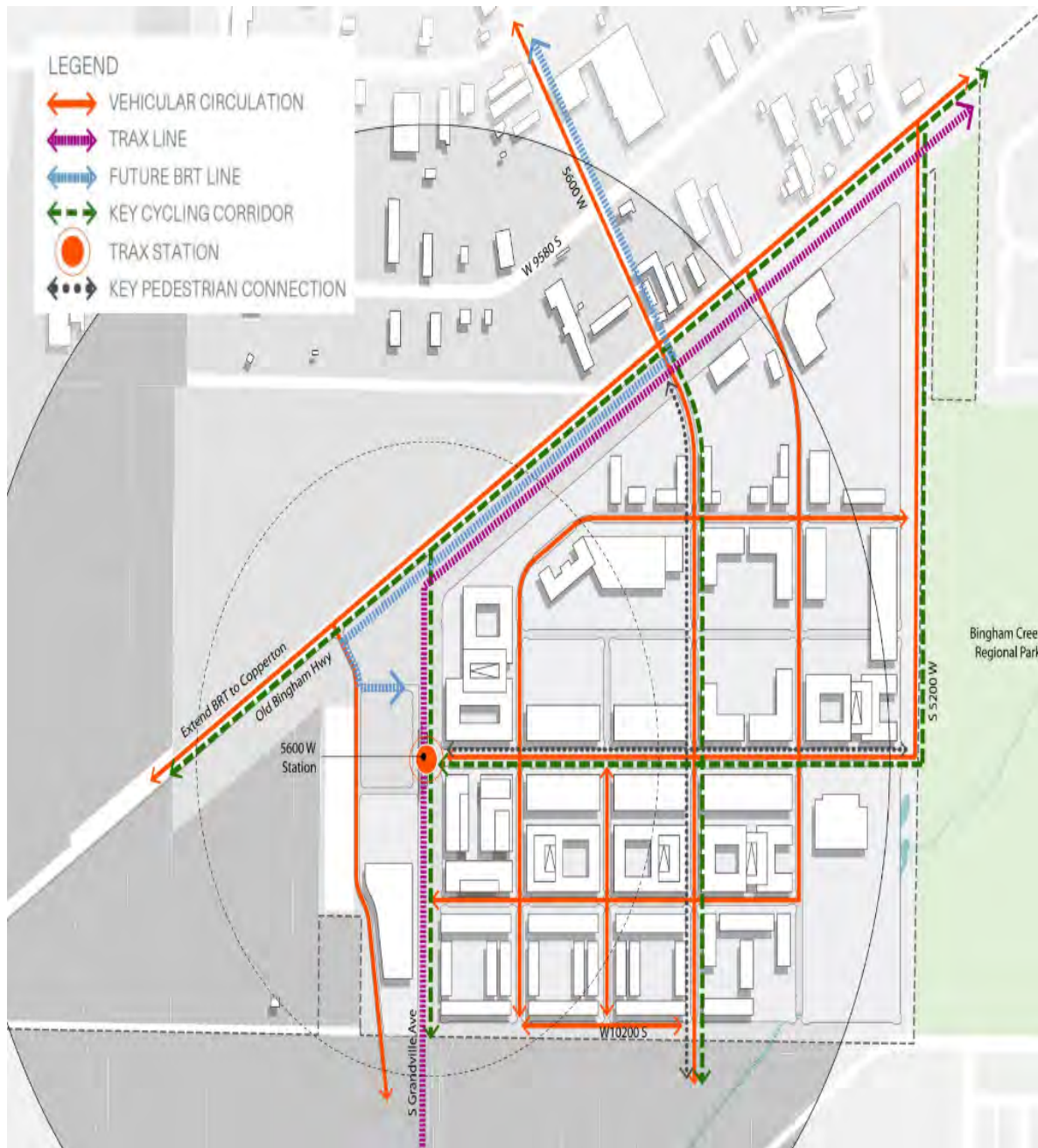
EXISTING LAND USE



CONCEPTUAL VISIONING



PUBLIC REALM



PUBLIC REALM

The Brickline: Public Realm

The Brickline corridor will be the neighborhood's center of activity. With a focus on connecting people through the site's center core, there will be a strong emphasis on pedestrian accessibility and safety.



THE BRICKLINE INSPIRATION



Parks paseo | Commonwealth Ave - Boston, MA



Mixed-use paseo | Crocker Park - Westlake, OH

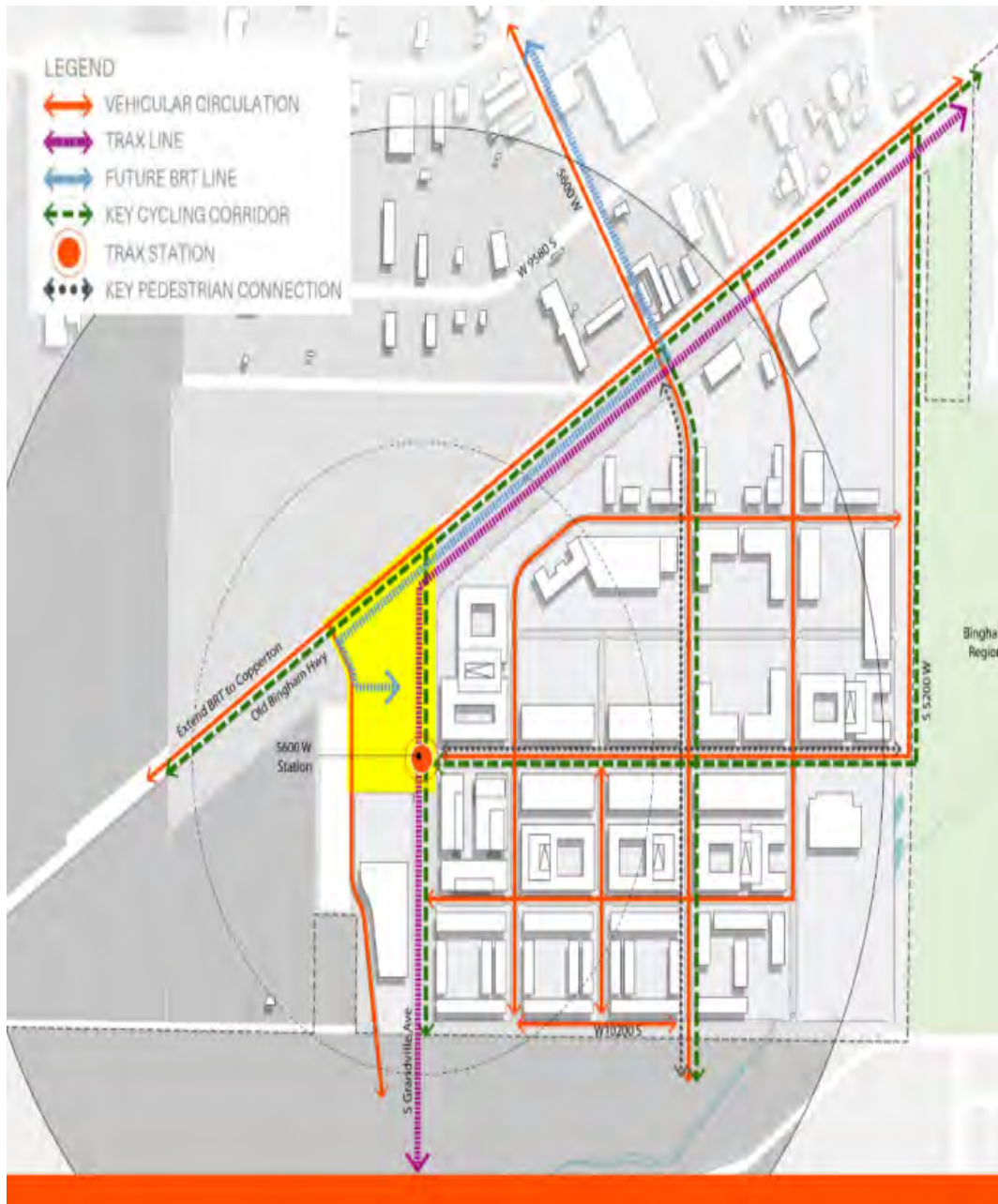


Restaurant row | Larimer Square - Denver, CO



Night market activation | Clayton Lane - Denver, CO

STATION AREA



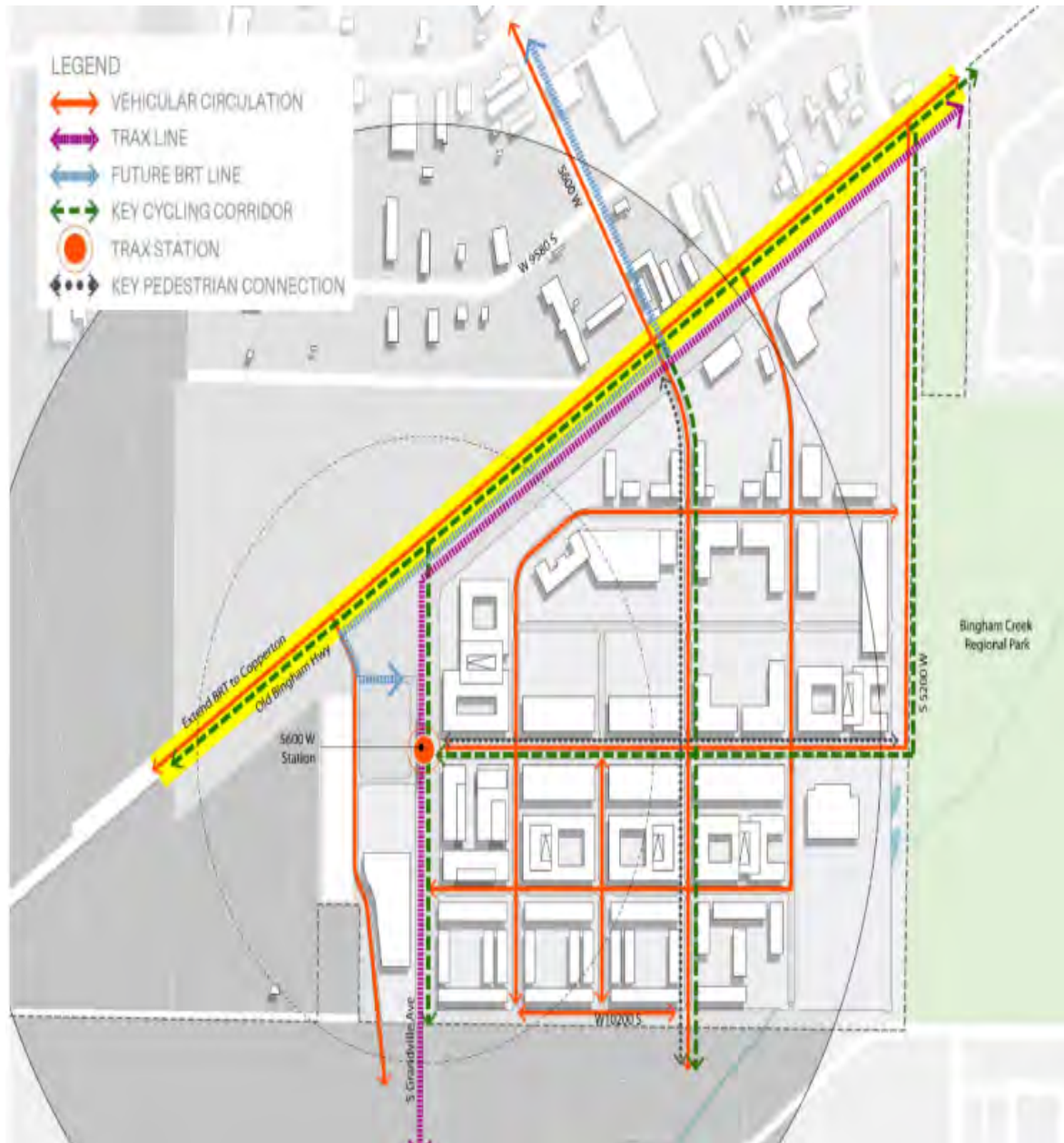
- Easy Automobile access off MVC and OBH
- Grandville Avenue
- Warehousing space for potential relocation of JSD Facility
- Tracks themselves delineate between existing auto-oriented nature and new vision

STATION AREA



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- Grandville Avenue
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OLD BINGHAM HIGHWAY



- Sets the edge for the re-envisioned area
- Property to the North to remain industrial in character
- Revitalized into a welcoming corridor and gateway to the city

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LAND USES

Mixed use focus

- Central: Mixed-use with a commercial-lined main street
- South: Residential-focused
- North: Commercial and entertainment-focused
- Conceptual Only
- Anticipate Vertical and Horizontal Integration of uses



Retail = 225,000 SF



Office =
1,200,000 SF



Entertainment = 300,000 SF



Hotel = 700 rooms



**Residential =
3150 dwelling units**



Civic = 200,000 SF



Industrial

There are on-going conversations with Jordan School District to relocate their warehousing uses from City Center to the station area. The UTA property creates an opportunity to allow that to occur sooner rather than later. In addition to the JSD use, it is intended to maintain existing zoning for land north of Old Bingham Highway.



Overall

Retail = 225,000 sf

Office = 1,200,000 sf

Entertainment = 300,000 sf

Hotel = 700 rooms

Residential =
3,150 dwelling units

Civic = 200,000 sf

Industrial = 100,000 sf



affected. He emphasized the importance of considering the broader implications of the definition on residents' daily activities.

Chair Jacob suggested focusing on defining the storage or parking of commercial vehicles rather than construction or earthmoving equipment. He proposed a weight limit or size requirement to address concerns about large vehicles in residential areas.

The discussion also touched on issues such as height restrictions, the number of vehicles allowed, and the distinction between personal and commercial use. Council Members expressed differing opinions on how to approach the matter, with some advocating for a holistic policy and others prioritizing individual property rights.

Public Works Director Brian Clegg shared examples of cases involving heavy equipment storage and emphasized the need for clear definitions to guide enforcement actions.

In an effort to reach a consensus, Council Member Green suggested temporarily striking certain sections of the code while further reviewing and refining the definitions.

City Administrator Korban Lee recognized the challenge of navigating differing opinions of seven Council Members on the issue. In an effort to gather more insight and reach a consensus, he proposed providing a survey to gauge the opinions of the council members on various aspects of the regulation, which received support from the Council.

c. Discussion of Station Area Plan – 5600 West Old Bingham Highway

Senior Planner Tayler Jensen presented plans for the 5600 West Old Bingham Highway Station Area Plan. He highlighted key insights, seeking input from the Council. He outlined the strengths, weaknesses, opportunities, and threats for the station area and asked for ideas on potential amenities or developments in the area.

Council Members expressed various ideas, including the desire for unique attractions such as a Prohibition Bar or an amusement park. They discussed the importance of creating a vibrant and unique space that would attract visitors, potentially incorporating elements like a container park or entertainment and retail establishments.

In terms of process, Council Members expressed support for embracing a bold vision and changing land use to maximize the potential of the area. They discussed the possibility of online engagement through platforms like SurveyMonkey and emphasized the importance of communication and involvement throughout the planning process.

The discussion also touched on the future of the Trax lot, with plans to rezone the area and potentially incorporate it into the second phase of the Mountain View Corridor. Council Members emphasized the importance of involving stakeholders such as UTA, business partners, and Jordan School District in the planning process.

Overall, Council Members expressed a desire to stay involved and informed throughout the development process, emphasizing the importance of communication and collaboration with stakeholders to ensure the success of the project.



REQUEST FOR COUNCIL ACTION

Action: Request feedback from Council

Meeting Date Requested : 09/18/2024

Presenter: Chief Derek Maxfield

Deadline of item :

Applicant:

Department Sponsor: Fire Department

Agenda Type: DISCUSSION TOPICS

Presentation Time: 25 Minutes

(Council may elect to provide more or less time)

1. AGENDA SUBJECT

Discussion of possible amendments to the City of West Jordan Fire Restriction Map for 2025

2. EXECUTIVE SUMMARY

On April 24, 2024, the City Council adopted a fire restriction map for use during the 2024 fireworks season. The city council desired to discuss possible amendments and adjustments to the map understanding the provisions in Utah State law that dictates certain parameters municipalities need to adhere to.

3. TIME SENSITIVITY / URGENCY

Need to adopt the map prior to May 1, 2025

4. FISCAL NOTE

No fiscal impact.

5. PLANNING COMMISSION RECOMMENDATION

N/A

6. STAFF ANALYSIS

The Fire Department recommends keeping all restrictions currently constituted on the 2024 map, including waterways and City parks, with the exception of the boundary on 5600 W. which would be adjusted west to U-111. The new restricted area would then include all waterways and City parks, as well as anything west of U-111. This boundary change still provides a clear line along readily identifiable features as required by law, allows fire apparatus to make access from the west of the approved area if necessary, and creates a smaller area for enforcement purposes.

7. MOTION RECOMMENDED

Refer to a future council meeting for adoption in the Spring

8. MAYOR RECOMMENDATION

N/A

9. PACKET ATTACHMENT(S)

2024 Fireworks Restrictions Map
Utah Code 53-7-225
Utah Code 15A-5-202

04/24/2024 Approved CC Minutes

10. OTHER INFORMATION

<https://west-jordan-city.maps.arcgis.com/apps/dashboards/c3cc1557eb0340e286f45bff0f100f15>

West Jordan Committee of the Whole Meeting

Council Staff Review



Item Name: City of West Jordan Fire Restriction Map for 2025
Department: West Jordan Fire Department
Action Needed: Discussion Item; Input requested from Council

ITEM SUMMARY

What is being asked of the council

The Council is being asked to provide feedback on the proposed fire restriction map, which would need to ultimately be adopted before May 1, 2025.

POSSIBLE COUNCIL DIRECTION

Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final action;
2. Continue the item for to a future Committee of the Whole meeting;
3. As applicable, refer the item to the Planning Commission, a Council Subcommittee, or an Ad Hoc Committee;
4. Table the item indefinitely;
5. Make requests of Council Staff, Administrative Staff, or the Mayor for information by way of four agreeing Council Members.

BACKGROUND & TIMELINE

The City's fire restriction plan was last discussed in the [April 24, 2024 City Council Meeting](#) (minutes available within packet).

Rather than future plans simply being scheduled for action (as had been done through 2024), Council has requested that plans be discussed in a Committee of the Whole Meeting in the fall prior.

COUNCIL OFFICE ANALYSIS

As attached within the PrimeGov packet, reference to Fire Restriction plans and maps can be found in Utah Code [53-7-225](#) and [15A-5-202](#), respectively.

[15A-5-202](#) addresses hazardous environmental conditions and is summarized accordingly:

- Controlled Use of Ignition Sources: Fire code officials can determine when hazardous conditions require restrictions on ignition sources like fireworks and lighters.
- Prohibition Areas: Municipal legislative bodies can prohibit these ignition sources in specific areas, including mountainous regions, near waterways, and within the wildland urban interface.

- Authority in Unincorporated Areas: The state forester can restrict ignition sources in unincorporated areas after consulting local fire code officials.
- Identification of Closed Areas: Any closed area must be clearly designated using identifiable features, and boundaries should be as close as possible to the hazardous area while remaining publicly accessible.
- Historical Conditions Requirement: Areas can only be closed due to historical hazardous conditions if they have existed for at least two of the last five years, and proper mapping and notification procedures must be followed.

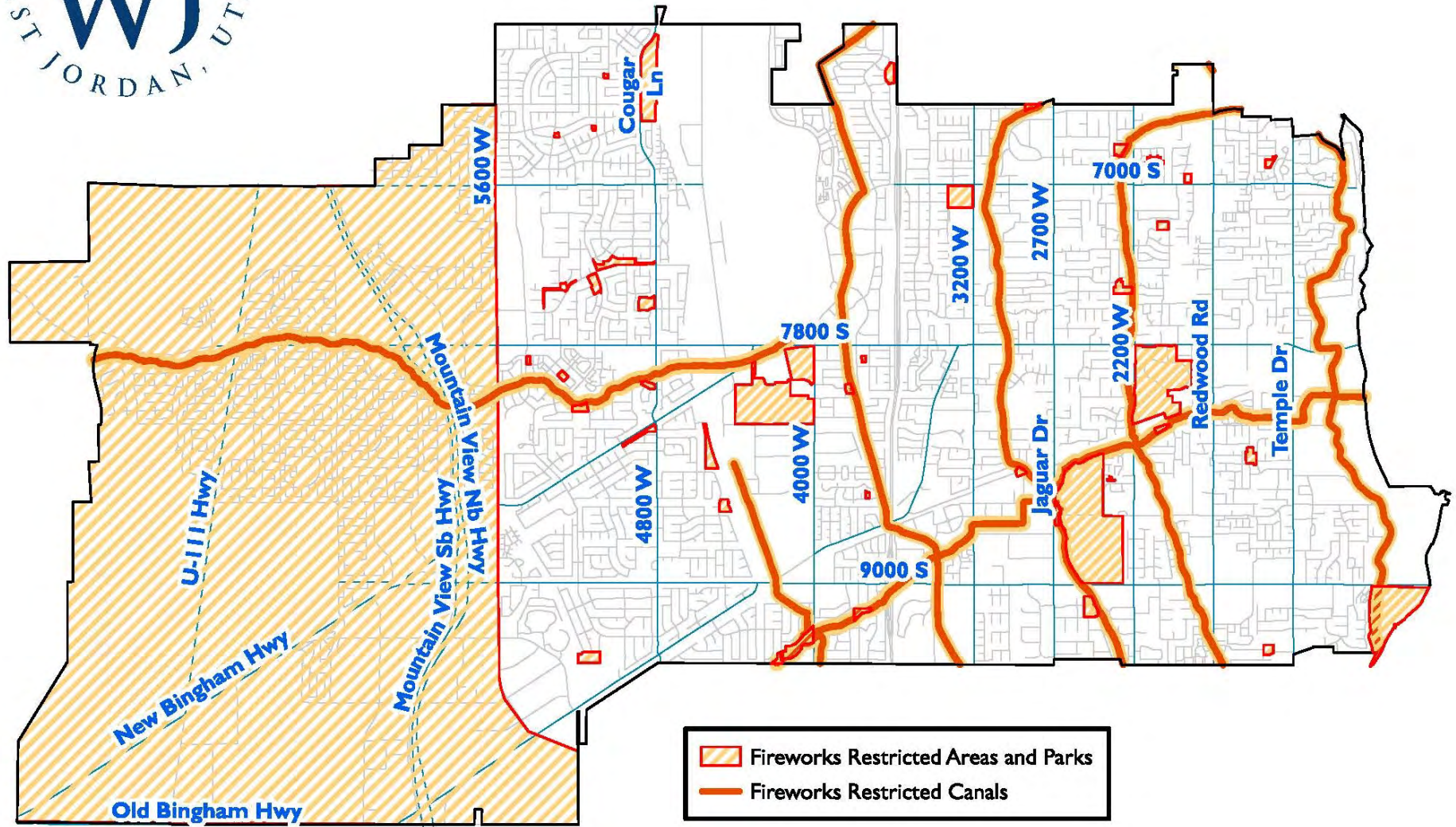
[53-7-225](#) addresses the sale and discharge of fireworks within the state, and is summarized accordingly:

- Sales Periods: Class C common state-approved explosives can be sold from June 24 to July 25, December 29 to December 31, and on Chinese New Year's Eve.
- Discharge Regulations: Fireworks can only be discharged between 11 a.m. and 11 p.m. (midnight on July 4 and July 24) on specified dates, including New Year's Eve and January 1.
- Penalties: Discharging fireworks outside the permitted dates/times or in prohibited areas constitutes an infraction with penalties up to \$1,000.
- Local Authority: Municipalities and counties can prohibit fireworks discharge in areas with hazardous conditions, or negligent discharges, but cannot generally ban it during permitted periods dictated by the state.
- Mapping and Signage: Counties must create and distribute maps indicating prohibited discharge areas, and retailers must display legal discharge dates, penalties, and the map at points of sale.

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Effective 5/3/2023

53-7-225 Times for sale and discharge of fireworks -- Criminal penalty -- Permissible closure of certain areas -- Maps and signage.

- (1) Except as provided in Section 53-7-221, this section supersedes any other code provision regarding the sale or discharge of fireworks.
- (2) A person may sell class C common state approved explosives in the state as follows:
 - (a) beginning on June 24 and ending on July 25;
 - (b) beginning on December 29 and ending on December 31; and
 - (c) two days before and on the Chinese New Year's eve.
- (3) A person may not discharge class C common state approved explosives in the state except as follows:
 - (a) between the hours of 11 a.m. and 11 p.m., except that on July 4 and July 24, the hours are 11 a.m. to midnight:
 - (i) beginning on July 2 and ending on July 5; and
 - (ii) beginning on July 22 and ending on July 25;
 - (b)
 - (i) beginning at 11 a.m. on December 31 and ending at 1 a.m. on the following day; or
 - (ii) if New Year's eve is on a Sunday and the county, municipality, or metro township determines to celebrate New Year's eve on the prior Saturday, then a person may discharge class C common state approved explosives on that prior Saturday within the county, municipality, or metro township;
 - (c) between the hours of 11 a.m. and 11 p.m. on January 1; and
 - (d) beginning at 11 a.m. on the Chinese New Year's eve and ending at 1 a.m. on the following day.
- (4) A person is guilty of an infraction, punishable by a fine of up to \$1,000, if the person discharges a class C common state approved explosive:
 - (a) outside the legal discharge dates and times described in Subsection (3); or
 - (b) in an area in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b).
- (5)
 - (a) Except as provided in Subsection (5)(b) or (c), a county, a municipality, a metro township, or the state forester may not prohibit a person from discharging class C common state approved explosives during the permitted periods described in Subsection (3).
 - (b)
 - (i) As used in this Subsection (5)(b), "negligent discharge":
 - (A) means the improper use and discharge of a class C common state approved explosive; and
 - (B) does not include the date or location of discharge or the type of explosive used.
 - (ii) A municipality or metro township may prohibit:
 - (A) the discharge of class C common state approved explosives in certain areas with hazardous environmental conditions, in accordance with Subsection 15A-5-202.5(1)(b); or
 - (B) the negligent discharge of class C common state approved explosives.
 - (iii) A county may prohibit the negligent discharge of class C common state approved explosives.
 - (c) The state forester may prohibit the discharge of class C common state approved explosives as provided in Subsection 15A-5-202.5(1)(b) or Section 65A-8-212.
- (6) If a municipal legislative body, the state forester, or a metro township legislative body provides a map to a county identifying an area in which the discharge of fireworks is prohibited due to a

historical hazardous environmental condition under Subsection 15A-5-202.5(1)(b), the county shall, before June 1 of that same year:

- (a) create a county-wide map, based on each map the county has received, indicating each area within the county in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b);
 - (b) provide the map described in Subsection (6)(a) to:
 - (i) each retailer that sells fireworks within the county; and
 - (ii) the state fire marshal; and
 - (c) publish the map on the county's website.
- (7) A retailer that sells fireworks shall display:
- (a) a sign that:
 - (i) is clearly visible to the general public in a prominent location near the point of sale;
 - (ii) indicates the legal discharge dates and times described in Subsection (3); and
 - (iii) indicates the criminal charge and fine associated with discharge:
 - (A) outside the legal dates and times described in Subsection (3); and
 - (B) within an area in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b); and
 - (b) the map that the county provides, in accordance with Subsection (6)(b).

Amended by Chapter 341, 2023 General Session

Effective 5/3/2023

15A-5-202.5 Amendments and additions to Chapters 3 and 4 of IFC.

(1) For IFC, Chapter 3, General Requirements:

- (a) IFC, Chapter 3, Section 304.1.2, Vegetation, is amended as follows: Delete line six and replace it with: "Utah Administrative Code, R652-122-1300, Minimum Standards for County Wildland Fire Ordinance".
- (b) IFC, Chapter 3, Section 310.8, Hazardous environmental conditions, is deleted and rewritten as follows: "1. When the fire code official determines that existing or historical hazardous environmental conditions necessitate controlled use of any ignition source, including fireworks, lighters, matches, sky lanterns, and smoking materials, any of the following may occur:
 - 1.1. If the existing or historical hazardous environmental conditions exist in a municipality, the legislative body of the municipality may prohibit the ignition or use of an ignition source in:
 - 1.1.1. mountainous, brush-covered, forest-covered, or dry grass-covered areas;
 - 1.1.2. within 200 feet of waterways, trails, canyons, washes, ravines, or similar areas;
 - 1.1.3. the wildland urban interface area, which means the line, area, or zone where structures or other human development meet or intermingle with undeveloped wildland or land being used for an agricultural purpose; or
 - 1.1.4. a limited area outside the hazardous areas described in this paragraph 1.1 to facilitate a readily identifiable closed area, in accordance with paragraph 2.
 - 1.2. If the existing or historical hazardous environmental conditions exist in an unincorporated area, the state forester may prohibit the ignition or use of an ignition source in all or part of the areas described in paragraph 1.1 that are within the unincorporated area, after consulting with the county fire code official who has jurisdiction over that area.
 - 1.3. If the existing or historical hazardous environmental conditions exist in a metro township created under Title 10, Chapter 2a, Part 4, Incorporation of Metro Townships and Unincorporated Islands in a County of the First Class on and after May 12, 2015, the metro township legislative body may prohibit the ignition or use of an ignition source in all or part of the areas described in paragraph 1.1 that are within the township.
- 2. If a municipal legislative body, the state forester, or a metro township legislative body closes an area to the discharge of fireworks under paragraph 1, the legislative body or state forester shall:
 - 2.1. designate the closed area along readily identifiable features like major roadways, waterways, or geographic features;
 - 2.2. ensure that the boundary of the designated closed area is as close as is practical to the defined hazardous area, provided that the closed area may include areas outside of the hazardous area to facilitate a readily identifiable line; and
 - 2.3. identify the closed area through a written description or map that is readily available to the public.
- 3. A municipal legislative body, the state forester, or a metro township legislative body may close a defined area to the discharge of fireworks due to a historical hazardous environmental condition under paragraph 1 if the legislative body or state forester:
 - 3.1. makes a finding that the historical hazardous environmental condition has existed in the defined area before July 1 of at least two of the preceding five years;
 - 3.2. produces a map indicating the boundaries, in accordance with paragraph 2, of the defined area described; and

3.3. before May 1 of each year the defined area is closed, provides the map described in paragraph 3.2 to the county in which the defined area is located.

4. A municipal legislative body, the state forester, or a metro township legislative body may not close an area to the discharge of fireworks due to a historical hazardous environmental condition unless the legislative body or state forester provides a map, in accordance with paragraph 3."

- (c) IFC, Chapter 3, Section 311.1.1, Abandoned premises, is amended as follows: On line 10 delete the words "International Property Maintenance Code and the".
- (d) IFC, Chapter 3, Section 311.5, Placards, is amended as follows: On line three delete the word "shall" and replace it with the word "may".
- (2) IFC, Chapter 4, Emergency Planning and Preparedness:
 - (a) In IFC, Chapter 4, the following new Sections are added:
 - "401.3.1.1 Special Education Classrooms. Special education classrooms may shelter in place, or delay evacuation when all of the following conditions are met:
 - 401.3.1.1.1 There is no visible flame or evidence of products of combustion (smoke).
 - 401.3.1.1.2 The building is completely protected by an approved fire sprinkler system.
 - 401.3.1.1.3 The building is completely protected by an approved fire alarm system.
 - 401.3.1.1.4 The classroom has a minimum of one approved exit that discharges directly to the exterior.
 - 401.3.1.1.5 The classroom has been approved to shelter in place by the fire code official."
 - (b) In IFC, Chapter 4, Section 401.3.3, Delayed notification, a new exception is added:
 - "Exception: Group E Occupancies. Teachers may delay evacuation upon fire alarm activation for up to 60 seconds when all of the following conditions are met:
 - A. There is no visible flame or evidence of products of combustion (smoke).
 - B. The building is protected throughout by an approved fire sprinkler system.
 - C. The building is protected throughout by an approved fire alarm system.
 - D. Students are in the safe zone of the room lined up and prepared for immediate evacuation."
 - (c) IFC, Chapter 4, Section 403.9.2.1, College and university buildings, is deleted and replaced with the following:
 - "403.9.2.1 College and university buildings and fraternity and sorority houses.
 - (i) College and university buildings, including fraternity and sorority houses, shall prepare an approved fire safety and evacuation plan, in accordance with Section 404.
 - (ii) Group R-2 college and university buildings, including fraternity and sorority houses, shall comply with Sections 403.9.2.1.1 and 403.9.2.1.2."
- (d) IFC, Chapter 4, Section 405.3, Table 405.3, is amended to add the following footnotes:
 - (i) "c. Secondary schools in Group E occupancies shall have an emergency evacuation drill conducted at least every two months, to a total of four emergency evacuation drills during the nine-month school year. The first emergency evacuation drill shall be conducted within 10 school days after the beginning of classes. The third emergency evacuation drill, weather permitting, shall be conducted 10 school days after the beginning of the next calendar year. The second and fourth emergency evacuation drills may be substituted by a security or safety drill to include shelter in place, earthquake drill, or lock down for violence. If inclement weather causes a secondary school to miss the 10-day deadline for the third emergency evacuation drill, the secondary school shall perform the third emergency evacuation drill as soon as practicable after the missed deadline."

- (ii) "d. In Group E occupancies, excluding secondary schools, if the AHJ approves, the monthly required emergency evacuation drill can be substituted by a security or safety drill to include shelter in place, earthquake drill, or lock down for violence. The routine emergency evacuation drill must be conducted at least every other drill."
- (iii) "e. A-3 occupancies in academic buildings of institutions of higher learning are required to have one emergency evacuation drill per year, provided the following conditions are met:
 - (A) The building has a fire alarm system in accordance with Section 907.2.
 - (B) The rooms classified as assembly shall have fire safety floor plans as required in Subsection 404.2.2(4) posted.
 - (C) The building is not classified a high-rise building.
 - (D) The building does not contain hazardous materials over the allowable quantities by code."

Amended by Chapter 95, 2023 General Session

7. BUSINESS ITEMS

a. Resolution No. 24-018 adopting fireworks restrictions for 2024

Deputy Fire Chief Chris Trevino presented the fireworks restriction map currently available on the City website, and said his department recommended keeping the same restrictions for the 2024 fireworks season.

Council Member Whitelock said the City now had a lot of people living west of 5600 West, and many had reached out to her to express that the City used the same map over and over again, and did nothing about enforcement, so the residents went ahead with fireworks in the restricted neighborhoods. She said she knew there had been a restrictions map that included areas west of 5600 West in the past, and asked if the Fire Department would consider amending the map to include some areas west of 5600 West.

Chief Trevino said a zig zag line could be drawn, but enforcement would become more difficult. He said he would be happy to take the question back to the Fire Marshal for discussion. Chief Trevino said the information was due at the State by May 1st. Council Office Director Alan Anderson said Council Leadership had asked that the topic be brought back after the summer season for further dialogue and deliberation. He confirmed the May 1, 2024, deadline.

Council Member Green asked if there were places in the City, such as designated parking lots, where fireworks could be allowed for those who lived in restricted areas. Chief Trevino said he did not have a definite answer but supposed it could be possible anywhere that fireworks were not restricted. Council Member Shelton expressed support for continuing discussion after the summer season. Vice Chair Lamb said he suspected there were just as many residents not wanting fireworks west of 5600 West as were in favor. Chair Jacob said the map needed to be carefully reviewed and discussed at a later time but needed to be passed for the 2024 season.

MOTION: Chair Jacob moved to APPROVE Resolution No. 24-018 prohibiting the use of ignition sources, including fireworks, explosive devices, and open flames, in certain areas that historically constitute a hazardous environmental condition.

Vice Chair Lamb seconded the motion.

The vote was recorded as follows:

YES: Zach Jacob, Chad Lamb, Bob Bedore, Kelvin Green, Kent Shelton, Kayleen Whitelock

NO:

ABSENT: Pamela Bloom

The motion passed 6-0.



REQUEST FOR COUNCIL ACTION

Action: Provide information to Council

Meeting Date Requested : 09/18/2024

Presenter: Cory Fralick, Tyler Crawford

Deadline of item :

Applicant: Cory Fralick

Department Sponsor: Public Services Admin

Agenda Type: DISCUSSION TOPICS

Presentation Time: 10 Minutes

(Council may elect to provide more or less time)

1. AGENDA SUBJECT

Presentation of proposed Veterans Memorial Park Master Plan

2. EXECUTIVE SUMMARY

The Council is being asked to review the proposed Veterans Memorial Park Master Plan and to provide any and all feedback, as well as strategize on how to best move forward.

The purpose of the proposal is to create a strategic and actionable roadmap that will guide the city's efforts in improving the functionality and services of Veterans Memorial Park. The Park Master Plan addresses current deficiencies, anticipates future needs, and ensures that our park remains accessible, inclusive, and a vibrant space for community engagement and physical activity.

If approved, the outcome would provide:

1. **Enhanced Events and Recreational Opportunities:** Upgraded facilities, new amenities, and diversified programming that cater to all age groups and interests, promoting a healthier and more active community.
2. **Economic Benefits:** Increased attractiveness of the city to residents, businesses, and visitors, boosting local economy and property values through well-maintained and aesthetically pleasing parks.
3. **Community Well-being:** Safe, inclusive, and accessible parks that foster social interaction, community pride, and mental well-being, creating stronger, more cohesive neighborhoods.

3. TIME SENSITIVITY / URGENCY

There are not any deadlines to this project.

4. FISCAL NOTE

Total estimated cost for all items and amenities in the proposed Master Plan is \$29,175,000. Cost estimates were provided by Psomas Engineering.

5. STAFF ANALYSIS

The purpose of this analysis is to provide an overview of the proposed Park Master Plan, outline its key components, and highlight the anticipated benefits for our community. This plan has been developed with extensive expert consultation, and alignment with our city's strategic objectives. The master plan aims to enhance park amenities, amplify city events, preserve natural landscapes, and ensure sustainable development of our park for future generations. As the Council deliberates on the matter, please consider the following information.

Key Components of the Park Master Plan

1. **Assessment of Current Park and Amenities:** A thorough evaluation of existing park facilities was conducted, identifying strengths, weaknesses, opportunities, and threats. An evaluation of current park facilities and programs was undertaken to identify gaps and opportunities for improvement.
2. **Vision and Goals:** The plan outlines a clear vision for the future of Veterans Memorial Park, centered around inclusivity, sustainability, and community engagement. Specific goals include:
 - o Addition of a splash-pad
 - o Enhancing accessibility between Park, Community Arts Building, and Rodeo Grounds.
 - o Addition of pickleball courts and lighting
 - o Rodeo Grounds expansion
 - o Additional parking
 - o Additional restrooms and pavilion
 - o Strengthening community engagement through efficient programming of City Events.

6. MOTION RECOMMENDED

Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final action;
2. Continue the item for to a future Committee of the Whole meeting;
3. As applicable, refer the item to the Planning Commission, a Council Subcommittee, or an Ad Hoc Committee;
4. Table the item indefinitely;
5. Make requests of Council Staff, Administrative Staff, or the mayor for information by way of four agreeing Council Members.

West Jordan Committee of the Whole Meeting

Council Staff Review



Item Name: Veterans Memorial Park Master Plan
Department: Public Services
Action Needed: Discussion Item; Input requested from Council

ITEM SUMMARY

What is being asked of the council

The Council is being asked to review the proposed Veterans Memorial Park Master Plan and provide feedback so that Public Services staff can appropriately strategize moving forward.

POSSIBLE COUNCIL DIRECTION

Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final action;
2. Continue the item for to a future Committee of the Whole meeting;
3. As applicable, refer the item to the Planning Commission, a Council Subcommittee, or an Ad Hoc Committee;
4. Table the item indefinitely;
5. Make requests of Council Staff, Administrative Staff, or the Mayor for information by way of four agreeing Council Members.

BACKGROUND & TIMELINE

The Veteran's Memorial Park Master Plan was initially discussed in the [February 9, 2022 Committee of the Whole Meeting](#)/Work Session ("City Council Strategic Planning Session" on the date's agenda; minutes located within the PrimeGov packet).

A discussion was held with Council again in the [April 26, 2023 City Council Meeting](#) (minutes within packet). Bid was awarded, input from this meeting would help the design team moving forward.

COUNCIL OFFICE ANALYSIS

Originally constructed along with the rodeo grounds in 1954 (with appropriate revisions and updates since) Veteran's Memorial Park is located at 1985 W 7800 S in West Jordan, and maintains a [4.7 Star average on Google](#).

This community park is dedicated to honoring veterans and providing a space for recreation and remembrance. The park features various amenities, including walking trails, picnic areas and pavilions, playgrounds, and sports facilities.

--

West Jordan Committee of the Whole Meeting

Council Staff Review



This Council Staff Review (CSR) has been created to complement the existing Request for Council Action (RCA) form submitted for the respective item.

While appropriate details may be repeated or referenced within a CSR, please refer to the RCA for department staff analysis and reporting, Planning Commission and/or Mayoral recommendations, fiscal impact, and other helpful information, as appropriate.

The background of the entire image is a blurred, close-up shot of green grass, likely wheat or a similar grain, with the stalks and leaves creating a sense of depth and texture. The colors are various shades of green, from light to dark, with some highlights where the light catches the blades.

VETERANS MEMORIAL PARK

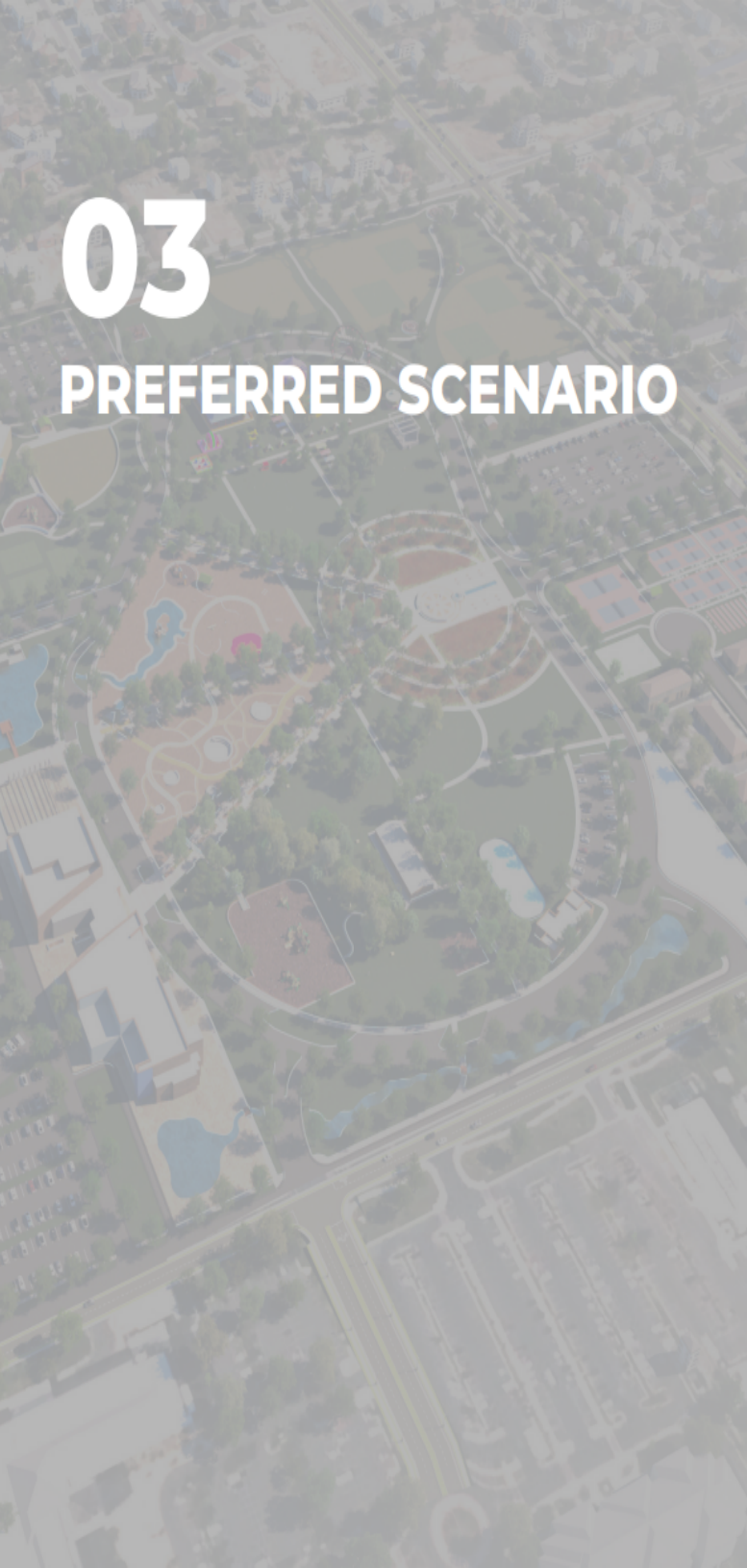
MASTER PLAN

COUNCIL PRIORITIES

- Upgraded electrical and lighting at Park
- Splash-pad
- Open access between the Park, Community Arts Building, and Rodeo Grounds
- Pickleball courts and lighting
- Rodeo Grounds expansion
- Baseball field lighting
- Carnival area
- Additional pavilion and bathrooms
- Shade structures/hammock connections
- Additional parking



PREFERRED SCENARIO



03

PREFERRED SCENARIO

KEY POINTS

- Maintained the central loop road with additional access points to save construction costs and provide interior circulation.
- Expanded Veterans Memorial with additional gardens and radiating promenades.
- New children's area with splash pad, and other play opportunities.
- Rodeo Grounds stay in their existing location but seating is added and the staging area is expanded.
- The maintenance facility is relocated from its current location to just south of the West Jordan Community Pool.
- New children's area with splash pad, terra park, and fairy tale garden.

Preferred Plan - Labeled



Key Existing Features Preserved & Improved

1 Wild West Jordan Playground

The beloved wild west themed playground is preserved but is now connected to the new children's storybook land and splash pad via a new "wild west railroad" pathway.

2 Gene Fullmer Fitness & Recreation Center

New multi-purpose fields are added immediately to the west to supplement existing Rec Center facilities and provide new opportunities for outdoor recreation and organized sports in conjunction with existing Rec Center programs.

3 Central Loop Road

The existing central loop road is maintained to provide vehicle access and parking to internal areas of the park. One additional access connecting the loop road and 1825 W is added, providing an additional entrance and exit for visitors to the interior areas of the park.

4 Veterans Memorial

The current Veterans Memorial, constructed in 2005, is maintained but expanded on, becoming a true focal point within the park. New tree lined promenades lead from the memorial to the Library, Rodeo Grounds and Recreation Center, focusing views and connecting the other major destinations within the park to the memorial. New poppy fields and a botanical garden are added to surround the existing memorial creating a peaceful space for contemplation and reflection.

5 West Jordan Library

Outdoor classrooms, council rings, and story book theming, within the new splash pad and children's play area, integrate with and help supplement existing library programs. This provide an additional amenity for library visitors to enjoy.

6 Fitness Loop

The park currently has a handful of exercise stations in the northeast side of the park. We plan to adjust thier location with the new park layout and enhance/add stations and a looped mile running path.

Key Existing Features Relocated or Expanded

7 Lighted Multi-Purpose Field Complex

The youth baseball fields have been shifted from inside the loop to the northwest corner of the park. The number of ballfields has also been right-sized to fit the needs to of the West Jordan community. Youth soccer fields that were already in the northwestern area of the park are now integrated into the outfields and extra space around the ballfields, providing greater efficiency and allowing for multi-purpose uses.

8 Maintenance Facility

The maintenance facility is relocated from just south of the Rec Center to a new expanded facility immediately south of the West Jordan Community Pool. This new location provides more space for indoor and outdoor storage, better access using the new 8150 S road, and minimizes conflict between maintenance equipment and staff, and park users.

9 Rodeo Grounds

The rodeo grounds remain in their existing location but are greatly enhanced to improve the visitor experience. Seating is extended around all sides of the rodeo ground with some covered seating provided also provided. The staging and training area is also expanded, with a covered portion as well. A new plaza surrounding the arena will provide space for food trucks and other pre- and post-rodeo activities. These improvements will also enable the city to potentially host other non-rodeo events, creating a new amenity and possible revenue stream for the city.

10 Carnival & Event Area

The area vacated by the youth ballfields now becomes the new, dedicated home of the West Jordan Carnival and other large events.

11 Site-Wide Parking Areas

New parking areas are provided and existing parking areas are expanded to create a total of 1,186 new parking stalls. Parking areas are also configured to allow for almost all visitors to enter, park, and exit without having to use the loop road.

12 Internal Access Roads (Viridian Rd. & 8150 S)

Internal access roads were shifted and improved to provide for better east/west and north/south circulation and allow visitors to access major amenities without traversing the entire park.

Key New Features Proposed

13 Children's Play Area (Storybook Land)

A new children's play area will be built to the south of the Veteran's memorial incorporating both a splash pad and story book themed play area in one integrated space. The story book land will include references to Johnny Appleseed, The Wizard of Oz and Paul Bunyan among many others. Some example playground amenities will include a nature playground, "John Henry's Railroad," and "the Yellow Brick Road." The splash pad area will have a natural design but also incorporate folk history figures and stories such as Blackbeard and Amelia Earhart.

14 Skate Park

A new skate park will be constructed in a currently under used area of the northeast portion of the park. This will bring a new group of visitors to the park and provide much need space for a growing group of skaters, but in a location that will minimize the impact on other amenities and events within the park.

15 Dog Park

A new, fully enclosed dog park will be constructed in the far southwest corner of the park. The location at the corner of 2200 W and 8150 S will provide easy access in and out for dog owners. Within the park there will be separate, fenced, off-leash areas for both large and small dogs complete with all kinds of play equipment.

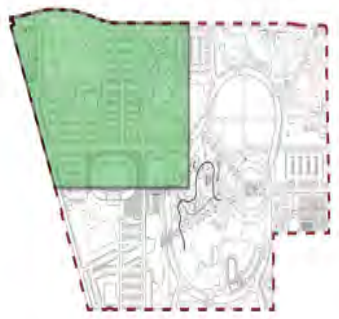
16 Sports Court Facility

A new sports complex will be built on the northern edge of the park, adjacent to 7800 S. The complex will include pickleball, tennis and basketball courts as well as horseshoe pits. Lights will allow for evening play and the new parking lot next to the complex, on the north side of 1985 W, will allow visitors to access the courts and park directly from 7800 S.

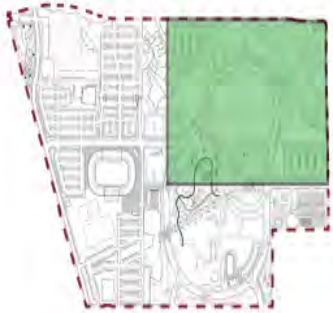
17 Multi-Season Skating Rink

A new skating complex will be built on the south side of the park. The complex will include a rink, which can be transferred from ice skating in the winter to roller skating in the summer. It will also have an auxiliary building for skate rentals and restrooms. Parking and access will come from the loop road and with additional parking coming from the new parking lot located directly to the north.

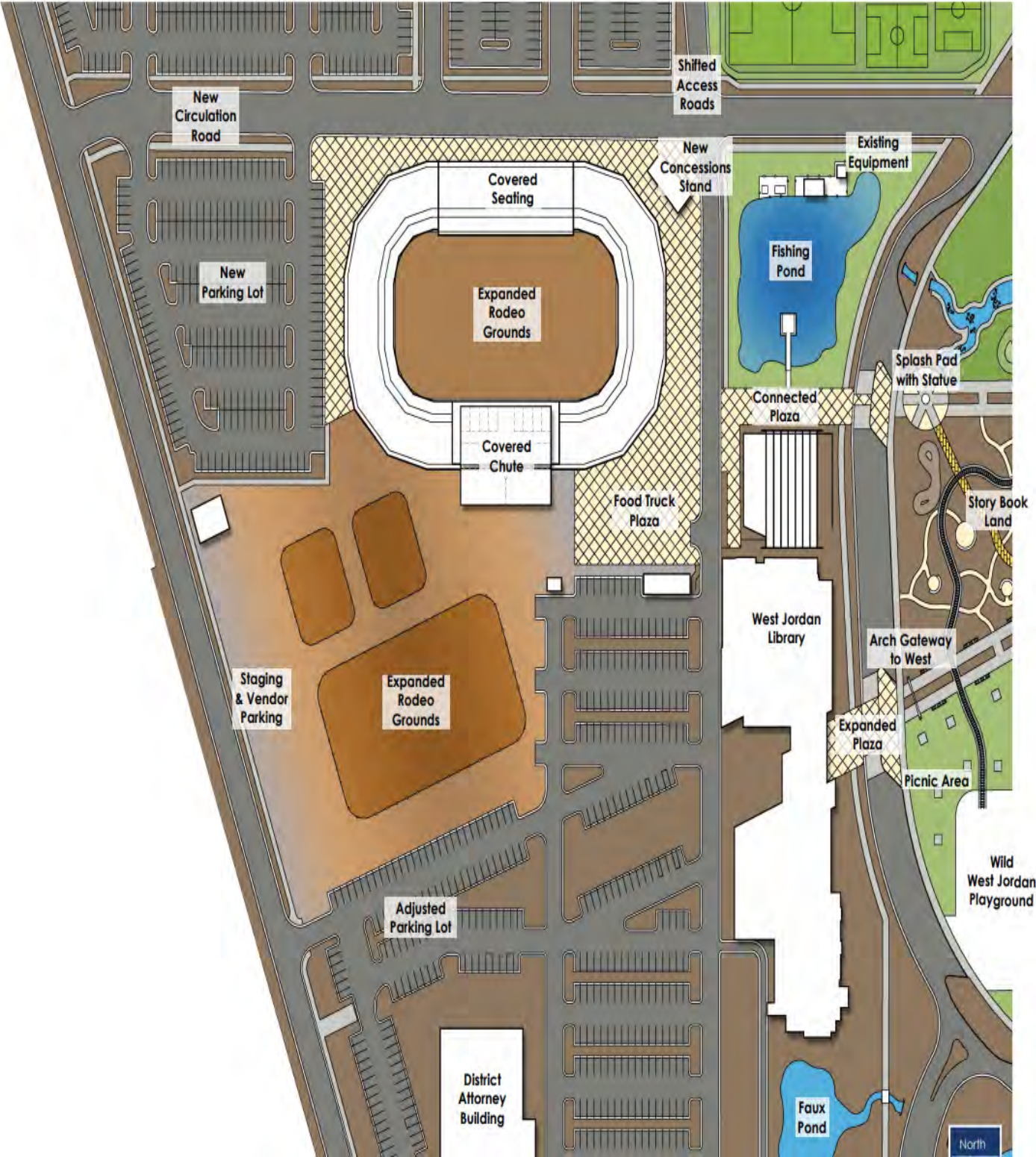
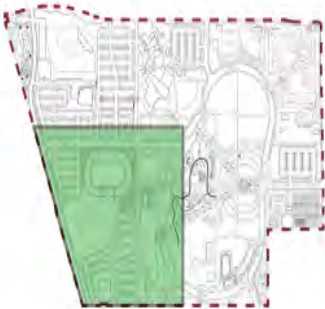
Preferred Plan - Southwest Area



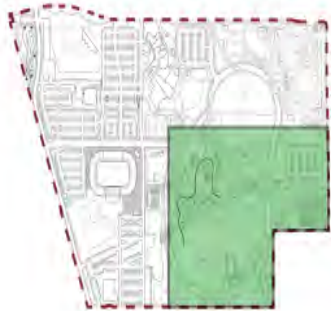
Preferred Plan - Northwest Area



Preferred Plan -
Southeast Area

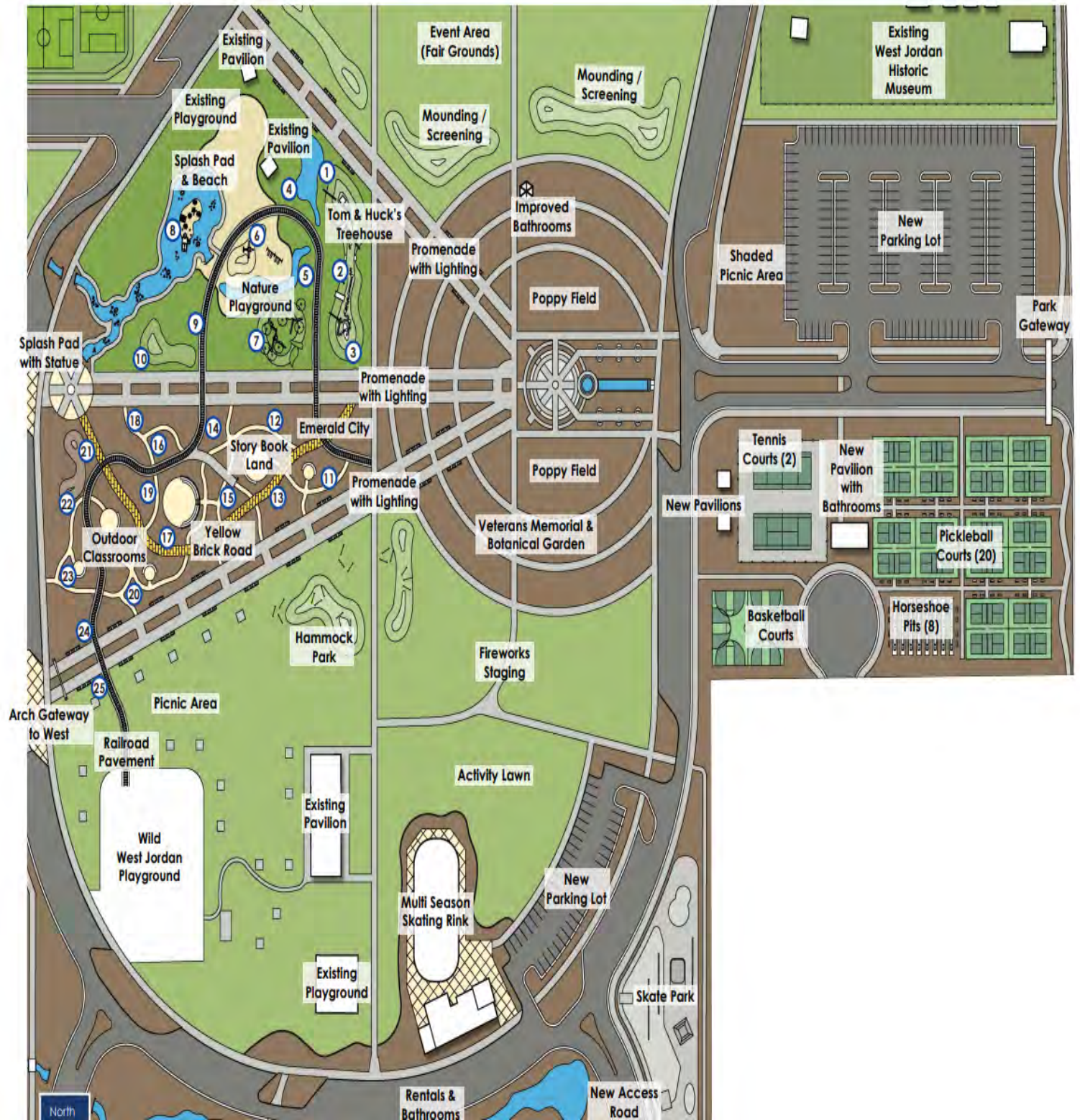


Preferred Plan - Northeast Area



Storybook Land Characters Legend

- | | |
|-----------------------------|---------------------------------|
| 1 Huckleberry Finn | 14 Little Engine That Could |
| 2 Paul Bunyan | 15 Where the Sidewalk Ends |
| 3 Babe the Blue Ox | 16 3 Little Pigs |
| 4 Where the Wild Things Are | 17 Rip Van Winkle |
| 5 The Lorax | 18 3 Bears |
| 6 Amelia Earhart | 19 Goldilocks |
| 7 Johnny Appleseed | 20 If you Give a Mouse a Cookie |
| 8 Blackbeard | 21 The Gruffalo |
| 9 John Henry | 22 Briar Rabbit |
| 10 Bo Peep | 23 Mother Goose |
| 11 Little Red Riding Hood | 24 Annie Oakley |
| 12 The Cat in the Hat | 25 Pecos Bill |
| 13 Dorothy | |
| 13 Tin Man | |
| 13 Scarecrow | |
| 13 Cowardly Lion | |





Birds-Eye South West View



Birds-Eye North East View



North View

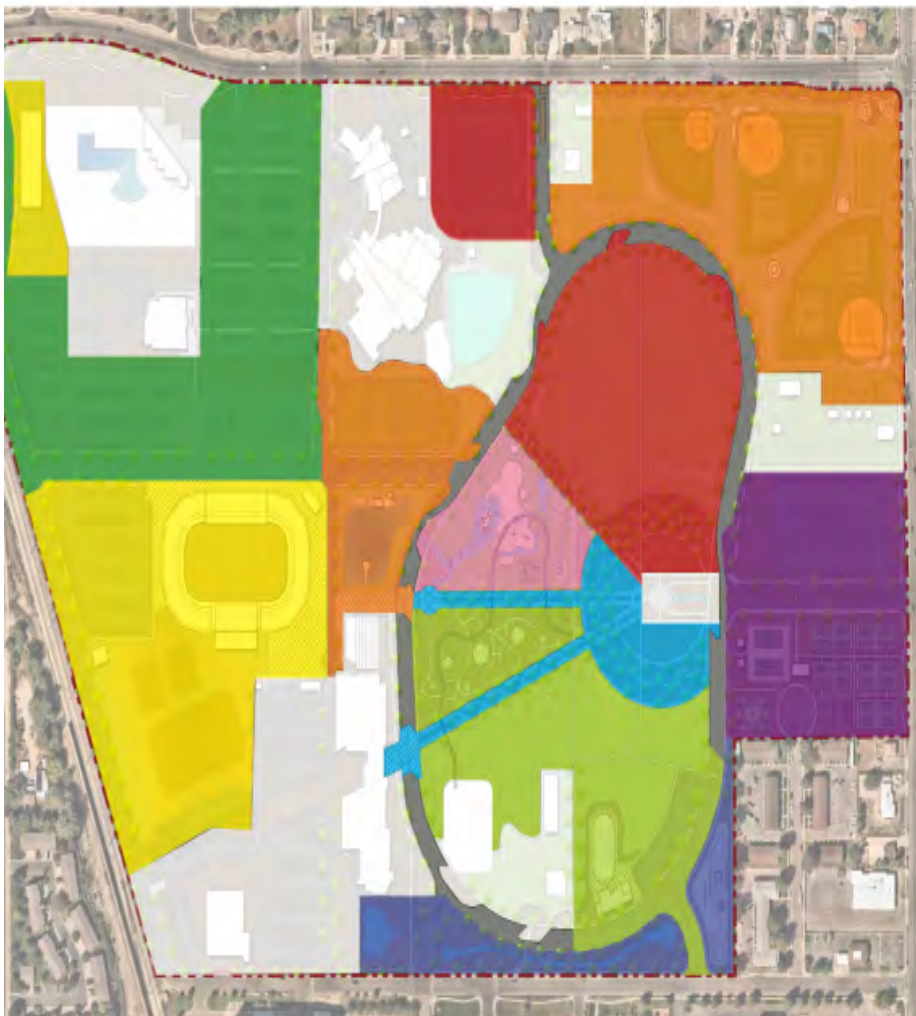


North West View



First-Person North West View

PRIORITY COST ESTIMATES

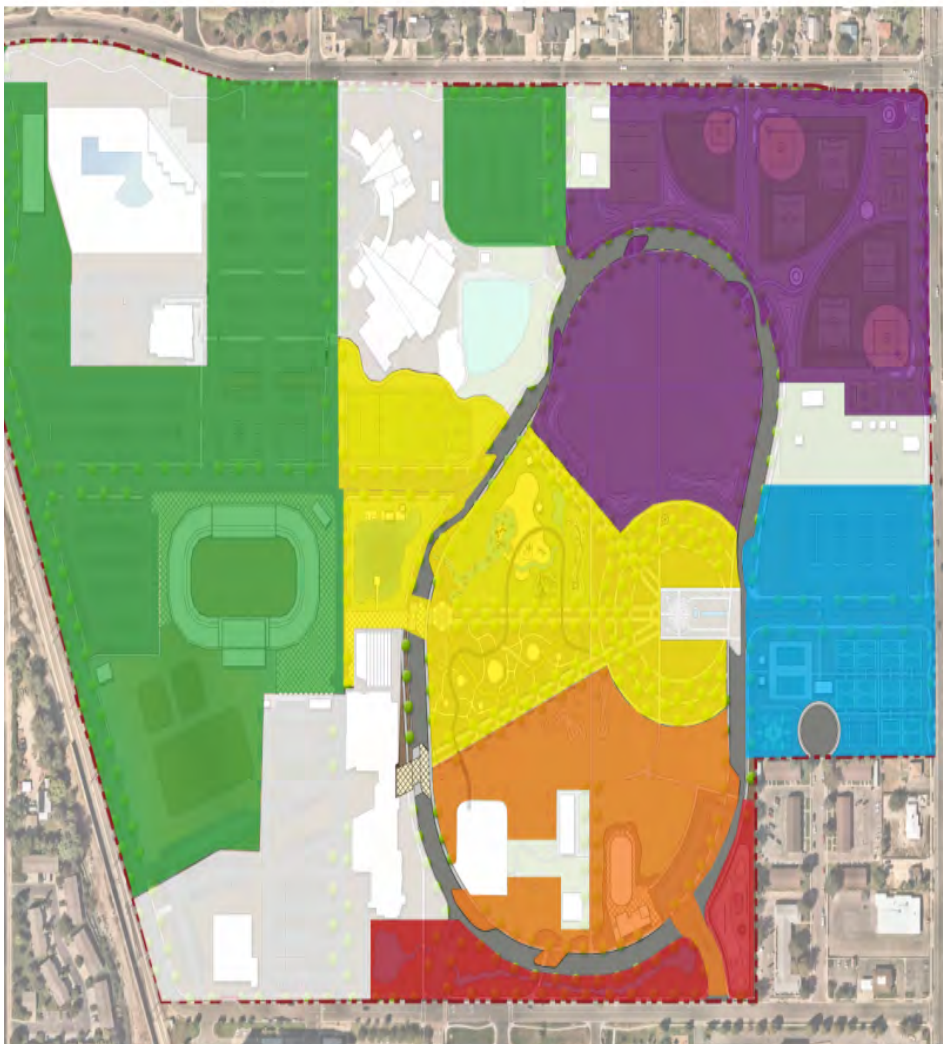


Priority Cost Estimates

Phase 1 \$4,730,720 This phase provides parking lot to support future phases. It also includes sports courts as a client priority and for future development of current sport court locations in the park.	Phase 4 \$10,791,810 This phase is the expanded rodeo stadium and grounds (highest cost, highest priority) as well as additional parking for the expanded rodeo facilities. The new maintenance building and yard are included in this phase to provide a better base of operations for the park maintenance.	Phase 7 \$2,293,150 This phase includes priority amenities after fairgrounds move, as well as creating a new "loop" entry for improved park access. This phase includes better configured picnic areas, hammock groves, an ice rink and building, and the passive storybook gardens with council rings and story character statues.
Phase 2 \$2,080,720 This phase provides the connecting amenity enhancing the memorial and linking the memorial with the rodeo grounds that will be developed in phase 4.	Phase 5 \$1,474,450 This phase will complete areas between the rodeo and open space of the park and relocate ball fields to accommodate Phase 6. This area includes the expansion of the irrigation pond, an addition of soccer fields to the detention area next to the recreation center, and the development of the NW corner of the park.	Phase 8 \$1,735,780 Build the second phase of the storybook garden (filling available space). This phase includes a water play area, terra park, and other play structures for a more active storybook garden.
Phase 3 \$1,858,830 This phase is to reconfigure the existing parking lot while expanding the parking in anticipation for the next phase.	Phase 6 \$1,866,700 Construct fairgrounds and build additional parking for fairgrounds access (after relocating ball fields).	Phase 9 \$2,342,840 This phase includes the lowest-priority amenities, completing park development.

Total - \$29,175,000

CONSTRUCTION COST ESTIMATES



Construction Cost Estimates

Phase 1 \$771,070 This phase provides construction staging so that uses can be transitioned to new areas of the park.	Phase 4 \$7,046,940 This phase enhances the memorial and provides the major development of the children's story-book gardens that will activate and enhance the center of the park.
Phase 2 \$4,730,720 This phase provides needed parking for future park expansion and moves the sports courts to the north east area of the park, allowing for redevelopment of the current sport court locations.	Phase 5 \$343,380 This phase provides extra development to support the new children's storybook by providing passive spaces for users and more parking in the loop, with an additional entry for easier park access.
Phase 3 \$13,390,050 This phase is the expanded rodeo stadium and grounds (highest cost, highest priority). This development will financially support the future phases.	Phase 6 \$2,892,840 This phase is kept to the last as it was the least prioritized amenity on the clients list.

Total - \$29,175,000

QUESTIONS AND
COMMENTS



Veterans Memorial Park Master Plan January 2024



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ACKNOWLEDGMENTS

STAKEHOLDER GROUP

Planning Commission

Kathy Eskelsen
Kent Anderson
Rikard Hermann
Wanda Ney
Randy Poulsen
Amy Ann Spiers
Celeste Noland

Mayor & City Council

Mayor Dirk Burton
Pamela Bloom
Kelvin Green
Kayleen Whitelock
Chris McConnehey
Melissa Worthen
Zach Jacob
David Pack

City Staff

Dave Naylor
Tyler Crawford

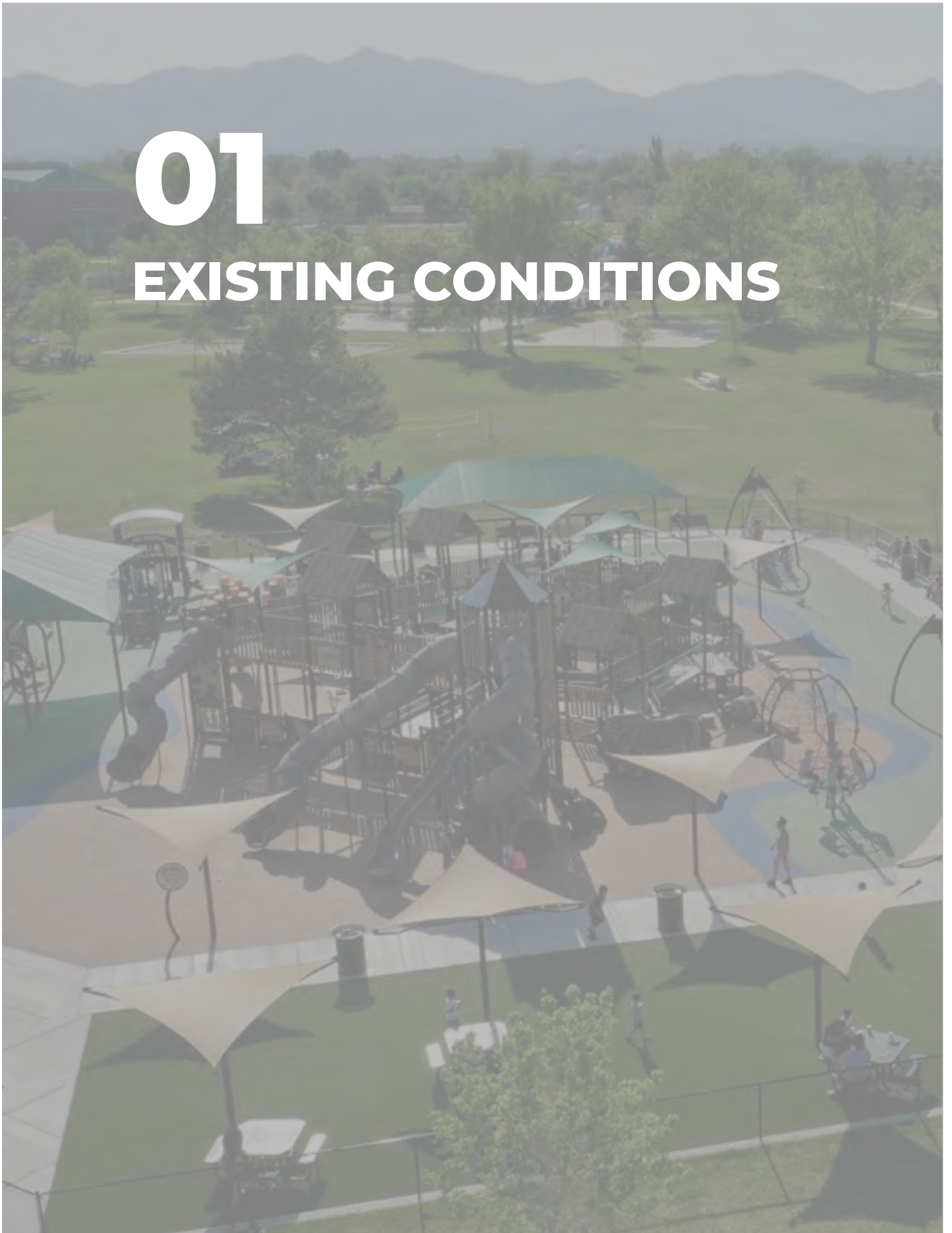
PROJECT TEAM

Psomas

Chris Hupp
Christian Kirkham
Dylan Cindrich
Trevor Allen
Tanner Snow

01

EXISTING CONDITIONS



Background

The purpose of the West Jordan Veterans Memorial Park Master Plan is to analyze the existing conditions of the park, constraints and opportunities, and find solutions to help further the development of the park as one of the premier facilities in the West Jordan Parks system. Since the development of the last park master plan in 2005 a number of changes to the park have occurred. This includes the demolition and removal of the West Jordan Sugar Factory, and the construction of the West Jordan Library complex. These major changes, in addition to the evolving needs and priorities that come over time have necessitated the creation of a new master plan for the park.

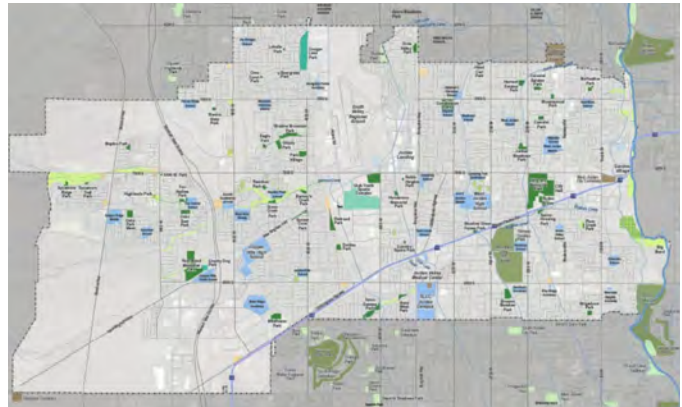
Veterans Memorial Park comprises approximately 99 acres in the center of West Jordan, Utah. It's current amenities include two large and three small baseball fields, a historic farm museum, popular wild west themed playground, two smaller playgrounds, walking trails, multiple large lawn areas for holding soccer games and hosting large city events. Two public facilities, the Gene Fullmer Recreation Center and West Jordan Library, share the southern property of the park. South of the library is the Western Stampede rodeo grounds, which holds a rodeo every year as part of the West Jordan Independence Day festivities. The park is also immediately west of the West Jordan Civic Center, encompassing the city hall, police and fire departments, and the Third District Court Courthouse. The emphasis of this Park Master Plan was to focus on preserving existing and well loved features, improving inefficiencies and planning for undeveloped areas, creating a resilient and vibrant park that will continue to serve West Jordan residents for years to come.

This Park Master Plan reviews existing conditions and analyzes that information with collected data from public engagement and other sources to establish community-centric sustainable park growth practices. Best practices and emerging trends are also outlined in the elements.

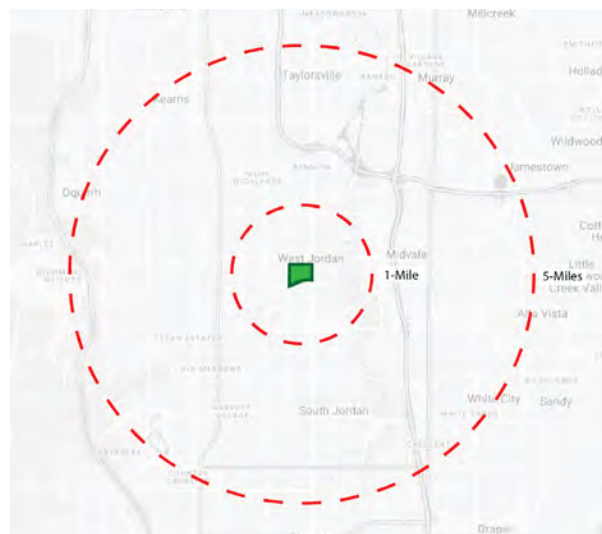


Project Context

As of 2018, West Jordan City contains a total of 966 acres of parks, which includes city parks, open space, county parks and other recreational facilities located within the community. West Jordan City itself owns and maintains a system of 46 parks spread throughout the city. These parks are a critical part in the overall mission of West Jordan City of providing a high quality of life for it's residents.



Parks provide spaces for relaxation and recreation, facilitate a healthy and active lifestyle and help make West Jordan a more attractive place to live, work and play. Within the West Jordan City Park System, there are four classifications of parks: regional parks, community parks, neighborhood parks, and mini parks. Veterans Memorial Park is the premier park in the city's park system and is classified as a regional park. It serves the entire city and also has regional attractions that bring people in from the wider region such as the West Jordan Stampede, the Wild West Jordan Playground and the West Jordan Historical Society.

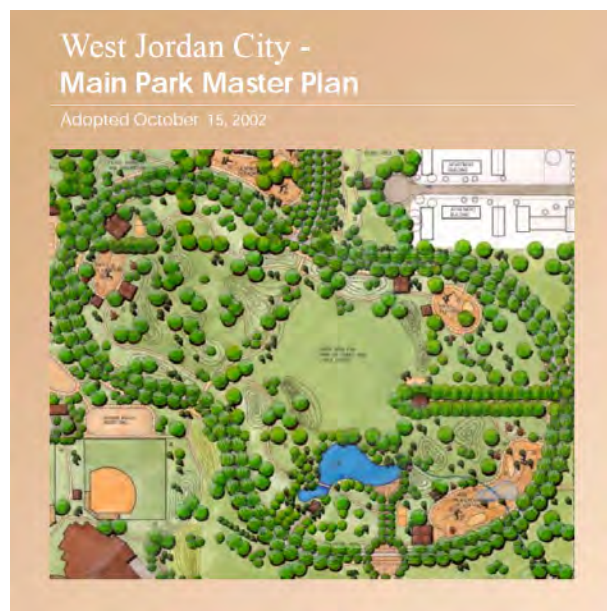


Previous Plans & Codes

Two previous master plans have been previously completed for Veterans Memorial Park. The project team reviewed these master plans and other citywide and regional documents to further understand the recreation needs and overall vision for Veterans Memorial Park. Those existing studies and plans were reviewed and synthesized as follows:

West Jordan City Main Park Master Plan (2002)

A master plan for what is now known as Veterans Memorial Park was completed in 2002. As part of the master planning process a variety of community members and stakeholders were engaged to understand how the park was being used and how it could be improved in the future. As part of the master planning process, plans were made to relocate the Rodeo Grounds to their current location in the park and to create a loop road in the interior of the park to facilitate access.



West Jordan City Veterans Memorial Park Master Plan Update (2005)

In 2005 the city officially changed the name of West Jordan City Main Park to West Jordan City Veterans Memorial Park. Many of the improvements planned for in the 2002 update had been completed between 2002 and 2005. The purpose of this update was to plan and design for a new veterans memorial and also plan for remaining undeveloped areas of the park. In accordance with this update the veteran's memorial was placed at the terminus of 1985 W.



West Jordan Parks, Recreation, Trails and Open Space Master Plan (2019)

In 2019, in accordance with direction in the West Jordan City General Plan to regularly update the Parks Master Plan, and with rapid growth on the west side of the city creating new demand for park facilities, the city updated the "Parks, Recreation, Trails and Open Space Master Plan." Recommendations included building additional parks to meet the needs of new residents as the population grows as well as continuing to build out a comprehensive trail network connecting neighborhoods and parks within the city. The master plan also called for an update to the Veterans Memorial Park Mast Plan to reflect changes on the park site that have happened since 2005.

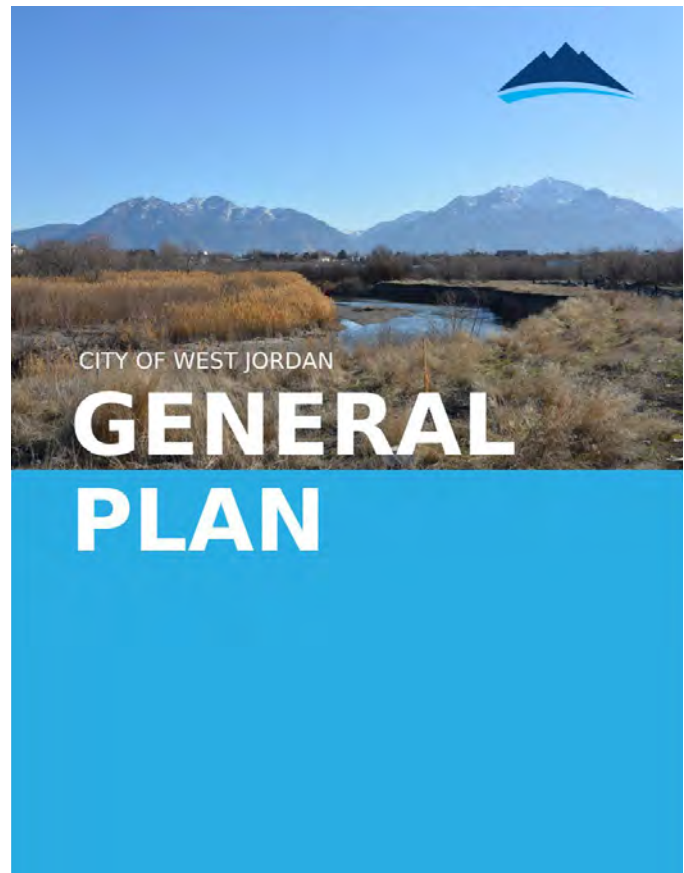


West Jordan General Plan Update (2023)

The previous West Jordan General Plan update was completed in 2019. The city's mission, as stated in the General Plan, is to "maintain existing development, plan for future growth, provide public services, and enhance existing qualities that are unique to the City of West Jordan".

Within the General Plan chapter on Parks, Recreation, Trails and Open Space, the following goals were policies were put in place to guide development of the park system in the future:

- Provide an integrated, connected, and diverse system of parks, recreation programs and trails that are physically and economically accessible to community members
- Provide recreation opportunities to City residents of all economic backgrounds
- Design and construct park and recreation facilities that conserve natural resources such as water and set an example for the community
- Encourage the most efficient use of land and resources in order to provide citizens with the greatest benefit



Existing Events, Programming & Amenities

As the central park in the West Jordan Parks System, Veterans Memorial Park is home to many different amenities and events which are well loved by individuals across West Jordan and beyond. The kinds of recreational amenities and events found within Veterans Memorial Park fall on a

broad spectrum including athletic, historical, cultural, civic, educational, health and fitness, and many others. These diverse and many times unique recreational offerings are the hallmark of the park, and are what bring in visitors and set it apart from other parks and recreational facilities in the area.

The location of key park amenities, and events are highlighted below



Amenities

- ① Wild West Jordan Playground
- ② West Jordan Library
- ③ Gene Fullmer Fitness & Recreation Center
- ④ West Jordan Veterans Memorial
- ⑤ West Jordan Rodeo Ground
- ⑥ West Jordan Community Swimming Pool
- ⑦ West Jordan Historical Museum

Events

- ⑤ West Jordan Western Stampede
- ⑧ West Jordan 4th of July Festival
- ⑧ West Jordan Carnival

 **Project Study Area**

Constraints & Opportunities

In analyzing previous master planning studies completed for Veterans Memorial Park, as well as the current events, programming and park amenities existing conditions, a number of opportunities, as well as constraints were identified that could impact future redevelopment and improvements made to the park.

Opportunities

- **Space Within the Park for Redevelopment** – The footprint of the existing park is very large, at over 60 acres. The park features many amenities and features well loved by the community but because of the large amount of space, these existing features do not fill the entirety of park. There are still large areas of the park where new amenities or programming could be placed without disturbing the existing features of the park that are most used and where there is a desire that they remain in their current location. Additionally, while the demolition of the West Jordan Sugar Factory was an unfortunate loss for the community, it did open a significant amount of space south of the park which could be used for expansion of park amenities.



- **Diverse and Popular Amenities with a Regional Draw** – As the main city park within West Jordan since the 1950s Veterans Memorial Park is home to some of the city's most cherished park facilities, cultural amenities and community events. Unlike many other parks which are focused on one specific type of use, such as youth sports, or arts and culture, Veterans Memorial Park has a diverse group of amenities and is used by many different groups of people for different events and activities. These amenities and events also often have a regional draw, bringing in visitors from surrounding cities and beyond.



- **Emphasizing the Veterans Memorial** – When Main City Park was renamed Veterans Memorial Park in 2005 and the West Jordan City Veterans Memorial was constructed, the hope was that the memorial would become a focal point of the park and help to commemorate the service and sacrifice of members of the armed forces. While the memorial is a beautiful place of contemplation and reflection it still feels relatively disconnected from the rest of the park. There are no clear paths or sight lines leading from the most used parts of the park towards the memorial. There is an opportunity to redesign the park so the memorial becomes the true focal point as was originally intended.
- **Re-purposing Existing Infrastructure** – Much of the infrastructure in the park, especially the existing loop road, has been put in place relatively recently and is still well within its useful lifespan. There is potential to make the needed improvements to the park, including redevelop certain areas, while maintaining most of the existing transportation infrastructure. This can help save dramatically on construction costs and speed up timelines.



Constraints

- **Overuse of Lawn** – Nearly all of the existing landscaping in the park is grass. While grass is useful for sports fields and many active and passive activities it is also very water intensive. Ideally, lawn should be used in targeted areas of the park where it's being used for specific activities. Having lawn cover the majority of the park, including areas where it is not regularly used for any activities, is a drain on the city's water supply and prevents other activities or amenities from taking place.



- **Inefficient Circulation and Parking** – While the internal loop road provides access to the central area of the park it is only a one-way loop and visitors entering and exiting the park often need to traverse the entire loop to reach their intended destination. This problem is compounded by the fact that most parking is located along the loop road as well, often forcing visitors to circle the road multiple times in search of parking. Additionally there is also not enough parking to accommodate all the visitors to the park, especially during large events such as the West Jordan Stampede, and parked cars often spill out to surrounding streets and residential neighborhoods.
- **Disconnected Amenities** – Some of the most unique and most visited amenities within or adjacent to the park are relatively disconnected from the central area of the park. This is particularly true of amenities on the north and south side of the park including the West Jordan Historical Park, Rodeo Grounds and the West Jordan Community Swimming Pool. It is difficult to access them without walking long distances or driving out of the main loop and then driving back into the park. While all of these facilities are not owned or operated by the city they are immediately adjacent to park and should integrate well with the other facilities and programming allowing users to easily move between them.

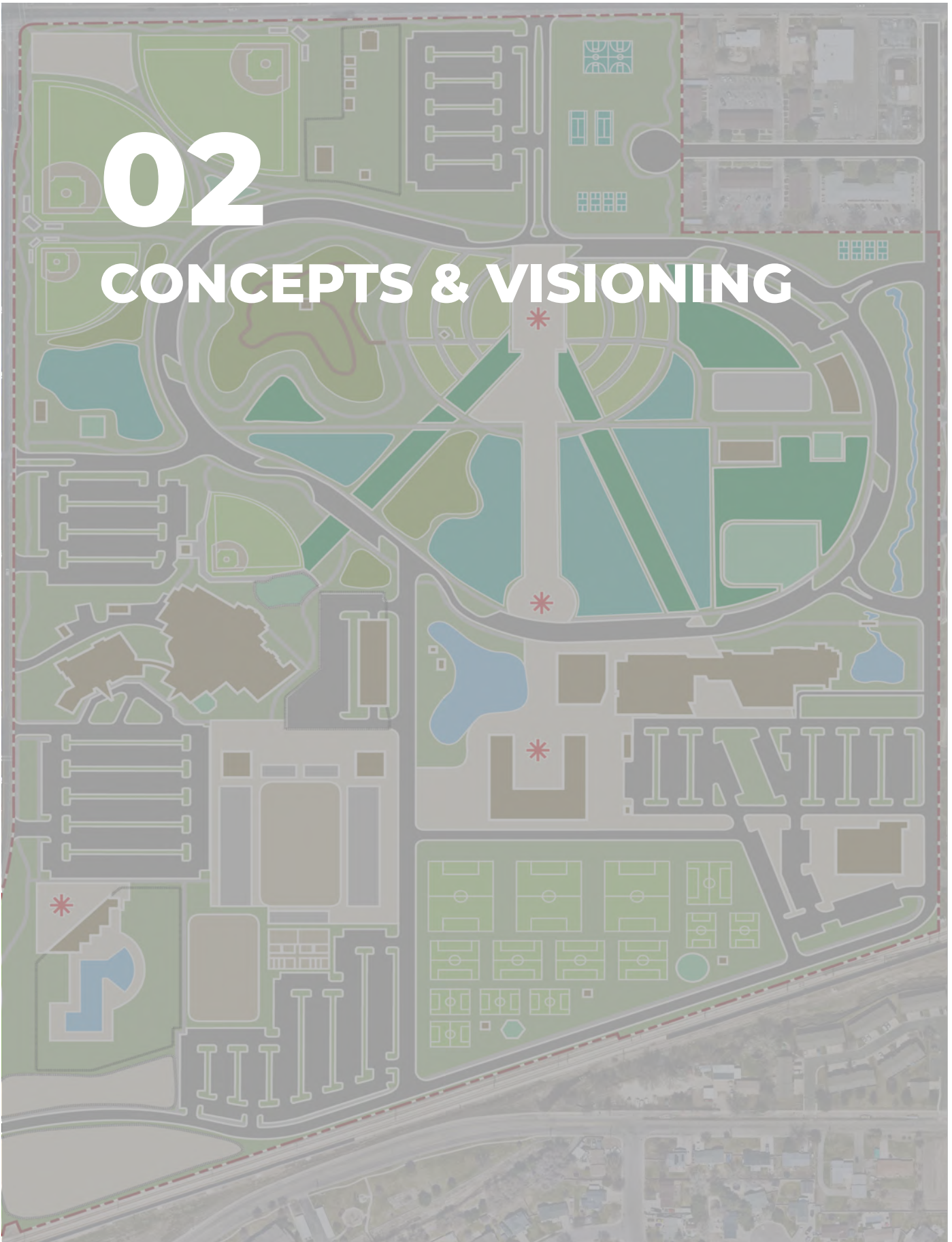


- **Many Competing Interests and Priorities** – The diverse number and type of amenities within the park is one of its biggest assets but also creates difficulties in working through the master planning process. There is only so much programmed space within the park and sometimes events and interest groups have competing needs and disagree on how space should be used. Balancing the wants and needs of many different park users will be critical to the continued success the park and in maintaining it's central role in the West Jordan community.



02

CONCEPTS & VISIONING



Introduction & Key Principles

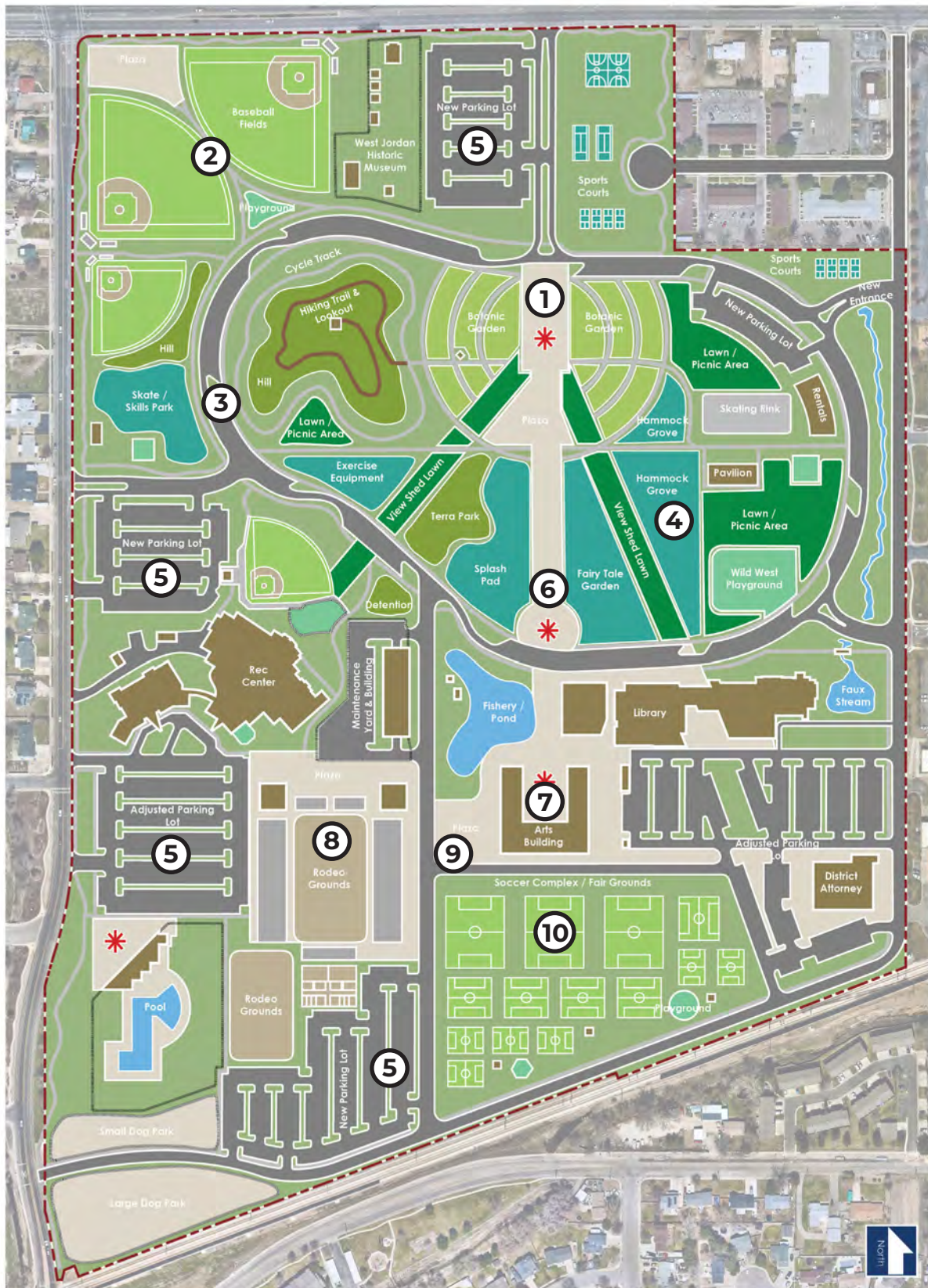
Before developing preliminary concept plans, the first step is to analyze the existing conditions of the site to better understand its unique context. For Veterans Memorial Park, this was done through examining previously completed master plans for the park and the larger parks system, understanding existing amenities, events and programming, and identifying key opportunities and constraints. In addition to this analysis, stakeholders from the city were consulted, including members of the Parks and Recreation department, the planning commission and the city council. They provided additional information that was critical to help fill in gaps and better outline a vision for the desired future of the park.

Incorporating this understanding of the existing conditions of the park, as well as feedback from project stakeholders two preliminary concept plans were developed for the park. The development of both concepts was guided by the following general principles:

- Address and find solutions to key issues and constraints indicated in the existing conditions study and as identified by project stakeholders
- Provide variation between the two concept plans as to provide a range of potential solutions and allow for consideration and debate of multiple, viable, development scenarios
- Work to accentuate features of the park that are working well and are well loved by members of the community while ensuring they do not detract from other features and still fit within the overall context
- Improve access to and within the park so individuals and community members can more easily access the park and the events and amenities it has to offer
- Provide new and additional amenities to the park based on the needs and wants of local residents to reduce the use of lawn and improve underutilized areas



Concept Plan A



Concept A

Highlighted Features & Amenities

1. Enhanced Veterans Memorial w/ Botanical Gardens
2. Relocated Baseball Fields
3. New Skate/Skills Park
4. View Lawns Connecting Major Focal Points
5. New/Expanded Parking Lots
6. New Splash Pad & Plaza
7. New Arts Building
8. Relocated Rodeo Grounds
9. New Interior N/S Road and Pedestrian Access
10. New Soccer Complex/Relocated Fairgrounds

Opportunities

- **Expanded Veterans Memorial Becomes Focal Point** – New botanical gardens radiating out from the existing memorial plaza, along with view corridors connecting to the major buildings within the park help make the memorial a major focal point and center of peaceful reflection within the park.

- **New Dedicated Fairgrounds & Soccer Complex**
With the Rodeo grounds relocated slightly to the west, that new space can be used as a dedicated space for the city fair. It could also be used as a youth soccer complex during the rest of the year. This frees up space within the central area of the park for other events and amenities and allows the fair to share parking with the rodeo next door.
- **Improved Circulation & Parking Access** – An additional entrance to the loop along 1825 W, a fully paved 8150 S and a new north/south road connecting the loop with 8150 S improve access to the park and allow easier circulation within it. Additionally, new parking lots on the North, West, and South sides of the park provide more parking, without forcing visitors to the park for specific events to enter the internal road network.

Constraints

- **No New Dedicated Maintenance Area** – The facility maintenance area is still located in the center of the park between many of the major amenities. This puts maintenance crews and vehicles in direct conflict with pedestrians and park visitors and limits room for potential facility expansion in the future.



Concept Plan B



Concept B

Highlighted Features & Amenities

1. New Arts Building
2. Consolidated Youth Sports Area
3. Central Lawn/Plaza for Fairgrounds
4. Eliminated One-Way Loop Road
5. Promenades Connecting Major Amenities
6. New Skating Ribbon
7. Irrigation Pond Re-purposed as a Fishery
8. New Rodeo Grounds Plaza
9. Large New Space for Event Parking
10. Relocated Maintenance Facility

Opportunities

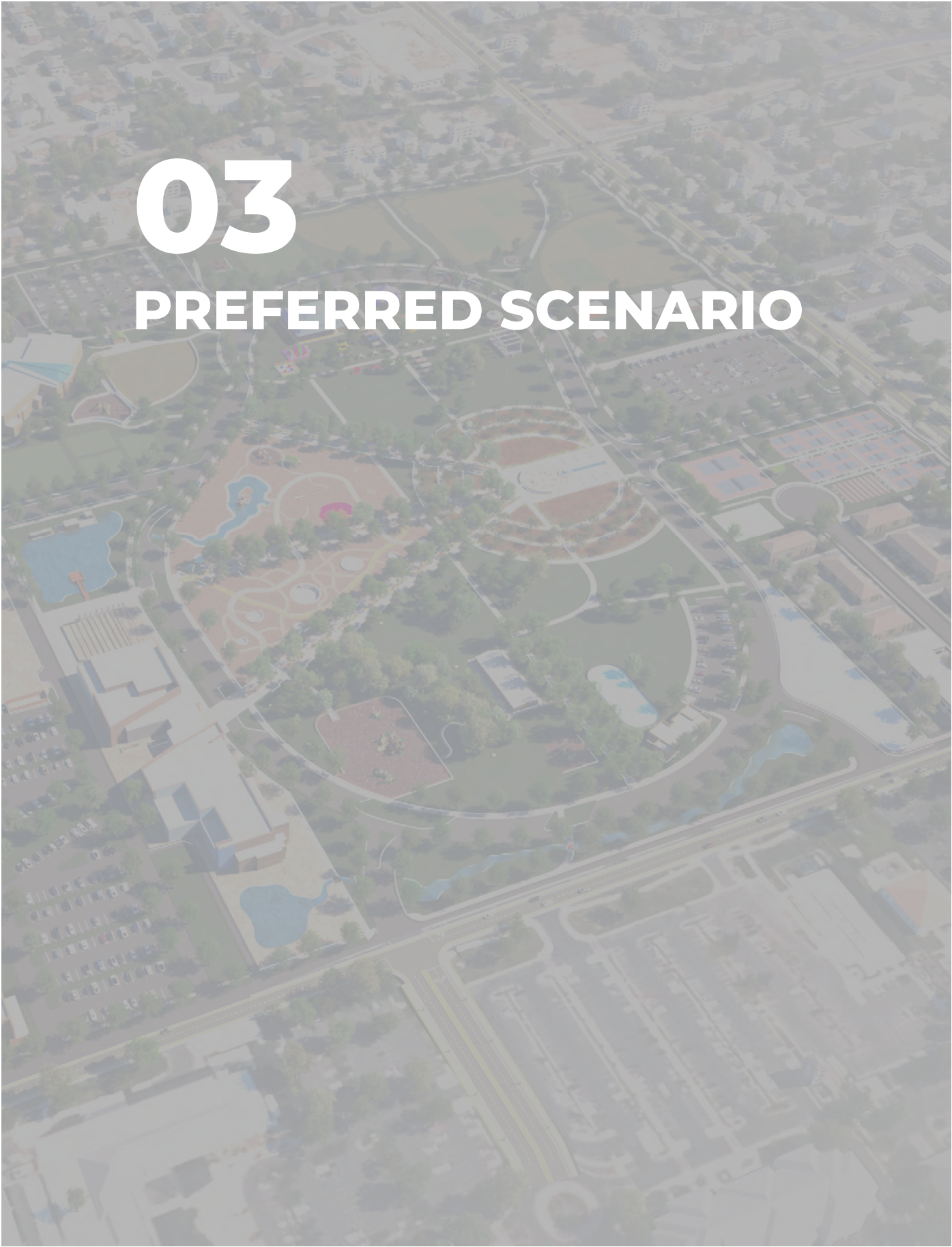
- **New Arts & Culture Campus** – A new arts building and greenhouse/botanical garden are located next to the West Jordan Historic Museum, creating a new arts and culture campus on the north side of the park. This provides opportunities to share resources and integrate events and activities between the different facilities.

- **Consolidated & Separate Youth Sports Complex**
Youth baseball and soccer fields are consolidated to form a single complex on the west side of the park. This opens up space for new amenities in other areas of the park, improves efficiency, and reduces impacts of youth sports events on other park users and activities.
- **Irrigation Pond Becomes Community Amenity and Connecting Feature** – Irrigation pond is opened up and becomes a dual purpose pond stocked with fish creating an attractive and unique park amenity. A new plaza space directly adjacent to the pond opens up to other adjacent amenities like the library, rodeo grounds, recreation center helping to connect each of these formerly disjointed spaces.

Constraints

- **Less Parking Spread Throughout The Park** – There is a large new parking lot on the south edge of the park which will function well during large events like the West Jordan Stampede. However, because most of the parking is concentrated in one area, there is less parking in the center of the park for amenities like the youth sports complex or skating rink.



An aerial rendering of a proposed park development. The central feature is a large, circular park area with a winding path, several small ponds, and a central open space. Surrounding this central area are various amenities including a playground, a sports field, and a parking lot. The park is situated within an urban environment, with residential buildings and streets visible in the background. The overall design emphasizes green space and recreational facilities.

03

PREFERRED SCENARIO

Introduction & Key Principles

Once preliminary concepts have been created and analyzed to understand the opportunities and constraints of each concept, then the process to create the preferred scenario can begin. In the case of Veteran's Memorial Park two concepts were created which were used to formulate this preferred scenario. West Jordan City and Parks Department officials gave feedback on each of the concepts including specific features they both liked and disliked in each as well as how the . The project team also had the opportunity to review the preliminary concepts and identify pros and cons.

After review, City and Parks Department officials, in conjunction with the project team, decided to move forward with a preferred scenario that was a combination of the best elements from concept plans A and B. Key elements from each concept that are included in the preferred scenario are listed below:

Concept A

- Maintained central loop road with additional access points to save construction costs and provide interior circulation.

- Expanded Veterans Memorial with additional gardens and radiating promenades.
- New children's area with splash pad, terra park and fairy tale garden.

Concept B

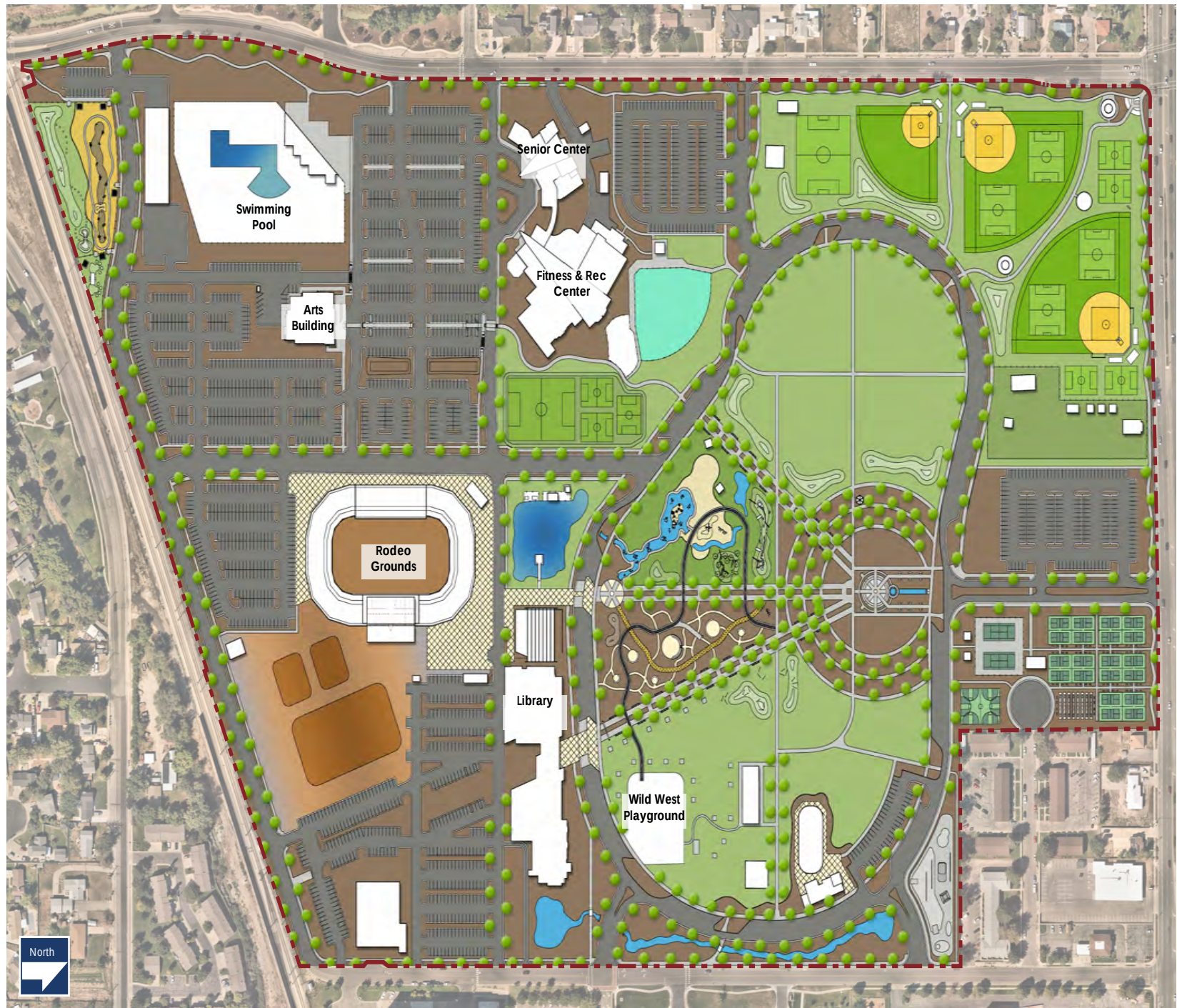
- Rodeo Grounds stay in their existing location but seating is added and the staging area is expanded.
- The maintenance facility is relocated from its current location to just south of the West Jordan Community Pool.
- New children's area with splash pad, terra park and fairy tale garden.
- A new skate park is included in the northeast corner of the park between the loop road and 1825 W.

Taking the aspects from each preliminary concept and incorporating them into the preferred scenario best allowed for the realization of the goals outlined by stakeholders at the beginning of the project. The preferred scenario includes solutions that: improve parking, access, and circulation within the park, reduce the use of lawn and underutilized areas, and provide additional amenities. All of this is done while maintaining existing features of the park that are working well and minimizing expensive infrastructure improvements.



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Preferred Plan - Full Site



Preferred Plan -
Labeled



Key Existing Features Preserved & Improved

1 Wild West Jordan Playground

The beloved wild west themed playground is preserved but is now connected to the new children's storybook land and splash pad via a new "wild west railroad" pathway.

2 Gene Fullmer Fitness & Recreation Center

New multi-purpose fields are added immediately to the west to supplement existing Rec Center facilities and provide new opportunities for outdoor recreation and organized sports in conjunction with existing Rec Center programs.

3 Central Loop Road

The existing central loop road is maintained to provide vehicle access and parking to internal areas of the park. One additional access connecting the loop road and 1825 W is added, providing an additional entrance and exit for visitors to the interior areas of the park.

4 Veterans Memorial

The current Veterans Memorial, constructed in 2005, is maintained but expanded on, becoming a true focal point within the park. New tree lined promenades lead from the memorial to the Library, Rodeo Grounds and Recreation Center, focusing views and connecting the other major destinations within the park to the memorial. New poppy fields and a botanical garden are added to surround the existing memorial creating a peaceful space for contemplation and reflection.

5 West Jordan Library

Outdoor classrooms, council rings, and story book theming, within the new splash pad and children's play area, integrate with and help supplement existing library programs. This provide an additional amenity for library visitors to enjoy.

6 Fitness Loop

The park currently has a handful of exercise stations in the northeast side of the park. We plan to adjust thier location with the new park layout and enhance/add stations and a looped mile running path.

Key Existing Features Relocated or Expanded

7 Lighted Multi-Purpose Field Complex

The youth baseball fields have been shifted from inside the loop to the northwest corner of the park. The number of ballfields has also been right-sized to fit the needs to of the West Jordan community. Youth soccer fields that were already in the northwestern area of the park are now integrated into the outfields and extra space around the ballfields, providing greater efficiency and allowing for multi-purpose uses.

8 Maintenance Facility

The maintenance facility is relocated from just south of the Rec Center to a new expanded facility immediately south of the West Jordan Community Pool. This new location provides more space for indoor and outdoor storage, better access using the new 8150 S road, and minimizes conflict between maintenance equipment and staff, and park users.

9 Rodeo Grounds

The rodeo grounds remain in their existing location but are greatly enhanced to improve the visitor experience. Seating is extended around all sides of the rodeo ground with some covered seating provided also provided. The staging and training area is also expanded, with a covered portion as well. A new plaza surrounding the arena will provide space for food trucks and other pre- and post-rodeo activities. These improvements will also enable the city to potentially host other non-rodeo events, creating a new amenity and possible revenue stream for the city.

10 Carnival & Event Area

The area vacated by the youth ballfields now becomes the new, dedicated home of the West Jordan Carnival and other large events.

11 Site-Wide Parking Areas

New parking areas are provided and existing parking areas are expanded to create a total of 1,186 new parking stalls. Parking areas are also configured to allow for almost all visitors to enter, park, and exit without having to use the loop road.

12 Internal Access Roads (Viridian Rd. & 8150 S)

Internal access roads were shifted and improved to provide for better east/west and north/south circulation and allow visitors to access major amenities without traversing the entire park.

Key New Features Proposed

13 Children's Play Area (Storybook Land)

A new children's play area will be built to the south of the Veteran's memorial incorporating both a splash pad and story book themed play area in one integrated space. The story book land will include references to Johnny Appleseed, The Wizard of Oz and Paul Bunyan among many others. Some example playground amenities will include a nature playground, "John Henry's Railroad," and "the Yellow Brick Road." The splash pad area will have a natural design but also incorporate folk history figures and stories such as Blackbeard and Amelia Earhart.

14 Skate Park

A new skate park will be constructed in a currently under used area of the northeast portion of the park. This will bring a new group of visitors to the park and provide much need space for a growing group of skaters, but in a location that will minimize the impact on other amenities and events within the park.

15 Dog Park

A new, fully enclosed dog park will be constructed in the far southwest corner of the park. The location at the corner of 2200 W and 8150 S will provide easy access in and out for dog owners. Within the park there will be separate, fenced, off-leash areas for both large and small dogs complete with all kinds of play equipment.

16 Sports Court Facility

A new sports complex will be built on the northern edge of the park, adjacent to 7800 S. The complex will include pickleball, tennis and basketball courts as well as horseshoe pits. Lights will allow for evening play and the new parking lot next to the complex, on the north side of 1985 W, will allow visitors to access the courts and park directly from 7800 S.

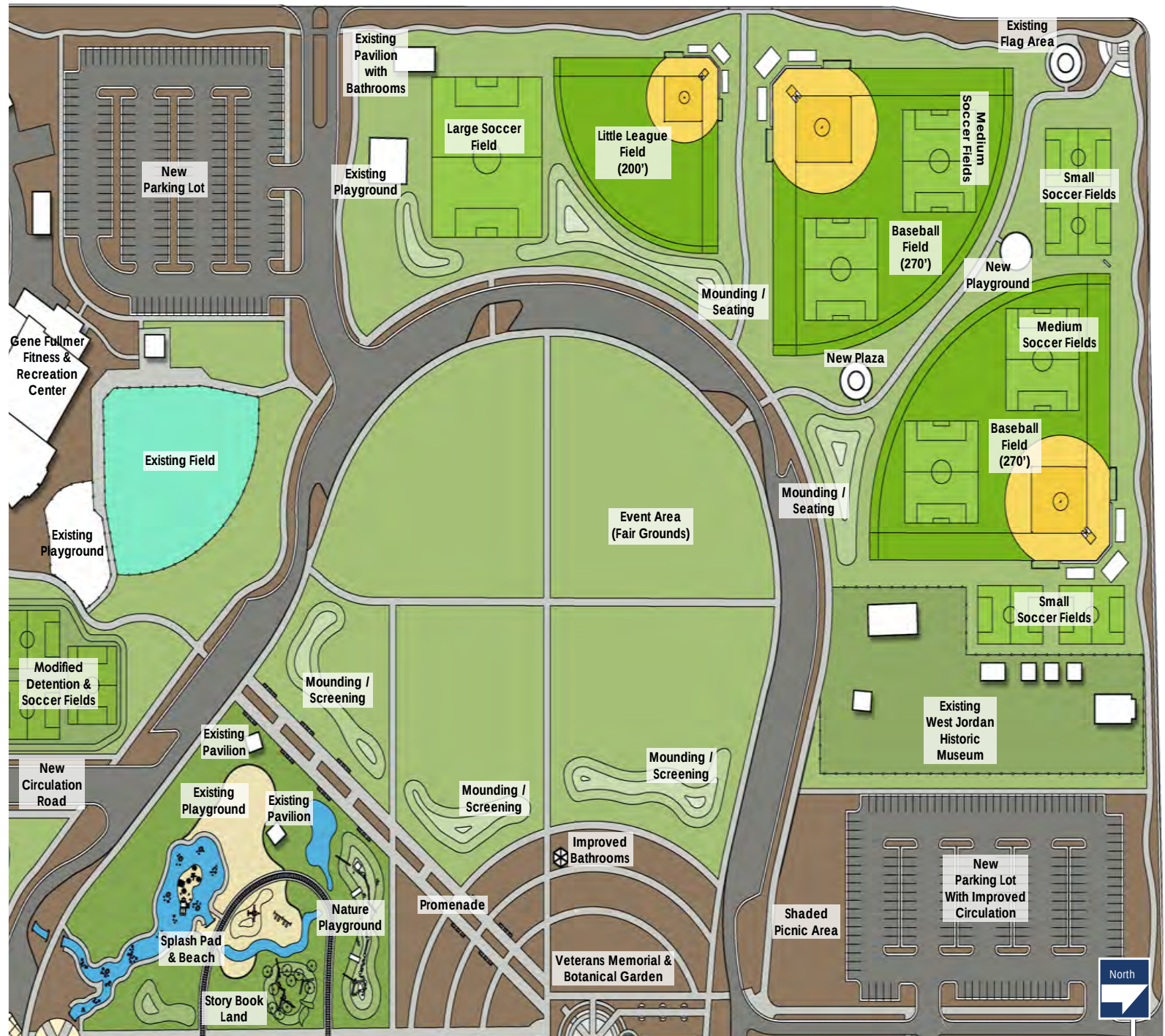
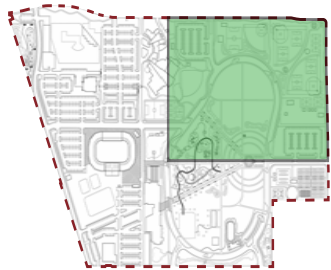
17 Multi-Season Skating Rink

A new skating complex will be built on the south side of the park. The complex will include a rink, which can be transferred from ice skating in the winter to roller skating in the summer. It will also have an auxiliary building for skate rentals and restrooms. Parking and access will come from the loop road and with additional parking coming from the new parking lot located directly to the north.

Preferred Plan - Southwest Area



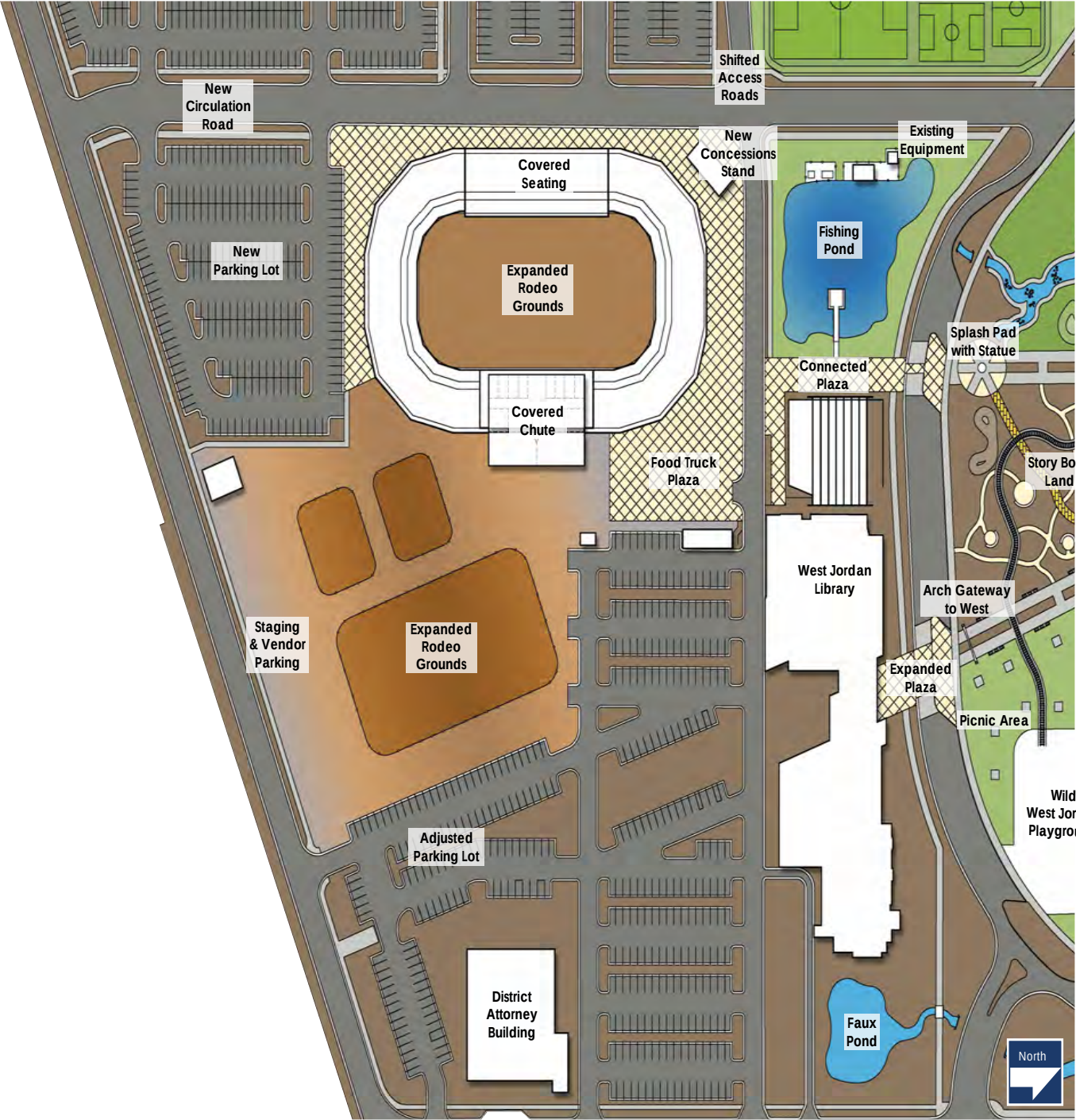
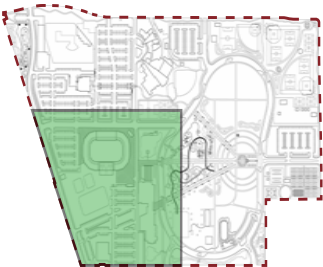
Preferred Plan - Northwest Area



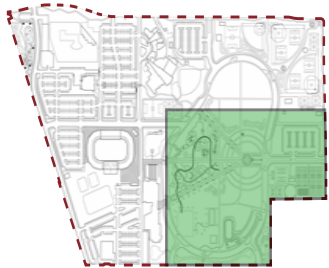
Poppy Field



Preferred Plan -
Southeast Area

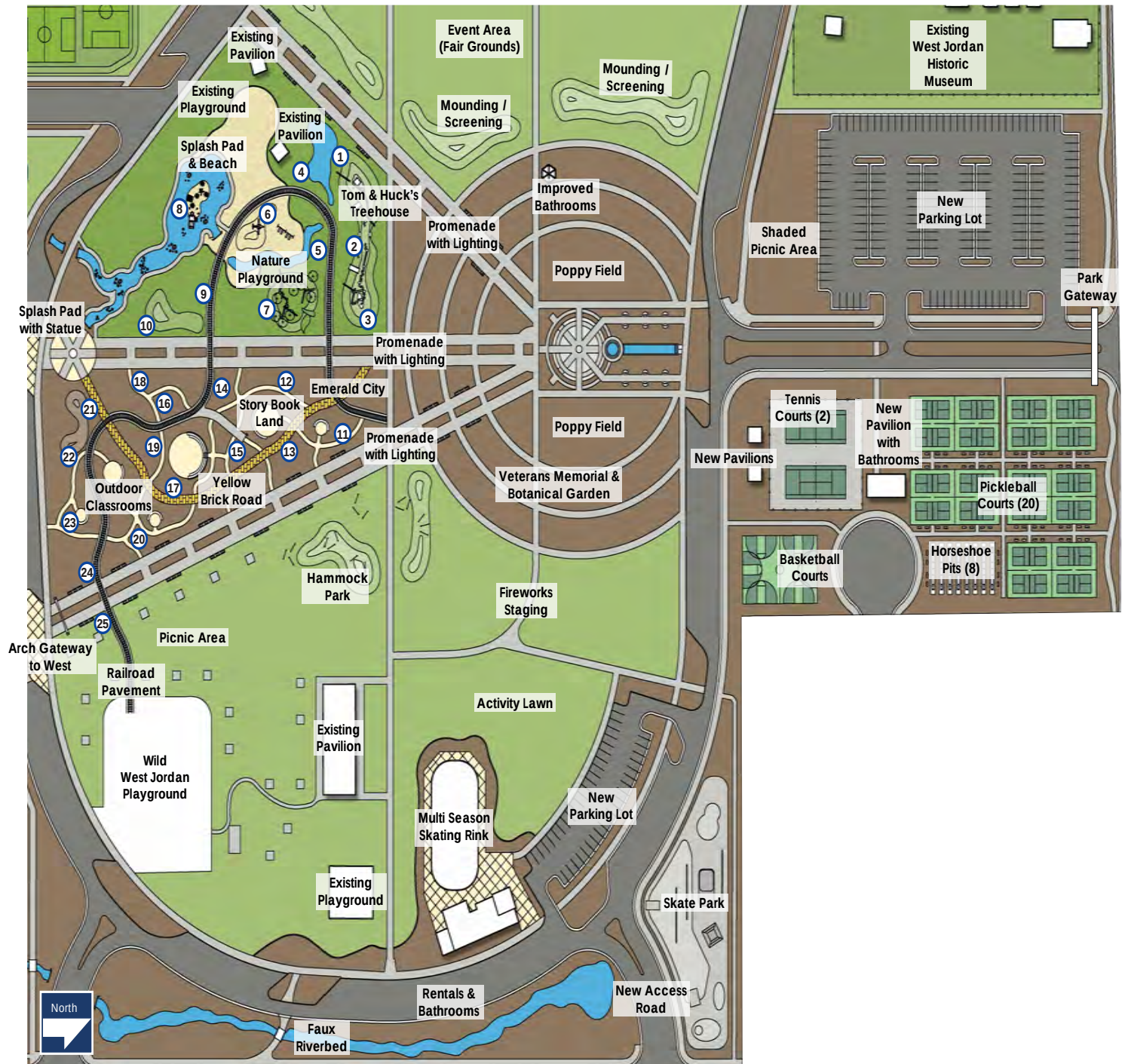


Preferred Plan - Northeast Area



Storybook Land Characters Legend

- | | |
|-----------------------------|---------------------------------|
| 1 Huckleberry Finn | 14 Little Engine That Could |
| 2 Paul Bunyan | 15 Where the Sidewalk Ends |
| 3 Babe the Blue Ox | 16 3 Little Pigs |
| 4 Where the Wild Things Are | 17 Rip Van Winkle |
| 5 The Lorax | 18 3 Bears |
| 6 Amelia Earhart | 19 Goldilocks |
| 7 Johnny Appleseed | 20 If you Give a Mouse a Cookie |
| 8 Blackbeard | 21 The Gruffalo |
| 9 John Henry | 22 Brier Rabbit |
| 10 Bo Peep | 23 Mother Goose |
| 11 Little Red Riding Hood | 24 Annie Oakley |
| 12 The Cat in the Hat | 25 Pecos Bill |
| 13 Dorothy | |
| 13 Tin Man | |
| 13 Scarecrow | |
| 13 Cowardly Lion | |





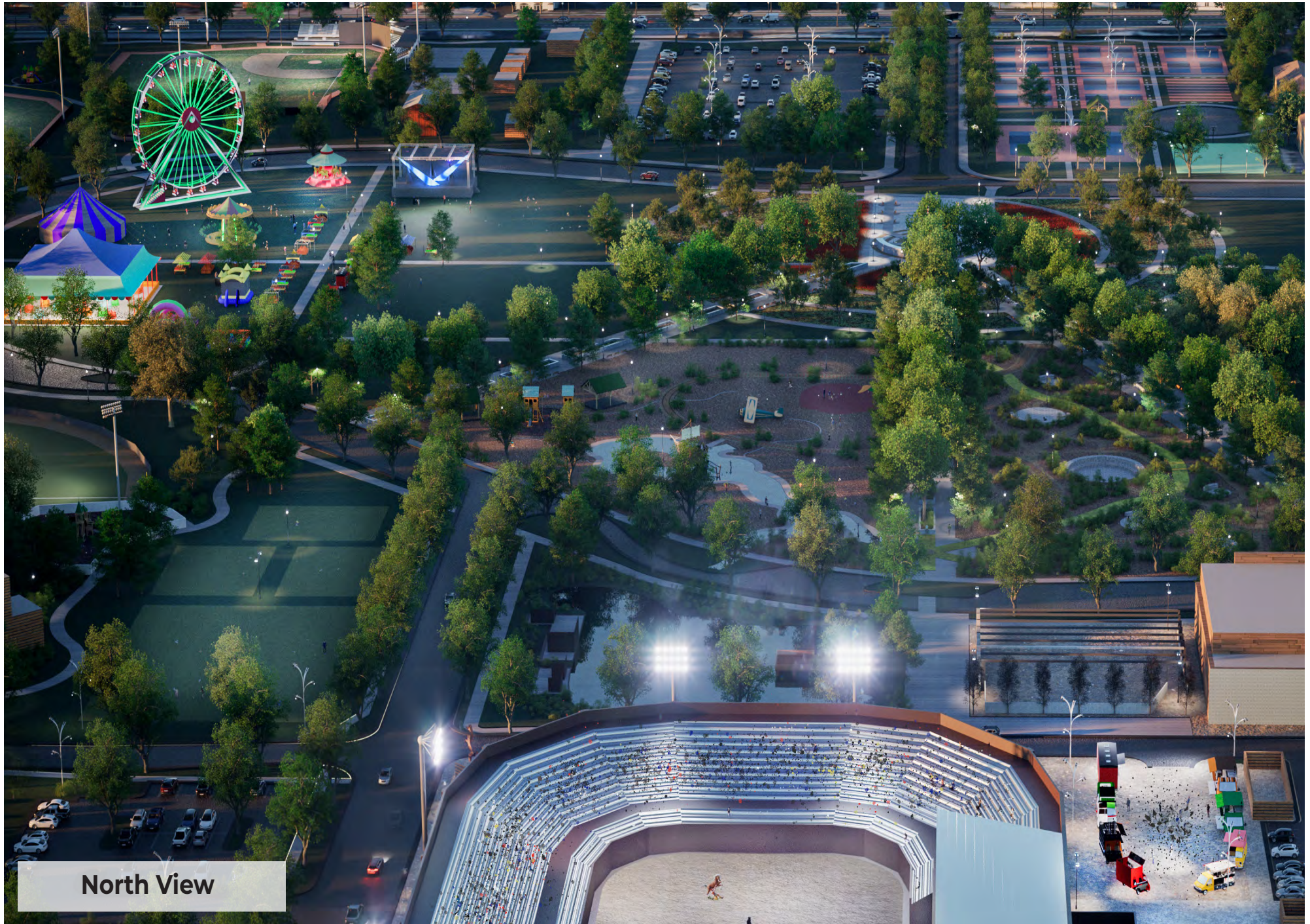
Birds-Eye South West View



South West View



Birds-Eye North East View



North View



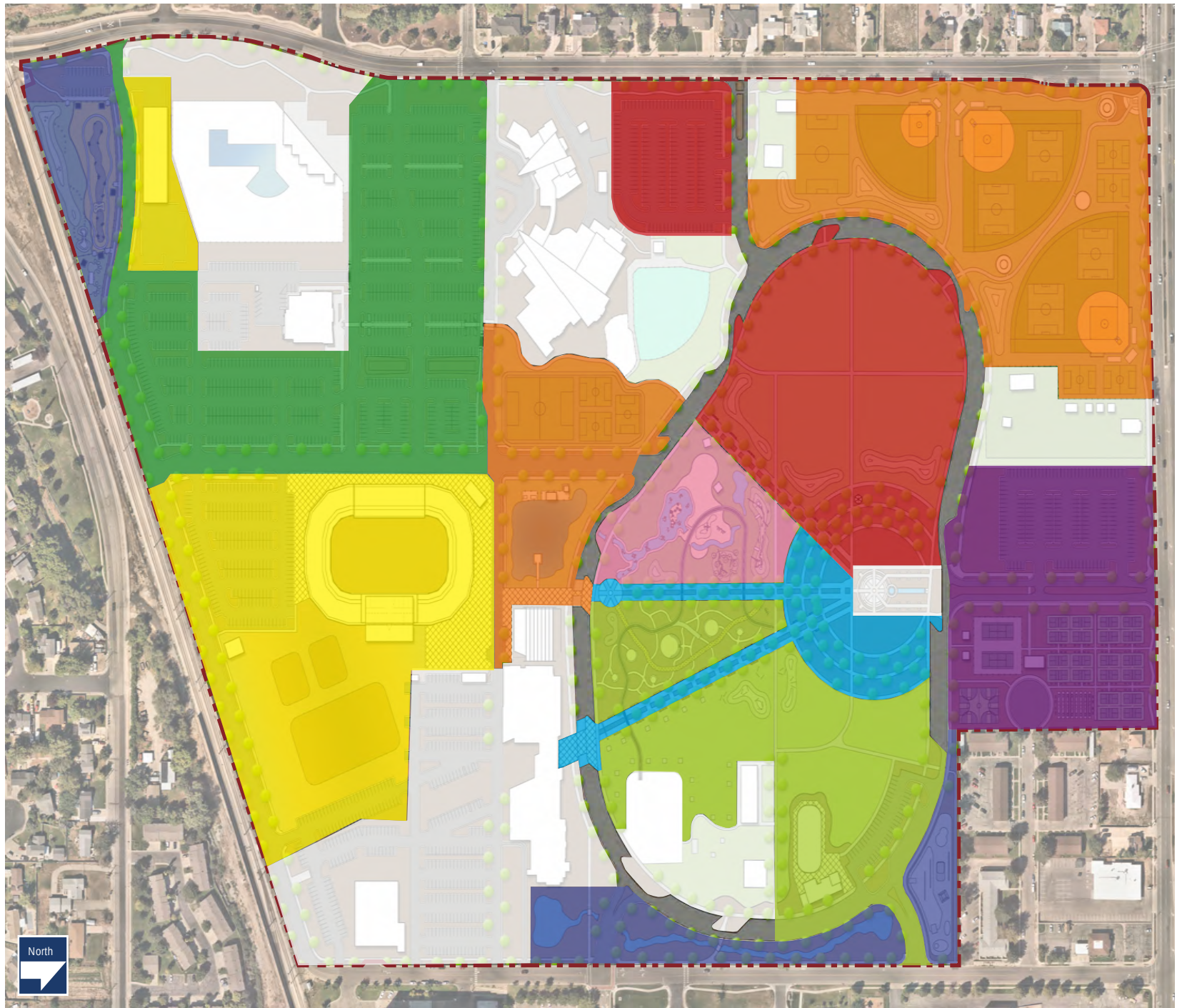
North West View



First-Person North West View

Priority Phasing Plan

- Phase 1**
-North Parking lot and sport courts
- Phase 2**
-Memorial promenades and botanical gardens
- Phase 3**
-South Parking lot reconfiguration and expansion
- Phase 4**
-Rodeo Stadium and Maintenance Building
- Phase 5**
-Irrigation Pond expansion, Detention Pond Soccer fields and Baseball Fields relocation.
- Phase 6**
-Festival Grounds and West Parking lot and promenade
- Phase 7**
-Storybook Garden Part 1, hammock and picnic areas, New NE Entry and skating rink with parking lot
- Phase 8**
-Storybook Garden Part 2
- Phase 9**
Dog Park and Skate Park with possible expansion area.



Priority Cost Estimates

Phase 1 \$4,730,720

This phase provides parking lot to support future phases. It also includes sports courts as a client priority and for future development of current sport court locations in the park.

Phase 2 \$2,080,720

This phase provides the connecting amenity enhancing the memorial and linking the memorial with the rodeo grounds that will be developed in phase 4.

Phase 3 \$1,858,830

This phase is to reconfigure the existing parking lot while expanding the parking in anticipation for the next phase.

Phase 4 \$10,791,810

This phase is the expanded rodeo stadium and grounds (highest cost, highest priority) as well as additional parking for the expanded rodeo facilities. The new maintenance building and yard are included in this phase to provide a better base of operations for the park maintenance.

Phase 5 \$1,474,450

This phase will complete areas between the rodeo and open space of the park and relocate ball fields to accommodate Phase 6. This area includes the expansion of the irrigation pond, an addition of soccer fields to the detention area next to the recreation center, and the development of the NW corner of the park.

Phase 6 \$1,866,700

Construct fairgrounds and build additional parking for fairgrounds access (after relocating ball fields).

Phase 7 \$2,293,150

This phase includes priority amenities after fairgrounds move, as well as creating a new "loop" entry for improved park access. This phase includes better configured picnic areas, hammock groves, an ice rink and building, and the passive storybook gardens with council rings and story character statues.

Phase 8 \$1,735,780

Build the second phase of the storybook garden (filling available space). This phase includes a water play area, terra park, and other play structures for a more active storybook garden.

Phase 9 \$2,342,840

This phase includes the lowest-priority amenities, completing park development.

Total - \$29,175,000

Construction Phasing Plan



Phase 1

-Festival Grounds and and Baseball Feilds Relocation.



Phase 2

-North Parking lot and sport courts



Phase 3

-Rodeo Stadium and Maintenance Building, South Parking lot reconfiguration and expansion



Phase 4

-Memorial promenades and botanical gardens, Storybook Garden, Irrigation Pond expansion, Detention Pond Soccer fields.



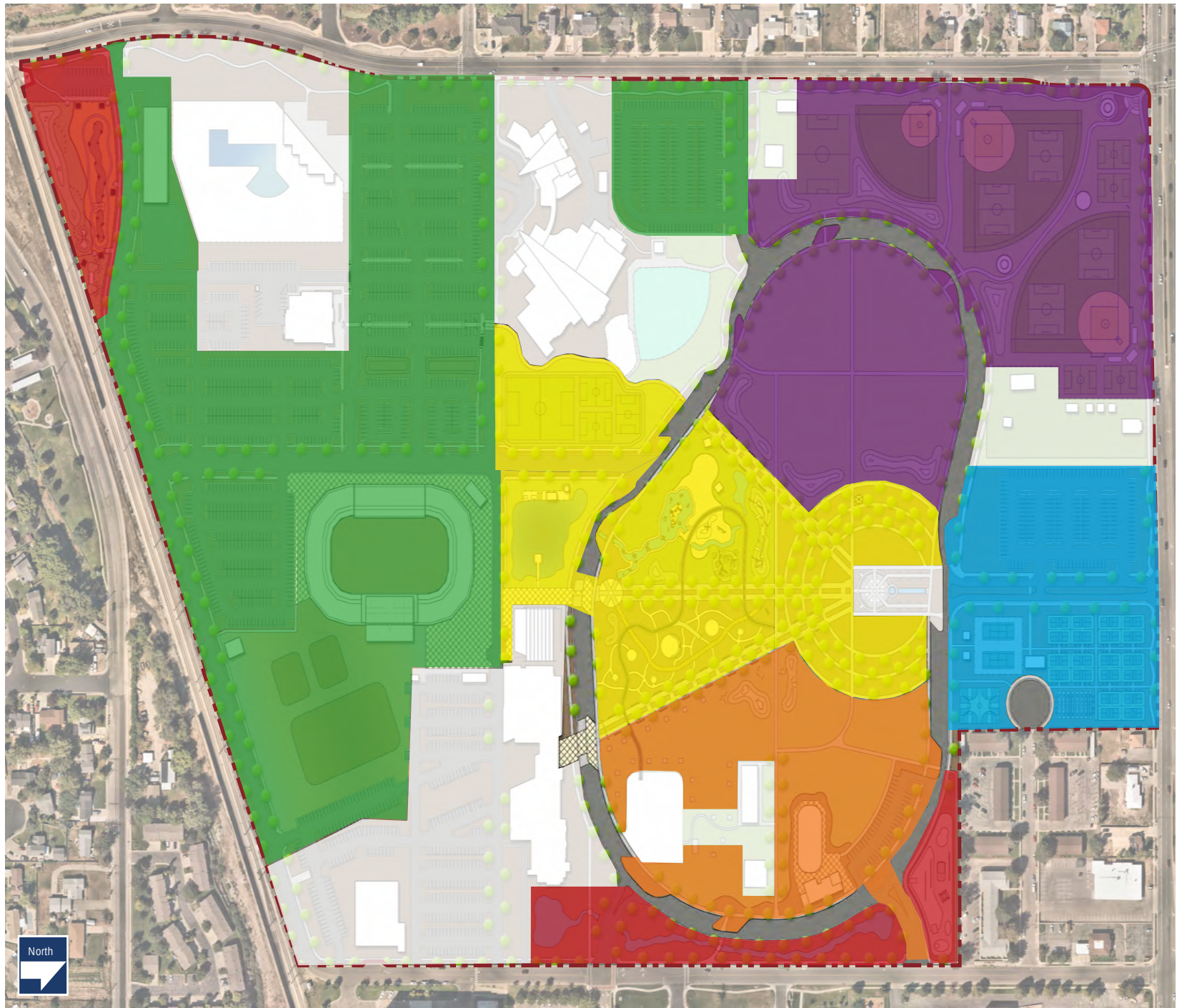
Phase 5

-Hammock and picnic areas, New NE Entry and skating rink with parking lot



Phase 6

Dog Park, Skate Park with possible expansion area.



Construction Cost Estimates



Phase 1 \$771,070

This phase provides construction staging so that uses can be transitioned to new areas of the park.



Phase 4 \$7,046,940

This phase enhances the memorial and provides the major development of the children's story-book gardens that will activate and enhance the center of the park.



Phase 2 \$4,730,720

This phase provides needed parking for future park expansion and moves the sports courts to the north east area of the park, allowing for redevelopment of the current sport court locations.



Phase 5 \$343,380

This phase provides extra development to support the new children's storybook by providing passive spaces for users and more parking in the loop, with an additional entry for easier park access.



Phase 3 \$13,390,050

This phase is the expanded rodeo stadium and grounds (highest cost, highest priority). This development will financially support the future phases.



Phase 6 \$2,892,840

This phase is kept to the last as it was the least prioritized amenity on the clients list.

Total - \$29,175,000



MINUTES OF THE CITY OF WEST JORDAN CITY COUNCIL WORK SESSION

Wednesday, February 9, 2022 - 5:30 pm
Approved March 9, 2022

West Jordan City Council Chambers • 8000 S Redwood Road • West Jordan, UT 84088

COUNCIL: Chair Kayleen Whitelock, Vice-Chair Kelvin Green (via Zoom), Pamela Bloom (via Zoom), Zach Jacob, Christopher McConnehey, David Pack (via Zoom), and Melissa Worthen (via Zoom)

STAFF: Council Office Director Alan R. Anderson, Public Services Director Isaac Astill, Community Engagement & Government Affairs Director Tauni Barker (via Zoom), Mayor Dirk Burton, Public Works Director Brian Clegg, Policy Analyst & Public Liaison Cassidy Hansen, Community Development Director Scott Langford, City Administrator Korban Lee, IT Administrative Assistant Rachel MacKay, Fire Chief Derek Maxfield (via Zoom), Assistant City Attorney Duncan Murray, Economic Development Director Chris Pengra (via Zoom), Council Office Clerk Cindy Quick, and City Attorney Robert Wall

CALL TO ORDER

Chair Whitelock called the work session to order at 5:30 pm and read a declaration regarding electronic meetings due to COVID-19.

A. Veteran's Memorial Park Master Plan

Council Member McConnehey explained the purpose of the discussion was to provide staff with Council perspective regarding updates to the Veteran's Memorial Park Master Plan and discuss what the Council would like to see at the rodeo grounds and the park. He presented a proposed timeline for the Veteran's Memorial Park Master Plan update and showed the Master Plan for Veteran's Memorial Park that was approved in 2005.

Council Member McConnehey listed current event uses at Veteran's Memorial Park: Western Stampede; Memorial Day; Veterans Day; third-party special events; Demolition Derby; Monster Truck Event; Small and Tall Ball. Chair Whitelock requested the Linda Butters Memorial 5k and the 4th of July parade be added to the list. Council Member Bloom spoke in support of continuing the annual Memorial Day event, including a breakfast. Chair Whitelock asked if the Memorial Day breakfast was something the Council would be willing to support with Council budget and staffing. Council Member Pack spoke in favor of Council sponsorship with volunteer support. Council Member Worthen said she felt the Council should take ownership of the Memorial Day breakfast. Vice Chair Green spoke of plans for the 2022 Memorial Day event. Council Member McConnehey suggested Council Office Director Alan Anderson coordinate with events staff regarding including a breakfast with the Memorial Day event. Public Services Director Isaac Astill commented that events staff were spread pretty thin but would do their best to work with the Council. Council Member McConnehey requested details regarding what was planned and budget impacts for each event.

Vice Chair Green suggested adding a concert in the park to 4th of July/Western Stampede activities, especially when the 4th of July fell on a weekday rather than a weekend. Council Member McConnehey asked if the Council would be interested in adding a flag retirement ceremony to the

list of annual events. Vice Chair Green, Chair Whitelock, and Council Member Jacob expressed support.

Council Member McConnehey expressed a desire to get more and better use out of the rodeo arena. Council Member Pack said he agreed with the idea of renting out the facility for events. City Administrator Korban Lee said he would love to get more use out of the rodeo arena but commented that renting the facility to third parties was a big drain on City staff and resources. He asked if the Council wanted staff to create a budget to facilitate third-party events moving forward. Council Member Jacob expressed support for a separate budget and said he would want rental fees to be commensurate.

Council Member Worthen suggested reaching out to find year-round corporate sponsors for the venue if year-round use was planned. Responding to a question from Council Member Bloom, Council Member McConnehey said the Council had conversations in the past with sound technicians who had indicated ways to reduce noise impact on surrounding neighborhoods. He suggested incorporating plans for the rodeo arena into the Veteran's Memorial Park Master Plan to facilitate moving forward.

Mr. Astill commented that a small-scale concert in the arena would involve a \$60,000 - \$100,000 investment. Vice Chair Green said he knew Draper City encouraged corporate sponsorship to offset event costs, with small benefits provided to the sponsors.

Council Member McConnehey suggested improving electrical infrastructure designed for food trucks and other uses to reduce noise from generators. Council Member Worthen agreed. Vice Chair Green suggested identifying grass areas at the park that could be replaced with something requiring less water and maintenance.

Current recreational uses at Veteran's Memorial Park were outlined: multiple playgrounds; baseball fields; pavilion; tennis courts; museum; rodeo/4H activities; art facility (coming soon); volleyball; and soccer. Council Member McConnehey asked the Council to consider whether the plan for Veteran's Memorial Park should include the rodeo area, or if the rodeo arena should have a separate plan. He wanted to keep plenty of open-turf and passive recreational space at the park, but also recognized the need to focus on water conservation. He suggested adding multi-use amenities that would reduce the resources required.

Chair Whitelock asked if there were any recreational uses the Council wanted to remove from the list, and there was no response from Council Members. Council Member Pack suggested adding an animal rescue facility to the list. Council Member Worthen suggested adding a small skate park. She spoke of the possibility of a local arts event and a splash pad. Vice Chair Green liked the idea of a splash pad and suggested a small band stand or amphitheater. Council Member Jacob liked the stage and splash pad ideas as well. He said he believed the museum, as it sat, was a waste of space at the park. Council Member Bloom suggested the museum was incorporated more with the Western Stampede event.

Council Member McConnehey requested a permanent set of flag poles at the rodeo arena before the next rodeo and was willing to pay for the flag poles out of Council Contingency if needed. Council Member Worthen suggested finding a sponsor for the flag poles. A majority of the Council indicated approval for directing staff to obtain cost estimates. Vice Chair Green suggested flag poles should be added at the Veteran's Memorial for the U.S. Space Force and POW-MIA flags. A majority of the

Council expressed agreement. Chair Whitelock said she had received requests from residents for both pickleball courts and a dog park.

Council Member McConnehey suggested the Council consider how much active versus passive space should be included at Veteran's Memorial Park. He asked the Council to consider water wise planning, maintenance requirements, ongoing reinvestment, and staffing as guiding principles for the Master Plan update. Council Member Jacob suggested that perhaps the Council could consider reinstituting a parks fee to protect City budget for parks.

Council Member McConnehey asked if the Council would be in favor of staff looking into options to open up and integrate some of the separate areas of the park for improved connectivity, and no disagreement was expressed. All Council Members expressed agreement with a suggestion for the rodeo arena to be included as a subunit of the Veteran's Memorial Park Master Plan.

Council Member McConnehey gave a brief history of rodeo events in West Jordan. He emphasized that infrastructure plans needed to be considered and updated with the Master Plan update. Council Member McConnehey showed photographs of the current rodeo arena and facilities and pointed out areas for suggested improvement. He showed images of the Spanish Fork rodeo arena and facilities as a comparison.

Council Member McConnehey asked the Council to discuss their vision for the rodeo arena moving forward. Chair Whitelock knew the equestrian park in South Jordan had experienced financial difficulties and she would want to see financial plans and ideas. Council Member Jacob said with creative financing he would love to see the arena become something better. Council Member Pack agreed, he felt the facility was underutilized and expressed support for enhancing the venue. Council Member Bloom was in favor of expansion. Vice Chair Green was not in favor of expanding the rodeo arena itself but would want it to be more useful. He said a good financing plan would be needed. He commented that some type of multi-use facility would be nice, perhaps made of steel or concrete. Council Member McConnehey wanted to see the facility grow. Chair Whitelock asked staff to bring back information about possible expansion/improvement.

City Administrator Korban Lee commented that the City was currently moving forward with the arts facility. He said the request regarding the rodeo arena would require significant staff time and resources and asked for some prioritization from the Council. Chair Whitelock responded that the purpose of the discussion was to help staff understand the Council's vision for purposes of setting a plan. She said she would want staff to provide an idea of how much it would cost to achieve the plan desired and feedback regarding what would not be feasible. Council Member McConnehey commented that it would be difficult to get sponsors without a plan. Mr. Astill said staff would work to put a plan together and provide numbers to the Council.

Chair Whitelock adjourned the work session at 6:54 pm

I, Cindy Quick, hereby certify that the foregoing minutes represent an accurate summary of what occurred at the meeting held on February 9, 2022. This document constitutes the official minutes for the West Jordan City Council Meeting.

Cindy M. Quick, MMC
Council Office Clerk

Approved this 9th day of March 2022



MINUTES OF THE CITY OF WEST JORDAN CITY COUNCIL MEETING

Wednesday, February 9, 2022 – 7:00 pm
Approval March 9, 2022

West Jordan City Council Chambers • 8000 S Redwood Road • West Jordan, UT 84088

COUNCIL: Chair Kayleen Whitelock, Vice-Chair Kelvin Green (via Zoom), Pamela Bloom (via Zoom), Zach Jacob, Christopher McConnehey, David Pack (via Zoom), and Melissa Worthen (via Zoom)

STAFF: Council Office Director Alan R. Anderson, Public Services Director Isaac Astill, Community Engagement & Government Affairs Director Tauni Barker (via Zoom), Mayor Dirk Burton, Public Works Director Brian Clegg, Policy Analyst & Public Liaison Cassidy Hansen, Community Development Director Scott Langford, City Administrator Korban Lee, IT Administrative Assistant Rachel MacKay, Fire Chief Derek Maxfield (via Zoom), Assistant City Attorney Duncan Murray, Economic Development Director Chris Pengra (via Zoom), Council Office Clerk Cindy Quick, and City Attorney Robert Wall

1. CALL TO ORDER

Chair Kayleen Whitelock called the meeting to order at 7:01 pm and read a notice of declaration regarding electronic meetings due to COVID-19.

2. PLEDGE OF ALLEGIANCE

Cassidy Hansen led participants in the pledge of allegiance.

Chair Whitelock presented Council Member Zach Jacob with a gift of appreciation for serving as Council Chair in 2021.

3. CITIZEN COMMENT

Chair Whitelock opened the citizen comment period at 7:03 pm

Citizen Comments:

None

Chair Whitelock closed citizen comments at 7:04 pm

4. EXECUTIVE REPORTS TO COUNCIL

a. Mayor's Report

Mayor Dirk Burton spoke of the current Legislative Session, and invited the Council to join him as he conducted a tour of the Big Bend project with mayors of surrounding cities. He spoke of a recent opportunity to serve as a judge for the We the People Program at West Hills Middle School, and said he was very impressed with the youth. The Mayor expressed appreciation for the teachers who had helped get the youth where they were today.

b. City Administrator's Report

Public Services Director Isaac Astill reported work spaces for most personnel had been relocated in preparation for the planned City Hall renovation. He said staff would share progress photos throughout the project.

Public Works Director Brian Clegg provided an update regarding water line breaks and a pressure regulator problem. He also reported on the 8600 South bridge project with a planned 18-month construction schedule.

Community Engagement & Government Affairs Director Tauni Barker reported the City had received 95% of ARPA matching grant funds for a project in the southwest quadrant. The remaining 5% would be received when the project was completed. She provided an update regarding the current Legislative Session, and said an important issue in her opinion was local control versus state control. Ms. Barker highlighted bills that would have an impact on West Jordan and asked for feedback from the Council. Vice Chair Green said he would spend political capital on developer-driven zoning issues, and suggested partnering with surrounding communities. Council Members indicated agreement with the City remaining neutral regarding retail incentives. Ms. Barker said she agreed with Vice Chair Green's comments.

5. CITY COUNCIL STRATEGIC PLANNING (WORK SESSION)

Chair Whitelock said the objective of the strategic planning discussion was to put together a plan or road map of where the Council would like to see the City in the future and where the Council wanted to spend funds. Prior to the meeting, Council Members provided the following suggested goals:

Airport Development	Infrastructure
Amenities	Leader
Business Development	Net Zero
Commercial Mix	Robust City Center
Destination City	Safe Community
East/West Corridor	Secondary Downtown
Enhance Community through Fiber	Strong Sense of Community
Environmentally Green Building	Transportation
Inclusive City	

Council Office Director Alan Anderson asked the Council to identify items they believed were priorities for discussion first. When questioned, Council Member Jacob explained that his "secondary downtown" suggestion meant that he would like to see West Jordan as a secondary downtown area next to downtown Salt Lake City, and mentioned Seattle and Bellevue, Washington as an example.

Council Member McConnehey asked for further clarification regarding the purposed of the meeting. He commented that the City already had a General Plan and a Transportation Master Plan and asked if the discussion was meant to define a new vision. Chair Whitelock responded that she wanted the Council to lead with a plan to indicated Council desires for the City, with clear direction for staff. Mr. Anderson referenced the request for goals from Council Members and noted the suggestion that West Jordan become a destination city. He said the idea was to identify what elements of existing plans needed to be enhanced or updated for Council goals to become reality.

Vice Chair Green said several ideas on the list appeared to be more overarching philosophies rather than what the Council wanted for the City. Council Member Bloom said several of the suggested

ideas seemed to complement each other and could snowball together. She said for her, business development was crucial because it impacted almost everything else.

The suggested goals were divided into two categories:

Primary/General Philosophies/General Plan (Policy and Budget)

Business Development	Destination City
Transportation (study/money)	Strong Sense of Community/Safe/Inclusive
Community	Infrastructure
Leader in the community	Robust City Center

Secondary/Specific Goals

Airport Development	Amenities (including fiber)
Commercial Mix	East/West Corridor
Energy Efficiency/Green	

Council Members discussed a desire to improve business development processes in the City. Council Member McConnehey pointed out much of what the Council had discussed was already stated in the General Plan. Vice Chair Green said he believed there were things the Council could do to support the General Plan policy-wise and budget-wise in terms of business development. Council Members Bloom and Jacob expressed agreement.

Chair Whitelock said she believed becoming a destination city would require investment. She would like to see an amusement park in West Jordan. Vice Chair Green suggested a policy stating that West Jordan was a destination city, with the Council doing everything they could to make the City a destination city. Chair Whitelock defined “destination city” as a place someone would go to take advantage of the multiple amenities/businesses available. Council Member Pack said he believed it took just as much energy to dream big as to dream small, and said he agreed with the goal for West Jordan to be a destination city. He spoke of requests from residents in the last several years for a skate park. He suggested highlighting and focusing on elements of existing plans to achieve the goals discussed.

Chair Whitelock said she hoped the Council could set goals and determine where to spend money to be proactive rather than reactive. Vice Chair Green said he agreed with establishing Council priority goals and ideas to guide decisions going forward. Council Member McConnehey said he would be supportive of adding something specifically about West Jordan being a destination city to Chapter 3 of the General Plan.

Mr. Anderson shared responses from a citizen survey conducted in early 2021 regarding transportation. He asked if the Council was interested in a policy requiring standardized concrete fencing on arterial streets and standardized streetlights throughout the City. Chair Whitelock said she was interested in such a policy. Council Member McConnehey commented that standardized elements could be emphasized in the urban design portion of the General Plan.

Chair Whitelock suggested the Council schedule a separate work session to discuss the City Center. A majority of the Council indicated approval. The Council discussed transportation goals. Council Member Pack suggested networking with different entities and employing transportation professionals. Council Member McConnehey suggested including money in the next budget to fund an east/west transportation study. Council Members indicated agreement.

Chair Whitelock said she believed the Council had indicated a desire for a strong sense of community and a safe community through funding for police and fire services. Council Member McConnehey mentioned the concept of crime prevention through environmental design and suggested asking staff to recommend changes to City Code pertaining to safety.

Council Member McConnehey noted that the Council had already asked questions and the Mayor's Office had already shared information regarding infrastructure. He suggested there was not more that needed to be said other than the request that the Mayor's Office and staff continue to communicate with the Council.

The Council and Mr. Anderson discussed what was involved with being a leader in the community. Council Member Jacob said he believed West Jordan had come leaps and bounds in the last four years in terms of relationships and reputation. Council Member McConnehey said he credited much of the change to administrative staff. Chair Whitelock suggested keeping a great team was a budgeting responsibility of the Council.

A majority of the Council indicated a desire for an east/west transportation study to be included in the next budget. Council Member McConnehey suggested requesting a proposal from the Economic Development Director regarding what could be accomplished with existing funding. A majority of the Council indicated agreement. Vice Chair Green suggested requesting a cost estimate for an update of the Business License Code and application process. Council Member McConnehey said he would be interested to know what opportunities the City Council and staff would have with the new system in terms of connecting with businesses and residents.

Mr. Anderson provided an update on the General Plan Committee. He said he anticipated presenting a draft of the General Plan to the Council before the end of the year. Responding to a question from staff, Council Member McConnehey expressed support for adding a Commercial Recreation Zone to the portion of the General Plan that addressed land use. A majority of the Council indicated support.

Lists of new and unfinished business items were included with the agenda for review. Chair Whitelock commented that the City was working on negotiations with a fiber provider for West Jordan. Chair Whitelock reminded the Council of the upcoming Utah League of Cities and Towns Conference. The Council was scheduled to meet next on February 23, 2022.

6. ADJOURN

Council Member McConnehey moved to adjourn the meeting. Council Member Jacob seconded the motion. All voted in favor and the motion passed unanimously.

The meeting adjourned at 9:05 pm

I, Cindy Quick, hereby certify that the foregoing minutes represent an accurate summary of what occurred at the meeting held on February 9, 2022. This document constitutes the official minutes for the West Jordan City Council Meeting.

Cindy M. Quick, MMC
Council Office Clerk

Approved this 9th day of March 2022

b. *Discuss the Veterans Memorial Park Master Plan and create a list of priority items to be considered.*

Public Services Director Isaac Astill thanked Council staff for their help on the Veterans Memorial Park Master Plan. He said a bid was awarded, and a list of priorities was needed. The Council reviewed the following list of possible priorities:

- Open access between Park, Community Arts Building, and Rodeo Grounds
- Pickleball courts and lighting
- Basketball courts
- Soccer fields
- Additional parking
- Petting Zoo
- Splash-pad
- Baseball field lighting
- Skateboard/bike elements
- Carnival area
- Upgraded electrical and lighting at Park
- Rodeo Grounds expansion
- Additional pavilion and bathrooms
- Roller skating rink
- Shade structures/hammock connections
- Dog Park

Mr. Astill said direction had already been given regarding the Veteran Monument and Community Arts Building.

Council Members each electronically provided a prioritized list of ten preferred priorities, with the following compiled results:

1. Upgraded electrical and lighting at Park
2. Splash-pad
3. Open access between Park, Community Arts Building, and Rodeo Grounds
4. Pickleball courts and lighting
4. Rodeo Grounds expansion
6. Baseball field lighting
7. Carnival area
7. Additional pavilion and bathrooms
9. Shade structures/hammock connections
10. Additional parking
11. Dog park

8. CONSENT ITEMS

a. Approve Meeting Minutes

- April 12, 2023 – Regular City Council Meeting
- April 12, 2023 – Committee of the Whole Meeting

**MOTION: Chair McConnehey moved to approve the consent item.
Council Member Jacob seconded the motion.**

The vote was recorded as follows:

Yes: Chris McConnehey, Pamela Bloom, Kelvin Green, Zach Jacob, David Pack, Kayleen Whitelock, Melissa Worthen

No:

Absent:

The motion passed 7-0.

9. COUNCIL MEETING WRAP UP

a. City Council Remarks

Council Member Worthen –

- Gave a shout-out to the local Mascot Miracles Foundation.

b. Council Administrative Items

None

Mayor's Report

Mayor Burton spoke of the memorial for Eli Mitchell that evening. He reported on recent events, and spoke of upcoming events in the community.

Chair McConnehey expressed love and appreciation to West Jordan Police Officers, and recognized the risk they took to serve the City. Council Member Jacob expressed condolences for the recent passing of a Cottonwood Heights City Council Member.

10.ADJOURN

Chair McConnehey moved to adjourn the Council meeting and convene a Fairway Estates Special Service Recreation District meeting. Council Member Green seconded the motion, which passed by unanimous vote (7-0).

The meeting adjourned at 8:54 pm

I certify that the foregoing minutes represent an accurate summary of what occurred at the meeting held on April 26, 2023. This document constitutes the official minutes for the West Jordan City Council Meeting.

Cindy M. Quick, MMC
Council Office Clerk

Approved this 24th day of May 2023



REQUEST FOR COUNCIL ACTION

Action: Provide information to Council

Meeting Date Requested : 09/18/2024

Presenter: Brian Clegg/Krista Reister

Deadline of item :

Applicant:

Department Sponsor: Public Works - Engineering

Agenda Type: DISCUSSION TOPICS

Presentation Time: 30 Minutes

(Council may elect to provide more or less time)

1. AGENDA SUBJECT

Discussion regarding deferred maintenance costs of city road surfacing

2. EXECUTIVE SUMMARY

The City of West Jordan has experienced a decline with asphalt maintenance due to insufficient funding, resulting in a noticeable decline of our city roads. The current (PCI) Pavement Condition Index reflects the cumulative impact of these delays, we need an additional funding mechanism to prevent further deterioration and to restore our roads to an acceptable standard.

3. TIME SENSITIVITY / URGENCY

This is for discussion purposes only, to provide the City Council with an update on the current asphalt condition on city-owned roadways.

4. FISCAL NOTE

Future discussions to be held to explore the best solutions for additional asphalt maintenance funding. The need for increased maintenance has been identified as a priority in the city survey to ensure the longevity and safety of the city's roadways. This recommendation will involve evaluating various options, including potential funding sources, cost-effective methods, and long-term benefits. The outcome of these discussions will guide future decisions on allocating additional resources for asphalt maintenance in the city's budget, based on City Council's recommendation.

5. STAFF ANALYSIS

Analyze budget options and PCI (Pavement Condition Index) target options for future pavement management of our roadway assets. Consideration of goals for different levels of roadway will be considered.

6. MOTION RECOMMENDED

Council may choose to:

1. Move the item forward to a future Council meeting for consideration and possible action;
2. Continue the item to a future Committee of the Whole meeting;
3. As applicable, refer the item to the Planning Commission, a Council Subcommittee, or an Ad Hoc Committee;
4. Table the item indefinitely;
5. Make requests of Council staff, Administrative staff, or the Mayor for information by way of four agreeing Council Members.



REQUEST FOR COUNCIL ACTION

Action: Request feedback from Council

Meeting Date Requested : 09/18/2024

Presenter: Patrick Boice

Deadline of item :

Applicant:

Department Sponsor: Council Office

Agenda Type: DISCUSSION TOPICS

Presentation Time: 15 Minutes

(Council may elect to provide more or less time)

1. AGENDA SUBJECT

Discussion of proposed amendments to Title 17 (Alcohol Licensing)

2. EXECUTIVE SUMMARY

Title 17 is presently nearly 30 pages long. In addition to being unwieldy, it duplicates nearly all of the state regulations required by the Division of Alcoholic Beverage Services (DABS). The amendments are meant to streamline and simplify our process reducing the code to eight pages. The proposed changes remove areas where we simply repeat the state requirements. The proposed changes negate the need for constant updates to our city code every time the state amends the alcohol laws. The proposed changes simplify the process for attaining a city-issued permit to be more friendly to businesses. In addition, the proposed changes more accurately reflect current practices within the business licensing division and remove the requirement for the City to hold bonds. The proposed changes incorporate updates to Title 16 for the use of administrative citations as an enforcement mechanism.

3. TIME SENSITIVITY / URGENCY

No significant urgency. Our code presently does not accurately reflect various provisions of the state code, but these differences are not critical to our code operation or enforcement.

4. FISCAL NOTE

There is no impact to the budget

5. PACKET ATTACHMENT(S)

Title 17 Redline Title 17 Clean

West Jordan Committee of the Whole Meeting

Council Staff Review



Item Name: Title 17 - Alcohol Licensing
Department: Council Office
Action Needed: Discussion Item; Input requested from Council

ITEM SUMMARY

What is being asked of the council

The Council is being asked to review and discuss the amendments to Title 17, as it pertains to alcohol licensing.

Amendments to the code reduce it in length from 30 to eight pages, and:

- Omit repetitive state requirements;
- Avoid the need to update city code as a result of state requirements;
- Simplify the process for obtaining a city-issued permit, making it more business-friendly;
- Accurately reflect current practices in the business licensing division;
- Remove the requirement for the City to hold bonds and;
- Incorporate updates to Title 16 regarding the use of administrative citations for enforcement.

POSSIBLE COUNCIL DIRECTION

Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final action;
2. Continue the item for to a future Committee of the Whole meeting;
3. As applicable, refer the item to the Planning Commission, a Council Subcommittee, or an Ad Hoc Committee;
4. Table the item indefinitely;
5. Make requests of Council Staff, Administrative Staff, or the mayor for information by way of four agreeing Council Members.

BACKGROUND & TIMELINE

Title 17 was adopted via Ordinance No. 21-31 in the [August 25, 2021 City Council Meeting](#).

COUNCIL OFFICE ANALYSIS

Utah's alcohol licensing laws are found in [Title 32B of the Utah Code](#) (which is also known as the Alcoholic Beverage Control Act), originally enacted in 1935 following the repeal of Prohibition in the United States.

West Jordan Committee of the Whole Meeting

Council Staff Review



The Utah Alcoholic Beverage Control Act is legislation that governs the sale, distribution, and consumption of alcoholic beverages in Utah. Key aspects of the Act include:

- **Regulation of Sales:** It establishes rules for the sale of alcohol, including licensing requirements for retailers, restaurants, and other establishments.
- **Control of Distribution:** The Act outlines how alcoholic beverages can be distributed and who is authorized to distribute them.
- **Types of Licenses:** It defines various types of licenses (e.g., for beer, wine, and spirits) and the specific requirements for obtaining each.
- **Enforcement:** The Act provides guidelines for enforcement by the Utah Department of Alcoholic Beverage Control (DABC), including penalties for violations.
- **Public Health and Safety:** It aims to balance the availability of alcohol with public health and safety concerns.

The Act has evolved over time to adapt to changing social norms and consumer preferences, including changes to allow more access to different types of alcoholic beverages.

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This Council Staff Review (CSR) has been created to complement the existing Request for Council Action (RCA) form submitted for the respective item.

While appropriate details may be repeated or referenced within a CSR, please refer to the RCA for department staff analysis and reporting, Planning Commission and/or Mayoral recommendations, fiscal impact, and other helpful information, as appropriate.

TITLE 17

ALCOHOL BEVERAGE CONTROL AND USES

CHAPTER 1

GENERAL PURPOSE AND DEFINITIONS

SECTION:

[17-1-1: Purpose](#)

[17-1-2: Policy Goals](#)

[17-1-3: Utah Alcoholic Beverage Control Act Adopted](#)

[17-1-4: Preemption And Local Control](#)

[17-1-5: Compliance With State Law Required](#)

[17-1-6: Definitions](#)

17-1-1: PURPOSE:

This title consolidates all alcohol licensing and zoning ordinances for the city regarding alcoholic beverage control and uses. The ~~purpose of this title is to simplify alcoholic beverage control regulation by not duplicating state regulations~~ intent of city policy regarding the location of businesses is to treat similarly situated businesses in the varied zones in a similar manner, to provide consistency in applying city standards, and to encourage economic development in appropriate areas of the city. (Ord. 21-31, 8-25-2021)

17-1-2: POLICY GOALS:

The city ~~licenses and~~ regulates the sale of alcoholic products in a manner that reasonably protects the public interest, including the rights of citizens who do not wish to be involved with alcoholic products. The city administers this ordinance in a neutral manner. (Ord. 21-31, 8-25-2021)

17-1-3: UTAH ALCOHOLIC BEVERAGE CONTROL ACT ADOPTED:

The city adopts Utah Code Title 32B, Alcoholic Beverage Control Act in its entirety by reference. The provisions of this code are used to carry out city regulations regarding alcohol. (Ord. 21-31, 8-25-2021)

17-1-4: PREEMPTION AND LOCAL CONTROL:

The state of Utah, through the alcoholic beverage control act, maintains exclusive control unless where permitted or delegated to the city. The city regulates the sale, storage or consumption of alcoholic beverages to the extent that regulation does not conflict with the provisions of the Utah Code or applicable administrative rules. (Ord. 21-31, 8-25-2021)

17-1-5: COMPLIANCE WITH STATE LAW REQUIRED:

All businesses subject to this title shall strictly comply with Utah Code Title 32B and administrative rules of the Utah Department of Alcoholic Beverage ~~Control Services~~ (DAB~~SC~~). (Ord. 21-31, 8-25-2021)

17-1-6: DEFINITIONS:

~~For all terms not~~All terms listed in this chapter, shall use the definitions found in the Utah ~~alcoholic~~Alcoholic bBeverage ~~e~~Control Aact (Utah Code Title 32B) ~~shall apply or successor provisions~~. License types and descriptions are described in city code title 4, business and license regulations. Due to the specific terms used under alcohol laws and rules and to keep definitions consistent for the regulation of alcohol the following apply:

~~ALCOHOLIC BEVERAGE, BANQUET AND CATERING:~~	~~An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 6, On-Premise Banquet License, and corresponding city liquor license.~~
~~ALCOHOLIC BEVERAGE, BAR ESTABLISHMENT:~~	~~An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 4, Bar Establishment License, and corresponding city liquor license.~~
~~ALCOHOLIC BEVERAGE, BEER RETAILER:~~	~~An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 7, On-premise Beer Retailer License, and corresponding city beer license.~~
~~ALCOHOLIC BEVERAGE, BEER WHOLESALER:~~	~~An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 13, Beer Wholesaling License Act, and corresponding city beer license.~~
~~ALCOHOLIC BEVERAGE, BREWPUB:~~	~~A restaurant that prepares handcrafted natural beer as an accessory use intended for consumption on the premises. Production capacity shall be limited to less than two thousand (2,000) barrels (1 barrel equals 31 gallons) per year. The area used for brewing and/or bottling shall not exceed thirty percent (30%) of the total floor area of the restaurant space.~~
~~ALCOHOLIC BEVERAGE, HOTEL:~~	~~An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 8b, Hotel License Act, and corresponding city liquor license.~~
~~ALCOHOLIC BEVERAGE, LIQUOR WAREHOUSE:~~	~~An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 12, Liquor Warehousing License Act, and corresponding city liquor license.~~
~~ALCOHOLIC BEVERAGE, LOCAL INDUSTRY REPRESENTATIVE:~~	~~An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 11, Part 6, Local Industry Representative License Act, and corresponding city liquor license.~~
~~ALCOHOLIC BEVERAGE, MANUFACTURER:~~	~~An entity operating under and holding the required:~~ ~~(A) Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B:~~

	~~—1. Chapter 11, Part 3, Winery Manufacturing License.~~ ~~—2. Chapter 11, Part 4, Distillery Manufacturing License; or~~ ~~—3. Chapter 11, Part 5, Brewery Manufacturing License; and~~ ~~(B) Corresponding city liquor license.~~
ALCOHOLIC BEVERAGE, MICROBREWERY, RETAIL:	A commercial business that manufactures on premises fermented malt beverages and handcrafted beer which are sold for consumption on premises or off premises in a manner allowed by Utah State law.
ALCOHOLIC BEVERAGE, OFF-PREMISE BEER:	An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 7, Off-Premise Beer Retailer Act, and corresponding city beer license, and only as a component of a convenience store, general retail, or Manufacturer Alcoholic Beverage Use.
ALCOHOLIC BEVERAGE, PACKAGE AGENCY:	An entity other than the state operating a retail liquor location to sell packaged liquor for consumption off the premises of the package agency under (a) an agreement with the Department of Alcoholic Beverage Control, as authorized by the Alcoholic Beverage Control Commission in accordance with Utah Code Annotated Title 32B, Chapter 2, Part 6, Package Agency, and (b) corresponding city liquor license.
ALCOHOLIC BEVERAGE, RECEPTION CENTER:	An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 8, Reception Center License, and corresponding city liquor license. The term "alcoholic beverage, reception center" shall not include uses whose primary function is a type of restaurant or tavern.
ALCOHOLIC BEVERAGE, RESTAURANT (BEER ONLY):	An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 9, Beer-Only Restaurant License, and corresponding city beer license.
ALCOHOLIC BEVERAGE, RESTAURANT (LIMITED SERVICE):	An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 3, Limited-service Restaurant License, and corresponding city liquor license.
ALCOHOLIC BEVERAGE, RESTAURANT (FULL SERVICE):	An entity operating under and holding the required Department of Alcoholic Beverage Control license issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 2, Full-service Restaurant License, and corresponding city liquor license.
ALCOHOLIC BEVERAGE, SINGLE EVENT/TEMPORARY EVENT:	An entity operating under this type of license is allowed to sell alcohol, with the on-premises consumption of any alcohol (including beer) being allowed. These licenses are available to a bona fide partnership, corporation, limited liability company, church, political organization, or incorporated association or to a recognized subordinate lodge, chapter or other local unit

	thereof that is conducting a civic or community enterprise or convention. Multiple single event permits may be obtained per calendar year, limited to the number of events permitted by the Utah Department of Alcoholic Beverage Control. This type of license shall be issued by the city in accordance with Utah Code Annotated Title 32B, Chapter 9, Event Permit Act.
ALCOHOLIC BEVERAGE, SPECIAL USE (EDUCATIONAL):	An entity operating under and holding the required Department of Alcoholic Beverage Control educational use permit issued in accordance with Utah Code Annotated Title 32B, Chapter 10, Special Use Permit Act, and corresponding city special use license.
ALCOHOLIC BEVERAGE, SPECIAL USE (INDUSTRIAL/MANUFACTURING):	An entity operating under and holding the required Department of Alcoholic Beverage Control industrial, or manufacturing use permit issued in accordance with Utah Code Annotated Title 32B, Chapter 10, Part 4, Industrial or Manufacturing Use Permit, and corresponding city special use license.
ALCOHOLIC BEVERAGE, SPECIAL USE (RELIGIOUS):	An entity operating under and holding the required Department of Alcoholic Beverage Control religious wine use permit issued in accordance with Utah Code Annotated Title 32B, Chapter 10, Part 6, Religious Use of Alcoholic Products, and corresponding city special use license.
ALCOHOLIC BEVERAGE, SPECIAL USE (SCIENTIFIC):	An entity operating under and holding the required Department of Alcoholic Beverage Control scientific use permit issued in accordance with Utah Code Annotated Title 32B, Chapter 10, Special Use Permit Act, and corresponding city special use license.
ALCOHOLIC BEVERAGE, STATE LIQUOR STORE:	A facility established by the Alcoholic Beverage Control Commission in accordance with Utah Code Annotated Title 32B, Chapter 2, Part 5, State Store, the for the sale of packaged liquor located on premises owned or leased by the state and operated by a state employee. This term does not include any other Alcoholic Beverage Use.
ALCOHOLIC BEVERAGE, TAVERN:	An entity operating under and holding the required Department of Alcoholic Beverage Control license for a tavern, issued in accordance with Utah Code Annotated Title 32B, Chapter 6, Part 7, On-premise Beer Retailer License, and corresponding city beer license.
ALCOHOLIC BEVERAGE USES:	Any of the definitions starting with the words "alcoholic beverage," which are listed in section ~~17-1-6~~ or which are listed as permitted or conditional uses in section ~~17-10-4~~ .
COMMUNITY LOCATION:	A public or private school, a church, a public library, a public playground, or a public park.
OUTLET:	State store, package agency, or retail licensee. Outlet location does not include an airport lounge or restaurant.
RESTAURANT:	A full-service restaurant licensee, a limited-service restaurant licensee; or a beer-only restaurant licensee. (Ord. 21-31, 8-25-2021)

CHAPTER 2

LICENSING PERMITS AND APPLICATIONS

SECTION:

17-2-1: Alcohol Licensing Permitting Authority

17-2-2: License Permit Official, Powers And Duties

17-2-3: Licenses Required

17-2-417-2-3: Licenses Permits Nontransferable

17-2-517-2-4: Expiration And Renewal

17-2-6: License Fees

17-2-717-2-5: License Permit Application And Contents

17-2-8: Criminal Background Check

17-2-9: Disqualifying Criteria

17-2-10: Application Processing

17-2-11: Vested Rights

17-2-1: ALCOHOL LICENSING PERMITTING AUTHORITY:

Alcohol permits shall be conducted through the Community Development Department
An alcohol license official (also known as a license official) is established to authorize the licensing of alcohol in the city. the _ aAlcohol license officialpermitting
shall be established in conjunction with the business license authority in the city. All licenses or permits issued under the authority of this title is the local consent required by the Utah alcoholic Beverage Control Act. It is prohibited for any person or company to sell or serve alcohol without the appropriate permit. (Ord. 21-31, 8-25-2021)

17-2-2: LICENSE PERMIT OFFICIAL, POWERS AND DUTIES:

A. The license officialbusiness license authority shall assess a fee, according to the fee schedule approved by the city council, for each type or classification of license in accordance with the provisions of this title and the applicable statutes of Utah and shall receive all license fees required herein to be paidalcohol permit issued under this title.
The business license official is authorized to revoke, suspend, or deny any alcohol permit issued by the city.

—B.—The license official shall process the applications and receive all bonds as required under this chapter, and determine compliance with all applicable ordinances and statutes before issuing a license or permit, and shall review and notify any applicant of license, permit, or bond denial, suspension or revocation. (Ord. 21-31, 8-25-2021)

17-2-3: LICENSES REQUIRED:

~~—A.—Any entity desiring to engage in any activity governed by this title must have: a city business license that is separate from the alcohol license; a city alcohol license as issued under this title; and the appropriate license issued by the Utah department of alcoholic beverage control.~~

~~—B.—A separate license shall be required for each place of sale, or place of business, or separate establishment.~~

~~—C.—The license shall identify the specific premises covered by the license.~~

~~—D.—The licensee shall conspicuously display the license in the place for which it is issued. (Ord. 21-31, 8-25-2021)~~

17-2-43: LICENSES PERMITS NONTRANSFERABLE:

~~Licenses-Permits issued under this article title are not transferable.~~

~~An alcoholic beverage licensee selling its business is not entitled to a refund of the license fee paid. (Ord. 21-31, 8-25-2021)~~

17-2-54: EXPIRATION AND RENEWAL:

A. All alcoholic beverage ~~licenses issued by the city~~permits, except for single event permits and temporary beer event permits, shall expire ~~on December 31 each year~~12 months after they are issued.

~~—B.—In the event that the renewal fees and all renewal documentation are not received by the license official by 5:00 p.m. on December 31 (or the last business day of the year, whichever occurs first), the licensee must cease and desist all operations related to alcohol sales, and may not permit the consumption of alcohol on the premises until all outstanding fees, any applicable penalties and appropriate documentation is filed with the license official and a new license is issued.~~

~~CB.~~ Renewal fees and all renewal documentation must be delivered to and received by the Business License Official within 30 days ~~after of~~ the expiration date.

1. If the renewal fees and documentation are not received within 30 days of the due date, the ~~licensee-permittee~~ shall pay a penalty of 25 percent of the original fees due in addition to the original fee and renewal documentation.

2. Required Documentation. ~~In addition to the requirement of this Title, The The licensee-permittee, during the yearly renewal of each beer license,~~ shall certify that all current employees have received training ~~as approved by the state department of public safety~~ on the written policies, procedures and laws relating to the marketing and sale of alcoholic beverages.

~~DC.~~ If the renewal fees and all renewal documentation are not received by the license official within forty-five (45) days of the date that the fees are due, the licensee shall pay a penalty of seventy-five percent (75%) of the original fee due in addition to the original fee and renewal documentation~~Alcohol permits become null and void if not renewed within 30 days of the expiration date.~~ -

~~ED.~~ Single event and temporary beer event permits shall indicate specific expiration dates and are not subject to renewal.

~~—F.—Every license and local consent issued under this title, with the exception of single event and temporary beer event permits, shall be renewed only if the applicant can affirmatively state that the qualifications and standards as previously set forth and upon which the original license was granted shall have been and shall be complied with continually.~~

GE. Closure Or Cessation of Business: Any city alcoholic beverage license permit will expire ~~no later than ten (10)~~ days following the continuous closure or cessation of the business operations for which the license permit was issued, except when cessation or closure is required to repair damages caused by flood, fire, earthquake or other natural disaster. (Ord. 21-31, 8-25-2021)

17-2-6: LICENSE FEES:

~~—A.—The license fee shall be based upon the fee schedule established by the city council.~~

~~—B.—Proration of Fees Not Permitted: The established license fees shall not be prorated for any portion of a year, but shall be paid in full regardless of the portion of the year the license is applied for. (Ord. 21-31, 8-25-2021)~~

17-2-75: LICENSE PERMIT APPLICATION AND CONTENTS:

A. Application by Individual: All applications for licenses permits, ~~for renewal or re-issuance of licenses or, requests for local consent shall be reviewed by and filed with the license official and shall~~ must include the following items:

1. The name, current address, and telephone number of the applicant.
- ~~—2.—Any other names or aliases used by the individual.~~
- ~~—3.—The age, place of birth, and date of birth of the applicant.~~
- ~~—4.—The height, weight, color of hair, color of eyes of the applicant.~~
- ~~52.~~ Present business address and telephone number (if applicable).
- ~~—6.—Utah driver's license or identification number.~~
- ~~73.~~ Social security number in applicant is an individual, or EIN if the applicant is a business.
- ~~—8.—The citizenship and/or place of legal permanent residency of the applicant.~~
- ~~94.~~ Acceptable written proof that an individual identification to show that the applicant is at least twenty-one (21) years of age.
- ~~—10.—A statement of the business, occupation, and employment history of the applicant for three (3) years immediately preceding the date of the filing of the application.~~
- ~~—11.—A statement detailing the license and permit history of the applicant for the five (5) year period immediately preceding the date of the filing of the application, including:~~

~~_____ a. Whether such applicant previously operated or was seeking to operate a business authorized to allow consumption of alcohol on the premises in this or any other county, city, state or territory.~~

~~_____ b. Whether such applicant has ever had a license, permit or authorization to do business denied, revoked, or suspended.~~

~~_____ c. In the event of any such denial, revocation or suspension, a statement of the date, the name of the issuing or denying jurisdiction, and the reasons for the denial, revocation or suspension. A copy of any order of denial, revocation or suspension shall be attached to the application.~~

~~125.~~ The State sales and use tax number for the business.

~~136.~~ A drawing or rendering indicating the area for alcohol sales, storage areas and consumption areas.

~~147.~~ A map or evidence of the proposed retail licensee's proximity to any community location or sexually oriented business with proximity requirements being governed this Title by State law.

~~_____ 15. For retail licenses under this title the applicant must provide evidence that the retail licensee carries dram shop insurance coverage of at least:~~

~~_____ a. One million dollars (\$1,000,000) per occurrence and two million dollars (\$2,000,000) in the aggregate;~~

~~_____ b. If the retail licensee is a hotel licensee or a resort licensee, one million dollars (\$1,000,000) per occurrence and two million dollars (\$2,000,000) in the aggregate to cover both the principal license and all accompanying sublicenses.~~

~~816.~~ A signed consent form stating that the licensee-permitee will permit-allow any authorized representative of the city, including and a law or code enforcement officer, to have the unrestricted right to enter the premises of the retail licensee-permitee for any an inspection or enforcement purpose.

~~179.~~ A sworn statement signed by the applicant that all the facts included in the application are true.

~~1810.~~ All Certification that licensthe permitteded premises shall also comply with the provisions of this title.

~~1911.~~ Copies of the written policies, procedures, training materials and other methods which the applicant uses to ensure compliance with the laws relating to the marketing and sale of alcoholic beverages. The applicant must also certifyCertification that all employees have been trained in these the applicable policies, procedures, and laws regarding the sale of alcoholic beverages.

~~2012.~~ Any other information that the City-Business License Official may require.

~~21.~~ Proof of bond as required by this Title.

~~22.~~ Payment of Non-refundable application fee.

~~—B.—Applications by business entities: If the applicant is a partnership, association, group, corporation, limited liability company, trust or other similar entity, the above information shall be provided with respect to each individual officer, partner, member and director having twenty percent (20%) or more ownership in the establishment or entity, and each individual officer, partner, member, owner and director having twenty percent (20%) or more ownership must be listed on the application form as an applicant. The application must be subscribed by the applicant, who shall state under oath that the facts therein contained are true.~~

~~CB.~~ Changes to Applicants: If there are any changes made in the names of the applicants and/or the operator and managers of the licensed premises, an update to the license application must be filed within ~~thirty (30)~~ days of the change. (Ord. 21-31, 8-25-2021)

~~17-2-8: CRIMINAL BACKGROUND CHECK:~~

~~—A.—Application for an alcoholic beverages business license shall constitute a waiver of disclosure of any criminal conviction or plea of no contest for the purposes of any proceeding involving the business or employee license.~~

~~—B.—Each applicant will be required to provide an original or certified copy of criminal history from Utah BCI and the applicants home state if different.~~

~~—C.—The License Official may complete additional background checks through the Utah Courts System (exchange or successor system) or Commercial Background Service provider to ensure all charges and convictions are discovered. (Ord. 21-31, 8-25-2021)~~

~~17-2-9: DISQUALIFYING CRITERIA:~~

~~—A.—Criminal Convictions: No alcoholic beverage license under this Title shall be granted to any applicant who has been convicted of:~~

~~—1.—A felony under any federal or state law within seven (7) years of the date of application.~~

~~—2.—Any violation of any federal or state law or local ordinance concerning the sale, manufacture, distribution, warehousing, adulteration or transportation of alcoholic beverages or any crime involving moral turpitude within 4 years of the date of application.~~

~~—3.—Driving under the influence of alcohol, drugs, or the combined influence of alcohol and drugs on two or more occasions within the five (5) years within the date of the application.~~

~~—4.—If the applicant is a partnership, corporation, or limited liability company, the disqualification also applies to a partner, a managing agent, a manager, an officer, a director, a stockholder who holds at least twenty percent (20%) of the total issued and~~

outstanding stock of the corporation; or a member who owns at least twenty percent (20%) of the limited liability company.

~~—B.—Previous Revocations.~~

~~—1.—No alcoholic beverage license under this Title shall be granted to any applicant who has had any type of agency, license, or permit within the last three years.~~

~~—2.—No alcoholic beverage license under this Title shall be granted to a partnership, corporation, or limited liability company if a partner, managing agent, manager, officer, director, stockholder who holds at least twenty percent (20%) of the total issued and outstanding stock of the corporation, or member who owns at least twenty percent (20%) of the limited liability company is or was:~~

~~——a.—A partner or managing agent of a partnership that had any type of agency, license, or permit issued under this title revoked within the last three years;~~

~~——b.—A managing agent, officer, director, or stockholder who holds or held at least twenty percent (20%) of the total issued and outstanding stock of any corporation that had any type of agency, license, or permit issued under this title revoked within the last three years; or~~

~~——c.—A manager or member who owns or owned at least twenty percent (20%) of a limited liability company that had any type of agency, license, or permit issued under this title revoked within the last three years.~~

~~—3.—No alcoholic beverage license under this article shall be granted to a partnership, corporation, or limited liability company if a partner or managing agent of a partnership, a managing agent, officer, director, or stockholder who holds at least twenty percent (20%) of the total issued and outstanding stock of a corporation; or a manager or member who owns at least twenty percent (20%) of a limited liability company had any type of agency, license, or permit issued under this title revoked while acting in that person's individual capacity within the last three years:~~

~~—4.—No alcoholic beverage license under this article shall be granted to a to a person acting in an individual capacity if that person was a partner or managing agent of a partnership that had any type of agency, license, or permit issued under this title revoked within the last three years, a managing agent, officer, director, or stockholder who held at least twenty percent (20%) of the total issued and outstanding stock of a corporation that had any type of agency, license, or permit issued under this title revoked within the last three years, or a manager or member who owned at least twenty percent (20%) of the limited liability company that had any type of agency, license, or permit issued under this title revoked within the last three years.~~

~~—C.—Minors Are Prohibited~~

~~—1.—The license official may not issue a package agency, license, or permit to a minor.~~

~~—2.—The license official may not issue a package agency, license, or permit to a partnership, corporation, or limited liability company if any of the following is a minor:~~

- ~~—— a. A partner or managing agent of the partnership;~~
- ~~—— b. A managing agent, officer, director, or stockholder who holds at least twenty percent (20%) of the total issued and outstanding stock of the corporation; or~~
- ~~—— c. A manager or member who owns at least twenty percent (20%) of the limited liability company.~~
- ~~—D. No alcoholic beverage license under this article shall be granted to any applicant who is not United States Citizen or a permanent resident of the United States (Alien or Permanent Residency registration card required).~~
- ~~—E. Other Requirements. Failing to meet any other licensing requirement under this title. (Ord. 21-31, 8-25-2021)~~

17-2-10: APPLICATION PROCESSING:

- ~~—A. Review by other entities: The License Official shall submit copies of the application to the Planning Division, Building and Safety Division, Fire Department, Salt Lake Valley County Department, Police Department and any other federal, state, or local agencies as deemed necessary to provide a recommendation as to whether a business license, alcoholic beverage license and Local Consent should or should not be issued.~~
- ~~—B. The City reserves the right to deny any application for a license permit. The License Official shall deny the application.~~
- ~~—— 1. If, on an application or a renewal for a license, the License Official finds that any applicant does not meet the requirements of or is disqualified under any section of this chapter, or~~
- ~~—— 2. If the License Official finds that the application is deficient in any way or any of the facts provided thereon are false or in question. (Ord. 21-31, 8-25-2021)~~

17-2-11: VESTED RIGHTS:

~~A license or permit issued by the City under the provisions of this chapter shall not be considered or deemed a right and, if granted, shall inure to the benefit of the licensee only as a privilege temporarily granted. (Ord. 21-31, 8-25-2021)~~

CHAPTER 3 BONDS

SECTION:

17-3-1: Cash Bond For Businesses With Alcohol Sales And Consumption

17-3-1: CASH BOND FOR BUSINESSES WITH ALCOHOL SALES AND CONSUMPTION:

~~Every applicant for a license or permit under this title shall post a cash bond in the amount of two thousand dollars (\$2,000.00), which is to remain in effect during the entire period alcohol is sold or consumed on the premises:~~

~~—A.—The bond is in addition to all other licensing fees, bonds, or insurance required by this Title. The cash bond shall be forfeited, according to procedures in this title, in the event of a violation:~~

- ~~—1.—By the licensee or an employee of the licensee;~~
- ~~—2.—Related to the operation of the business for which the license was issued; and~~
- ~~—3.—Of any laws or ordinances relating to any of the following: alcoholic beverages (except selling alcohol to a minor), controlled substances, gambling, committing or maintaining a nuisance, keeping a disorderly house, for grave offenses permitted on the licensed premises or if the license is revoked.~~

~~—B.—Bond Forfeiture:~~

~~—1.—After forfeiture of the two thousand dollars (\$2,000.00) cash bond, the licensee shall not sell or permit the consumption of alcohol on the premises until the City has received a new cash bond in the amount of five thousand dollars (\$5,000.00).~~

~~—2.—The five thousand dollars (\$5,000.00) bond shall be forfeited according to procedures in this Article.~~

~~—3.—After forfeiture of the five thousand dollars (\$5,000.00) bond, the licensee shall not sell or permit the consumption of alcohol on the premises until the City has received a new cash bond in the amount of ten thousand dollars (\$10,000.00).~~

~~—4.—The bond must be posted within ten days of the notice of forfeiture of the five thousand dollars (\$5,000.00) bond.~~

~~—5.—The ten thousand dollars (\$10,000.00) cash bond shall be forfeited according to procedures in this Article, and the City License Official will make a determination if the business license, alcoholic beverage license or Local Consent should be suspended or revoked.~~

~~—6.—If the licensee is permitted to continue to operate an establishment to sell alcohol or allow the consumption of alcohol on the premises, after the suspension has expired or after reapplying for a license after a revocation, the licensee shall post a new ten thousand dollars (\$10,000.00) cash bond, which is to remain in effect during the entire period alcohol is sold or consumed on the premises. Any additional violations will result in a revocation of Local Consent and may result in the revocation of the business license~~

~~—7.—The applicant may petition the City License Official for a reduction in the amount of the ten thousand dollars (\$10,000.00) bond, after two years, if there are no further violations by the licensee or an employee of the licensee related to the business for which the license was issued. In no case will the amount of the bond be reduced to an amount less than two thousand dollars (\$2,000.00).~~

~~—8.—After forfeiting a bond, and prior to posting a new bond, the licensee shall present to the City License Official a plan concerning the operational practices to be implemented. The plan must specifically address the violations for which the bond was forfeited.~~

~~— 9. Failure of the licensee to post the bond within ten days after delivery of notice requiring the new bond may result in the suspension or revocation of the city-issued licenses, including, but not limited to, the business license and local consent.~~

~~— 10. The forfeiture of three bonds posted pursuant to this section may result in the suspension or revocation of city-issued license, including, but not limited to, the business license and local consent.~~

~~— 11. All monies received by the city from the forfeitures of bonds shall be deposited in an account to be used for alcoholic beverage enforcement purposes.~~

~~— 12. Forfeiture of bonds will be in addition to any penalties as may be prescribed by the State of Utah.~~

~~— C. Selling beer to a minor. In addition to the general cash bond required pursuant to this section, a separate cash bond shall be required if the licensee or any employee of the licensee violates any ordinance or law concerning the selling of beer to a minor.~~

~~— 1. If any licensee herein or any employee of a licensee commits a violation of any ordinance or law concerning selling beer to a minor or comparable violation, the licensee, within ten days of receipt of written notice from the City, shall post a cash bond in the amount of one thousand dollars (\$1,000.00).~~

~~— 2. The cash bond for selling beer to a minor shall be forfeited, according to procedures in this Article, in the event of a violation:~~

~~— a. By the licensee or the employee of the licensee;~~

~~— b. Related to the operation of the business for which the license was issued;~~

~~— c. Of any laws or ordinances relating to the selling of alcohol to a minor or comparable charge; and~~

~~— d. Within two years of posting the bond.~~

~~— 3. After forfeiture of the one thousand dollars (\$1,000.00) bond, the licensee shall, within ten days after delivery of written notice from the City, post a new cash bond in the amount of two thousand five hundred dollars (\$2,500.00).~~

~~— 4. The two thousand five hundred dollars (\$2,500.00) bond shall be forfeited according to procedures in this Article. City-issued licenses and local consent may be suspended for a period of ten to thirty (30) days.~~

~~— 5. Following the forfeiture of the two thousand five hundred dollars (\$2,500.00) bond, the licensee shall, within ten days after delivery of written notice from the City, post a new cash bond in the amount of five thousand dollars (\$5,000.00).~~

~~— 6. The five thousand dollars (\$5,000.00) cash bond shall be forfeited according to this section and the City-issued licenses and Local Consent may be suspended or revoked.~~

— 7. — After forfeiting a bond, and prior to posting a new bond, the licensee shall present to the City a plan concerning the operational practices to be implemented to avoid future violations of laws related to sales of alcoholic beverages to minors.

— 8. — If a licensee is required to post bonds for sale of alcohol to a minor or comparable violation, and if neither the licensee nor any employee of the licensee violates any ordinances or laws related to selling alcohol to a minor or comparable violation within two years following the posting of the bond, the most recently posted bond shall be returned to the licensee by the City upon receipt by the City of a written request and verification by the City that no such violations have occurred.

— 9. — Failure of the licensee to post the bonds within ten days after delivery of notice requiring the new bond may result in suspension or revocation of City-issued licenses, including, but not limited to, the business license and Local Consent.

— 10. — The forfeiture of three bonds posted pursuant to this section may result in the suspension or revocation of city-issued licenses, including, but not limited to, the business license and local consent.

— 11. — All monies received by the city from the forfeitures of bonds shall be deposited in an account to be used for alcoholic beverage enforcement purposes.

— 12. — Forfeiture of bonds for sale of alcohol to a minor or similar violation will be in addition to any penalties as may be prescribed by the State of Utah. (Ord. 21-31, 8-25-2021)

CHAPTER 43

SUSPENSION, REVOCATION, OR DENIAL OF LICENSE OR BOND FORFEITURE

SECTION:

17-43-1: Suspension Or Revocation Of Licenses, Permits, Local Consent, Or BondsPermit

17-43-2: Operation in Conformity with LawsInspections

17-3-3: Penalties

17-3-4: Administrative Regulations

17-43-1: SUSPENSION OR REVOCATION OF LICENSES, PERMITS, LOCAL CONSENT, OR BONDSPERMIT:

Licenses, permits, local consent, or bondsPermits may be suspended or revoked by the Business License eOfficial for any of the following reasons:

- A. Violation on the licensed permitted premises of any provision of this Titletitle;
- B. Violation of any other ordinance or law related to alcoholic beverages;

C. The ~~licensee~~ Permitee does not now possess the qualifications required by this ~~Title~~ title and the statutes of the State of Utah;

D. False or incomplete information given on an application;

E. The ~~licensee~~ permitee has obtained or aided another person in obtaining a ~~license~~ permit by fraud or deceit;

F. The ~~licensee~~ permitee has failed to pay real or personal property taxes, utility taxes or sales taxes;

G. Any ~~illegal-criminal~~ activity by the ~~licensee~~ permitee or any employees of the ~~licensee~~ permitee of any City ordinance or state or federal statute, except minor traffic offenses, while on the premises, or relating to the business;

H. Failure to pay the license fee ~~or post bonds~~ when due;

~~I. Violation of City ordinance, including this Article, or federal or state statute relating to the business, alcoholic beverage, consumption, entertainment or agency licenses and resulting from the conduct of such business or activity;~~

~~J.~~ J. The applicant has been convicted of or entered a plea of nolo contendere ~~for to a~~ crime involving moral turpitude;

~~1. Any felony involving controlled substances, alcohol, sex crimes, contributing to the delinquency of a minor or any violent felony or has completed serving a sentence for such felony (whichever is most recent) within five years; or~~

~~2. A misdemeanor involving controlled substances, alcohol, sex crimes or contributing to the delinquency of a minor within three years;~~

~~K.~~ K. Any conduct or act of the licensee or his employees or any act committed by them on the premises or any act by the patrons where such business is conducted tending to render such business or such premises where the same is conducted a public nuisance or a menace to the health, peace or general welfare of the city or its residents;

~~L.~~ L. The licensee has refused to allow authorized representatives of the city to make an inspection or has interfered with such representatives while in the performance of their duty in making such inspection;

~~M.~~ M. The licensee is not complying with a requirement or condition set by the planning commission or community development department, ~~if applicable~~, under a conditional use permit, site plan review, or other approval; or

~~N.~~ N. Any other reason expressly provided for in this chapter. (Ord. 21-31, 8-25-2021)

17-4-2: OPERATION IN CONFORMITY WITH LAWS:

~~The licensee shall be responsible for the operation of the business in conformity with the ordinances of the City and the laws of the state and it shall be grounds for suspension or revocation of the license or local consent if a violation occurs through an act of a licensee, operator, employee, agent, or person who is allowed to perform for~~

patrons of the business, whether or not said person is paid by the licensee for said performance, or any person who violates said ordinances or laws with the consent or knowledge of the licensee or her agents or employees or operator of the business. (Ord. 21-31, 8-25-2021)

CHAPTER 5

HEARINGS FOR DENIALS, SUSPENSIONS, REVOCATIONS, OR BOND FORFEITURE

SECTION:

17-5-1: Due Process

17-5-2: Evidentiary Standards

17-5-3: Other Hearing Standards

17-5-4: Application After Suspension or Revocation

17-5-1: DUE PROCESS:

The city shall follow appropriate due process as outlined prior to the denial, suspension, revocation of a license or permit or bond forfeiture. This shall include the following:

—A.— Notice Required. The license official shall cause written notice to be given to the applicant or licensee ("respondent") of the license official's recommendation of denial, suspension or revocation of a city-issued license, local consent or bond forfeiture.

—B.— Required Information in Notice: The notice shall include:

— 1.— The reason for the recommendation of denial, suspension, revocation or bond forfeiture; and

— 2.— The respondent's right to have a hearing concerning the License Official's determination.

—C.— Method of Service: Written notice shall be given by personal service or by registered mail to the address given by the respondent on the most recent application or renewal of the license.

—D.— Request for Hearing. A hearing may be requested by the respondent by filing a written request for hearing with the city recorder's office within ten working days of receipt of the notice of the recommendation for denial of any application, suspension or revocation of a city-issued license or permit, or bond forfeiture.

— 1.— The written request for hearing shall include a statement of reasons why the license or permit should not be denied, suspended, revoked, or the bond should not be forfeited.

— 2.— Untimely filings are jurisdictional and forfeit any right to a hearing.

—E.— Hearing. The hearing shall be before an administrative law judge designated by the mayor or city administrator, and shall be at a time, place and day set by the

administrative law judge, but not later than twenty (20) working days after receipt of the written request for hearing.

— 1. At the hearing, the city shall present the reasons and evidence for the recommendation to deny, suspend, or revoke the license, local consent or forfeit the bond.

— 2. At the hearing, the respondent shall have the opportunity to be represented by counsel, present evidence and witnesses and cross-examine any of the city's witnesses.

— 3. All witnesses shall be sworn to testify truthfully. Either party is entitled to confront, and cross-examine any witnesses.

— 4. The administrative law judge, after hearing and considering all the evidence, shall:

— a. Deny, suspend or revoke the license, local consent, or order the bond to be forfeited;

— b. Approve or reinstate the license or local consent with conditions; or

— c. Approve or reinstate the license or local consent without conditions.

— F. The administrative law judge shall issue a written decision within ten days after the hearing and send the same, by personal service or by registered mail, postage prepaid, to the respondent.

— G. In a hearing regarding suspension of a license or local consent, if good cause for the suspension is established at the hearing, the suspension order may be continued for up to one year in duration.

— H. In a hearing regarding revocation, if good cause for the revocation of the license or local consent is established, the respondent may not reapply for a new license or request local consent for a minimum of one year after the administrative law judge's final decision.

— I. The decision of the administrative law judge may be appealed by the respondent to the district court within thirty (30) calendar days from when the written decision is made.

— J. If the respondent fails to file a request for a hearing within the prescribed date, the determination of the license official shall be upheld and the denial, revocation, suspension or bond forfeiture shall be effective immediately. (Ord. 21-31, 8-25-2021)

17-5-2: EVIDENTIARY STANDARDS:

The following are evidentiary standards for hearings held under this article:

— A. The city has the burden of proof to suspend, revoke, deny a license or forfeit a bond. The burden of proof in the preponderance of evidence standard.

— B. If the licensee of a hearing under this article asserts an affirmative defense, the licensee has the burden of proof to establish the affirmative defense by the preponderance of the evidence.

~~—C.— Any oral or documentary evidence may be received, but the administrative law judge may exclude all privileged, irrelevant, immaterial, or unduly repetitious evidence.~~

~~—D.— If the recommendation for denial, suspension, revocation, or forfeiture is based on a finding by the community development department, fire department, health department or police department that the business was or would be in violation of applicable ordinances or regulations, then this determination shall be conclusive and the final decision may be based only on whether the city acted properly in recommending denial, suspension or revocation of the license or local consent or bond forfeiture because of said department's determination. (Ord. 21-31, 8-25-2021)~~

17-5-3: OTHER HEARING STANDARDS:

~~—A.— Any hearing under this article is a civil action, notwithstanding whether at issue in the adjudicative proceeding is a violation of statute that can be prosecuted criminally.~~

~~—B.— In a hearing under this article, to find a violation of this article the administrative law judge:~~

~~—— 1.— Is required to determine whether the conduct that constitutes the violation occurred; and~~

~~—— 2.— Is not required to make a finding of knowledge or intent unless knowledge or intent is expressly made an element of the violation by statute. (Ord. 21-31, 8-25-2021)~~

17-5-4: APPLICATION AFTER SUSPENSION OR REVOCATION:

~~—A.— Suspensions~~

~~—— 1.— A suspension shall be for a period not exceeding one year.~~

~~—— 2.— After the expiration of the suspension period, the license or local consent may be reinstated, if the licensee otherwise complies with all licensing requirements.~~

~~—— 3.— If the license would have otherwise expired during the period of the suspension, the licensee will not be entitled to apply for a renewal license until after the period of suspension has expired and will be required to pay the full license fee.~~

~~—— 4.— The Utah Department of Alcoholic Beverage Control will be notified by the License Official of a suspension and the suspension period.~~

~~—B.— Revocation:~~

~~—— 1.— A revocation shall be for a period of no less than one year. Upon revocation of the license, the licensee shall forfeit to the city the following:~~

~~—— a.— The remaining license fee paid.~~

~~—— b.— The bond posted to insure compliance with the law; and~~

~~—— c.— Any bond posted as a result of sale of alcohol to a minor.~~

~~—— 2.— A licensee shall not be entitled to reapply for a new license or request local consent during the period of revocation.~~

—3.— The Utah department of alcoholic beverage control will be notified by the license official of the revocation and the revocation period.

—C.— New Owner. If the licensed business is sold to a new party, not previously associated with the licensee who is under suspension or revocation, the new owner of the business may apply for and may be granted a new license under this chapter, notwithstanding the current revoked or suspended status of the former licensee. (Ord. 21-31, 8-25-2021)

CHAPTER 6 GENERAL ENFORCEMENT

SECTION:

17-6-1: Inspections

17-6-2: Criminal Penalties

17-6-3: Administrative Regulations

17-63-12: INSPECTIONS:

~~The city's p~~Police department officials, code enforcement officials, fire department officials, community development officials, building and safety department officials, and the business license official shall be permitted to have access to all premises licensed permitted or applying for licenses-permits under this chapter. ~~and t~~They shall may also make periodic inspections of such premises. Inspections by law enforcement or code enforcement may be made with or without prior notice and in uniform or plain clothes. (Ord. 21-31, 8-25-2021)

17-63-23: CRIMINAL PENALTIES:

~~In addition to revocation or suspension of a license and bond forfeiture, any entity or individual who violates any provision~~Citations issued under this title may be prosecuted criminally or civilly. If a civil citation is issued, the parties will follow the administrative citation process set forth in Title 16 of this Code. Penalties for civil violations of this Chapter shall be set forth in the city's comprehensive fee schedule of this article or the offenses listed in Utah Code section 32B-4, criminal offenses and procedure act shall be guilty of a class B misdemeanor. (Ord. 21-31, 8-25-2021)

17-63-34: ADMINISTRATIVE REGULATIONS:

The mayor or city administrator may prepare and promulgate such administrative forms and regulations, not inconsistent with the provisions of this article~~title~~, as are necessary to carry out the purposes of this article~~title~~. (Ord. 21-31, 8-25-2021)

CHAPTER 74 CLASSIFICATION OF ~~LICENSES AND PERMITS~~

SECTION:

17-74-1: LicensesPermits

17-7-2: Table of Licenses and Explanations

17-74-32: Retail Licenses-General Provisions

17-74-43: Single Event/Temporary Permits

17-7-5: Single Event Permit-Specific Provisions

17-74-64: Temporary Beer Event-Specific ProvisionsImplementation

17-7-1: LICENSES:

~~Licenses and p~~Permits issued under the provisions of this ~~chapter title~~ shall be classified into the types as listed in the Utah Alcoholic Beverage Control Act.

~~—A.—~~Applicants are required to obtain a separate license permit and local consent (if required) for each license type.

~~—B.—~~Establishments that hold any of the following licenses or permits shall comply with all provisions of the Utah Code and this code applicable to the license or permit type, including, but not limited to, hours of operation and limitations on minors. (Ord. 21-31, 8-25-2021)

17-7-2: TABLE OF LICENSES AND EXPLANATIONS:

The following are licenses and permits that may be issued under local consent authority. These license types are listed based on Utah alcoholic beverage control act and are only allowed if listed as a permitted use or conditional use in the tables in section 17-10-4.

License Type	Utah Code Reference	City Description
State Liquor Store	32B-2, Part 5	Retail outlet owned and operated by the State of Utah Department of Alcoholic Beverage Control.
Package Agency	32B-2, Part 6	A retail establishment under a contractual agreement with the State of Utah Department of Alcoholic Beverage Control, or by a person other than the State, who is authorized by the Utah Alcoholic Beverage Control Commission to sell packaged alcoholic beverages for consumption off the premises of the package agency.
Restaurant (Full Service) License	32B-6, Part 2	Full service restaurant licenses are required for the storage, sale, service, and consumption of beer and liquor on the premises of a restaurant that is engaged primarily in serving meals to the general public.
Restaurant (Limited Service) License	32B-6, Part 3	Limited service restaurant licenses are required for the storage, sale, service, and consumption of wine, heavy beer, and beer on the premises of a restaurant that is engaged primarily in serving meals to the general public.

Bar Establishment License	32B-6, Part 4	~~On-premises beer license shall entitle the licensee to sell beer for consumption on the licensed premises in open containers and on draft not exceeding two liters. Includes dining, social, fraternal, equity clubs, recreational facility in conjunction with a club house. Minors under 21 are generally prohibited to enter.~~
Airport Lounge	32B-6, Part 5	~~Lounges specifically at airports that serve alcohol.~~
Banquet and Catering License	32B-6, Part 6	~~An on-premises banquet and catering license is required for the storage, sale, service, and consumption of liquor, wine, heavy beer, or beer for contracted banquet activities on the premises of a hotel, resort facility, sports center, or convention center. It also allows for room service in hotels and resorts.~~
Beer Retailer License	32B-6, Part 7	~~On-premise beer retailers operate as a beer bar, a parlor, a lounge, a cabaret, or a nightclub. Also includes taverns. If not a tavern this establishment is tied to recreational activities.~~
Reception Center License	32B-6, Part 8	~~A reception center license is required for the storage, sale, service, and consumption of liquor, wine, heavy beer, and beer for banquet or event functions on the premises of a reception center which must be at least 5,000 square feet and have culinary facilities on the premises or under the control of the center that are adequate to prepare full meals. Its primary purpose must be leasing its facility to third parties for the third parties' event.~~
Restaurant (Beer Only) License	32B-6, Part 9	~~A beer-only restaurant license shall entitle the licensee to sell beer for consumption on the premises of a licensed restaurant in open containers and on draft in any size not to exceed two liters capacity, in conjunction with an order of food.~~
Hospitality Amenity License	32B-6, Part 10	~~This applies to hotels with more than 150 rooms. This is for hotels and resorts~~
Off-Premise Beer License	32B-7	~~An off-premises beer retailer license shall entitle the licensee to sell beer in original containers (not to exceed two liters) for consumption off the premises.~~
Resort License	32B-8	~~Not authorized at present time~~
Hotel License	32B-8b	~~Available on a limited basis from the Utah Department of Alcoholic Beverage Control consisting of a general hotel license and three or more sublicenses. One sublicense must be a restaurant license and one must be an on-premises banquet~~

		license. Hotels with more than one club must apply for separate sublicenses and may not combine multiple clubs into one sublicense. Sublicenses include all the various restaurant licenses, taverns, club licenses and on-premises beer retailer. Licenses are subject to size and location restrictions as described by the Utah Department of Alcoholic Beverage Control.
Arena License	32B-8c	Not authorized at present time
Single Event/ Temporary Event	32B-9	A single event permit allows the licensee to sell and allows the on-premises consumption of any alcohol (including beer) at a temporary event. The licenses are available to a bona fide partnership, corporation, limited liability company, church, political organization, or incorporated association or to a recognized subordinate lodge, chapter or other local unit thereof that is conducting a civic or community enterprise or convention. Multiple single event permits may be obtained per calendar year, limited to the number of events permitted by the Utah Department of Alcoholic Beverage Control. Or Temporary beer event permits are required to sell beer for on-premises consumption at a temporary event. Multiple temporary beer event permits may be obtained per calendar year, limited to the number of events permitted by the Utah Department of Alcoholic Beverage Control.
Public Service Permit	32B-10, Part 3	For hospitality rooms tied to public conveyances such as airplanes, trains, buses, boats or other public conveyance.
Industrial/ Manufacturing Use Permit	32B-10, Part 4	A license that permits industrial or manufacturing licensee to produce and sell vinegar, preserved nonintoxicating cider, a food preparation, a United States Pharmacopoeia or national formulary preparation, or wood and denatured alcohol.
Scientific or Educational Use Permit	32B-10, Part 5	A permit that allows the licensee to use alcohol in either scientific or educational purposes.
Religious Use Permit	32B-10, Part 6	For religious use of wine. This permit allows a religious organization to purchase wine at DABC with limited markup
Manufacturing (Winery) License	32B-11, Part 3	A winery license is required to manufacture, store, transport, import or export wines.

Manufacturing (Distillery) License	32B-11, Part 4	A distillery license is required to manufacture, store, transport, import or export liquor.
Manufacturing (Brewery) License	32B-11, Part 5	A brewery license is required to manufacture, brew, store, transport, or export beer and heavy beer.
Local Industry Representative License	32B-11, Part 6	License that allows individual to represent a manufacturer, supplier, or importer
Liquor Warehousing License	32B-12	A license that permits the warehousing of alcohol in the city.
Beer Wholesaler License	32B-13	A license that permits wholesale sale of alcohol in the city.

(Ord. 21-31, 8-25-2021)

17-7-32: RETAIL LICENSES-GENERAL PROVISIONS:

A. License Required. Before a person may store, sell, offer for sale, furnish, or permit consumption of an alcoholic product on licensed premises as a retail licensee, the person shall first obtain a retail license under this Article.

B. Multiple Licenses. The licensing official may issue, and one or more licensees may hold more than one type of license for the same premises, if two or more restaurants share an area of each licensee's licensed premises designated for alcohol consumption, or licensees share a kitchen or culinary facilities. Multiple licenses require separate application and payment of separate fees for each licensed location.

C. Hours of Operation

1. It is unlawful for any off-premises beer retailer to sell or dispose of beer to any person or patron on the licensed premises contrary to the hour of operation limits prescribed by a conditional use granted by the planning commission, and in no case shall a licensee or any employee of the licensed premises sell, dispose of or give away beer between the hours of 1:00 a.m. and 7:00 a.m.

2. It is unlawful for any other licensee to sell, dispose of, give away or serve any alcoholic beverages to any person on the licensed premises contrary to the hour of operation limits prescribed by a conditional use of the planning commission and/or the Utah alcoholic beverage control act (Utah Code section 32B-1-101 et seq.).

D. Identification: ~~The All~~ purchasers of alcoholic beverages ~~will be expected~~ are required to produce identification. (Ord. 21-31, 8-25-2021)

17-7-43: SINGLE EVENT/TEMPORARY PERMITS:

A. Required: A city-issued special event alcohol permit is required for all events which are required to obtain from the Utah Alcoholic Beverage Services Commission a single event permit or temporary special event beer permit under title 32A, Utah Code or its successor provisions, allowing alcohol to be stored, sold, served and consumed for short term events.

B. Application Requirements: In addition to the application requirements set forth in this title, the following information is required:

1. The time, dates, and location of the event.
2. A description of the nature and purpose of the event.
3. A description of the control measures to be imposed by the DABS and where alcohol will be stored, served and sold.
4. A signed consent form stating that law enforcement and authorized city representatives shall have the unrestricted right to enter and inspect the premises during the event to ensure compliance with state law and city ordinance.

C. Operational Restrictions: The permittee is subject to all operational restrictions imposed by the DABS under its state permit. No alcohol may be served at any special event unless the city permittee also obtains the appropriate state permit.

D. Nontransferable: Special event alcohol permits are not transferable.

E. Time Limits: Special event alcohol permits are subject to the time limitations applicable to DABC single event permits and temporary special event beer permits.

F. Fees: Special event alcohol permits are subject to the fees set forth in the consolidated fee schedule. The following general rules apply to single/event/temporary permit:

~~—A.—Single event or temporary beer event permits and corresponding local consent are issued only in conjunction with a community or private event, where a city business license or permit, and single event or temporary beer event permit has been obtained.~~

~~—B.—A temporary beer event or single event permit requires alcoholic beverages to be sold in containers, or transferred to containers for consumption on the premises, and in containers that are visibly distinct from containers that contain non-alcoholic beverages.~~

~~—C.—All holders of a temporary beer event or single event permit must provide controlled access to the alcohol consumption area. Plans for such access must be provided to the license official at the time of application.~~

~~—D.—All holders of temporary beer event or single event permits must provide security personnel for the facility or location.~~

~~—E.—Each person seeking a temporary beer event or single event permit shall submit to the license official a cash deposit, payable to the city, or a bond in the amount of one thousand dollars (\$1,000.00), to assure compliance with the provisions of this section.~~

~~—F.—A temporary beer event or single event permit applicant shall abide by all applicable state and local laws, ordinances and regulations~~

~~—G.—Applicants for a temporary beer or special event permit shall provide to the license official at the time of application, the event title, location, licensing jurisdiction and dates of operation for other temporary alcohol permits issued for the applicant's preceding three events, whether the event occurred in Utah or in another state. (Ord. 21-31, 8-25-2021)~~

17-7-5: SINGLE EVENT PERMIT-SPECIFIC PROVISIONS:

~~—A.—A single event permit allows a qualifying organization to sell and allows the consumption of all alcoholic beverages, for temporary time periods not to exceed those permitted by the Utah department of alcoholic beverage control.~~

~~—B.—A single event permit authorizes the holder to sell beer in the original container or on draft for on premises or off premises consumption for a temporary period of time not to exceed thirty (30) days in connection with a special event. Each temporary license shall expire at 11:59 p.m. on the last day stipulated for the temporary license.~~

~~—C.—Single event permits shall be approved or denied by the mayor. A denial by the mayor of a single event permit is immediately appealable to District Court. (Ord. 21-31, 8-25-2021)~~

17-7-6: TEMPORARY BEER EVENT-SPECIFIC PROVISIONS:

~~—A.—Temporary beer event permit allows for the sale and consumption of beer and shall be valid for a period of time not to exceed thirty (30) consecutive calendar days.~~

~~—B.—A series of temporary beer event permits issued to the same person may not exceed ninety (90) days in any one calendar year.~~

~~—C.—The city reserves the right to, suspend, and revoke a temporary permit to sell, offer for sale, or furnish beer for on-premise consumption at an event.~~

~~—D.—Suspension or revocation of a temporary beer event permit issued under by the city under this section prohibits the temporary beer event permittee who has a permit suspended or revoked by either the DABC commission or the city from continuing to operate under any other state or local permit. (Ord. 21-31, 8-25-2021)~~

CHAPTER 8

OFF-PREMISE BEER RETAILER ENFORCEMENT

SECTION:

17-8-1: Adjudicative Record To Be Maintained

17-8-2: Expungement Of Records

17-8-3: Penalties Involving A Retailer With No Penalties Relating To Minors

17-8-1: ADJUDICATIVE RECORD TO BE MAINTAINED:

When the city adjudicates an administrative penalty for a violation of a law involving the sale of an alcoholic product to a minor under this article, the city's license official shall:

~~—A.—Maintain a record of an adjudicated violation until the record is expunged. The record shall include the name of the individual who committed the violation, the name of the off-premise beer retailer for whom the individual is a staff member at the time of the violation, and the date of the adjudication of the violation; and~~

~~—B.—Provide the information to the department of public safety within thirty (30) days of the date on which a violation is adjudicated by the administrative law judge. (Ord. 21-31, 8-25-2021)~~

17-8-2: EXPUNGEMENT OF RECORDS:

For determining future administrative penalties, the city shall expunge from the records any administrative penalties if the individual has not been found in violation of any law involving the sale of an alcoholic product to a minor for a period of thirty-six (36) consecutive months from the day on which the individual is last adjudicated as violating a law involving the sale of an alcoholic product to a minor. (Ord. 21-31, 8-25-2021)

17-8-3: PENALTIES INVOLVING A RETAILER WITH NO PENALTIES RELATING TO MINORS:

For determining future administrative penalties, the city shall expunge from the records any administrative penalties if the off-premise beer retailer any staff of that off-premise beer retailer has not been found in violation of any law involving the sale of an alcoholic product to a minor for a period of thirty-six (36) consecutive months from the day on which the off-premise beer retailer or staff of the off-premise beer retailer is last adjudicated as violating a law involving the sale of an alcoholic product to a minor. (Ord. 21-31, 8-25-2021)

CHAPTER 9 IMPLEMENTATION

SECTION:

17-9-1: Implementation

17-9-1: IMPLEMENTATION:

This title applies to all new licenses, permits, or local consent on the date the ordinance takes effect. Current licensees shall be brought current at next license renewal. ~~Since all licenses renew at the end of the calendar year, this section is obsolete after March, 01, 2022.~~ (Ord. 21-31, 8-25-2021)

CHAPTER 105 ZONING REQUIREMENTS

SECTION:

17-10-1: Proximity To Community Locations

17-10-2: Proximity Exception For Hotels

17-10-317-5-1: Variances

17-510-42: Allowed Locations

17-10-1: PROXIMITY TO COMMUNITY LOCATIONS:

~~Certain establishments are prohibited if minimum distances between community locations are not met.~~

~~A. Outlet Locations (Proximity Requirement A): Outlet locations are not permitted if there is a community location:~~

— 1. Within six hundred (600) feet of the proposed outlet, 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

— 2. Within two hundred (200) feet 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.

— B. Restaurant Locations (Proximity Requirement B): Restaurants are not permitted if there is a community location:

— 1. Within three hundred (300) feet of the proposed restaurant, 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

— 2. Within two hundred (200) feet 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.

— C. License May Continue: If, after an outlet, a restaurant, or other licensee obtains a license under this title, a person establishes a community location on a property that puts the outlet, restaurant, or other licensee in violation of the proximity requirements in effect at the time the license is issued that outlet or restaurant, or an outlet or a restaurant with the same type of license as that outlet or restaurant, may operate at the premises under the conditions outlined in Utah Code 32B-1-202. (Ord. 21-31, 8-25-2021)

17-10-2: PROXIMITY EXCEPTION FOR HOTELS:

The license authority may issue a hotel license that does not meet the proximity requirements:

— A. If the proposed hotel is:

— 1. Within six hundred (600) feet of two community locations, as measured from the nearest patron entrance of the proposed hotel by following the shortest route of ordinary pedestrian travel to the property boundary of each community location;

— 2. Not within three hundred (300) feet of a community location, as measured from the nearest patron entrance of the proposed hotel by following the shortest route of ordinary pedestrian travel to the property boundary of the community location; and

— 3. Not within two hundred (200) feet of a community location, as measured in a straight line from the nearest patron entrance of the proposed hotel to the nearest property boundary of the community location;

— B. The proposed sublicensed premises of a bar establishment sublicense under the hotel license:

— 1. Is on the second or higher floor of a hotel;

— 2. Is not accessible at street level; and

Commented [PB1]: These distances are all good and are in 32B-1-202(2)

—3.—Is only accessible to an individual who passes through another area of the hotel in which the bar establishment sublicense is located; and

—C.—The applicant meets all other criteria under this title for the hotel license. (Ord. 21-31, 8-25-2021)

17-105-31: VARIANCES:

Variances are not permitted for the proximity standards. Proximity standards are expressly addressed in the Utah alcoholic beverage control act and may not be modified by the city. (Ord. 21-31, 8-25-2021)

17-510-42: ALLOWED LOCATIONS:

A. Uses that are allowed in zones are listed in the table below. Zones listed are those that allow for commercial enterprises and similar uses, including but not limited to the PC zone and the west side planning area mixed use designation.

B. Those uses identified as "permitted" (P) are allowed by right; provided, that they comply with all other requirements of this article, and all other applicable requirements of city ordinance and state law. Uses identified as "conditional" (C) must be approved by the planning commission pursuant to sections [13-7E-1](#) et seq.

C. The standards and procedures for conditional uses shall comply with all other applicable requirements of city ordinance and state law. Any license not specifically listed in this section for a zone shall not be allowed in that zone.

D. Table of Permitted and Conditional Uses (for alcoholic beverage uses).

Alcoholic Beverage Use	CG	CM	SC1	SC2	SC3	PO	BRP	MP	M-1	M-2	CCC	CCF	CCR	PCH (NC)	PCH (VC)	PC	*MU	RWO	~~SWQ-MU~~
Banquet ~~and Catering~~ (on-premise)				P	P										P				<u>P</u>
Bar	C	P		P	P						C	C			P	C	C		<u>P</u>
Beer Retailer (on-premise)	P	P	P	P	P						P	P	P	P	P	P	P	C	<u>P</u>
Beer Wholesaler								P	P	P									<u>P</u>
~~Brewpub~~																			
Hotel	P			P	P	P	P				P	P	P						<u>P</u>
Liquor Warehouse								P	P	P									<u>P</u>
Manufacturer (winery, distillery, brewery)								P	P	P									<u>P</u>
~~Microbrewery~~							P												
Off-Premise Beer	P	P	P	P	P						P	P	P						<u>P</u>
Package Agency				P	P										P				<u>P</u>
Reception Center					P						C	C			C	C			<u>C</u>
Restaurant ~~General~~ (Beer Only)	P	P	P	P	P	P	P				P	P	C	P	P	P	P		<u>P</u>

Commented [PB2]: I do not see any state licensing for this type of establishment.

Commented [PB3]: I do not see any state licensing for this type of establishment.

Restaurant ~~General~~ (Full Service)	P	P	P	P	P	P	P				P	P	C	P	P	P	P		<u>P</u>
Restaurant ~~General~~ (Limited Service)	P	P	P	P	P	P	P				P	P	C	P	P	P	P		<u>C</u>
Special Use (<u>Scientific or</u> Educational)					P	<u>P</u>	<u>P</u>	P	P	P									<u>P</u>
Special Use (Industrial <u>or</u> Manufacturing)								P	P	P									<u>P</u>
~~Special Use (Scientific)~~						~~P~~	~~P~~	~~P~~	~~P~~	~~P~~									
Special Use (Religious)														P	P				<u>P</u>
State Liquor Store				C	C										P	C			<u>P</u>
Tavern (<u>On-premise beer</u> <u>retailer</u>)	P	P	P	P	P						P	C		P	P	P	P		<u>P</u>
* West Side Planning Area Mixed Use Zone (WSPA) (MU)																			

L

TRANSIT STATION OVERLAY DISTRICT

Alcoholic Beverage Use	West Jordan City Center Station	Jordan Valley	Gardner Village Station	Bagley Station	5600 West BRT
Bar	C	C	C	C	C
Beer Retailer (<u>on-</u> <u>premise</u>)	P	P	P	P	
~~Brewpub~~		~~C~~		~~C~~	
Hotel	P	P	P		
Off-Premise Beer	P	P	P	P	
Reception Center	C		C		
Restaurant ~~General~~ (Beer Only)	P	P	P	P	
Restaurant ~~General~~ (Full Service)	P	P	P	P	
Restaurant ~~General~~ (Limited Service)	P	P	P	P	
State Liquor Store		C			
Tavern (<u>on-premise beer</u> <u>retailer</u>)	P	P	P		

(Ord. 21-31, 8-25-2021)

TITLE 17

ALCOHOL BEVERAGE CONTROL AND USES

CHAPTER 1

GENERAL PURPOSE AND DEFINITIONS

SECTION:

[17-1-1](#): Purpose

[17-1-2](#): Policy Goals

[17-1-3](#): Utah Alcoholic Beverage Control Act Adopted

[17-1-4](#): Preemption And Local Control

[17-1-5](#): Compliance With State Law Required

[17-1-6](#): Definitions

17-1-1: PURPOSE:

This title consolidates all alcohol licensing and zoning ordinances for the city regarding alcoholic beverage control and uses. The purpose of this title is to simplify alcoholic beverage control regulation by not duplicating state regulations, to provide consistency in applying city standards, and to encourage economic development in appropriate areas of the city. (Ord. 21-31, 8-25-2021)

17-1-2: POLICY GOALS:

The city regulates the sale of alcoholic products in a manner that reasonably protects the public interest, including the rights of citizens who do not wish to be involved with alcoholic products. The city administers this ordinance in a neutral manner. (Ord. 21-31, 8-25-2021)

17-1-3: UTAH ALCOHOLIC BEVERAGE CONTROL ACT ADOPTED:

The city adopts Utah Code Title 32B, Alcoholic Beverage Control Act in its entirety by reference. The provisions of this code are used to carry out city regulations regarding alcohol. (Ord. 21-31, 8-25-2021)

17-1-4: PREEMPTION AND LOCAL CONTROL:

The state of Utah, through the alcoholic beverage control act, maintains exclusive control unless where permitted or delegated to the city. The city regulates the sale, storage or consumption of alcoholic beverages to the extent that regulation does not conflict with the provisions of the Utah Code or applicable administrative rules. (Ord. 21-31, 8-25-2021)

17-1-5: COMPLIANCE WITH STATE LAW REQUIRED:

All businesses subject to this title shall strictly comply with Utah Code Title 32B and administrative rules of the Utah Department of Alcoholic Beverage Services (DABS). (Ord. 21-31, 8-25-2021)

17-1-6: DEFINITIONS:

All terms listed in this chapter shall use the definitions found in the Utah Alcoholic Beverage Control Act (Utah Code Title 32B) or successor provisions.

CHAPTER 2

PERMITS AND APPLICATIONS

SECTION:

17-2-1: Alcohol Permitting Authority

17-2-2: Permit Official, Powers And Duties

17-2-3: Permits Nontransferable

17-2-4: Expiration And Renewal

17-2-5: Permit Application And Contents

17-2-1: ALCOHOL PERMITTING AUTHORITY:

Alcohol permits shall be conducted through the Community Development Department. Alcohol permitting shall be established in conjunction with the business license authority in the city. All permits issued under the authority of this title is the local consent required by the Utah Alcoholic Beverage Control Act. It is prohibited for any person or company to sell or serve alcohol without the appropriate permit. (Ord. 21-31, 8-25-2021)

17-2-2: PERMIT OFFICIAL, POWERS AND DUTIES:

A. The business license authority shall assess a fee, according to the fee schedule approved by the city council, for each alcohol permit issued under this title. The business license official is authorized to revoke, suspend, or deny any alcohol permit issued by the city.

17-2-3: PERMITS NONTRANSFERABLE:

Permits issued under this title are not transferable. (Ord. 21-31, 8-25-2021)

17-2-4: EXPIRATION AND RENEWAL:

A. All alcoholic beverage permits, except for single event permits and temporary beer event permits, shall expire 12 months after they are issued.

B. Renewal fees and all renewal documentation must be delivered to and received by the Business License Official within 30 days of the expiration date.

1. If the renewal fees and documentation are not received within 30 days of the due date, the permittee shall pay a penalty of 25 percent of the original fees due in addition to the original fee and renewal documentation.

2. Required Documentation. The permittee, shall certify that all current employees have received training on the written policies, procedures and laws relating to the marketing and sale of alcoholic beverages.

C. Alcohol permits become null and void if not renewed within 30 days of the expiration date.

D. Single event and temporary beer event permits shall indicate specific expiration dates and are not subject to renewal.

E. Closure Or Cessation of Business: A city alcoholic beverage permit will expire 10 days following the continuous closure or cessation of the business operations for which the permit was issued, except when cessation or closure is required to repair damages caused by flood, fire, earthquake or other natural disaster. (Ord. 21-31, 8-25-2021)

17-2-5: PERMIT APPLICATION AND CONTENTS:

A. All applications for permits must include the following items:

1. The name, current address, and telephone number of the applicant.
2. Present business address and telephone number (if applicable).
3. Social security number in applicant is an individual, or EIN if the applicant is a business.
4. Acceptable identification to show that the applicant is at least 21 years of age.
5. The State sales and use tax number for the business.
6. A drawing or rendering indicating the area for alcohol sales, storage areas and consumption areas.
7. A map or evidence of the proposed retail licensee's proximity to any community location or sexually oriented business with proximity requirements being governed by State law.
8. A signed consent form stating that the permittee will allow any representative of the city, including a law or code enforcement officer, the unrestricted right to enter the premises of the permittee for an inspection or enforcement purpose.
9. A sworn statement signed by the applicant that all the facts included in the application are true.
10. Certification that the permitted premises shall comply with the provisions of this title.
11. Certification that all employees have been trained in the applicable policies, procedures, and laws regarding the sale of alcoholic beverages.
12. Any other information that the Business License Official may require.

B. Changes to Applicants: If there are any changes made in the names of the applicants and/or the operator and managers of the licensed premises, an update to the license application must be filed within 30 days of the change. (Ord. 21-31, 8-25-2021)

CHAPTER 3

SUSPENSION, REVOCATION, OR DENIAL OF LICENSE

SECTION:

17-3-1: Suspension Or Revocation Of Permit

17-3-2: Inspections

17-3-3: Penalties

17-3-4: Administrative Regulations

17-3-1: SUSPENSION OR REVOCATION OF PERMIT:

Permits may be suspended or revoked by the Business License Official for any of the following reasons:

- A. Violation on the permitted premises of any provision of this title;
- B. Violation of any ordinance or law related to alcoholic beverages;
- C. The Permittee does not now possess the qualifications required by this title and the statutes of the State of Utah;
- D. False or incomplete information given on an application;
- E. The permittee has obtained or aided another person in obtaining a permit by fraud or deceit;
- F. The permittee has failed to pay real or personal property taxes, utility taxes or sales taxes;
- G. Any criminal activity by the permittee or any employees of the permittee while on the premises, or relating to the business;
- H. Failure to pay the license fee when due;
- I. The applicant has been convicted of or entered a plea of nolo contendere to a crime involving moral turpitude;
- J. Any conduct or act of the licensee or his employees or any act committed by them on the premises or any act by the patrons where such business is conducted tending to render such business or such premises where the same is conducted a public nuisance or a menace to the health, peace or general welfare of the city or its residents;
- K. The licensee has refused to allow authorized representatives of the city to make an inspection or has interfered with such representatives while in the performance of their duty in making such inspection;
- L. The licensee is not complying with a requirement or condition set by the planning commission or community development department under a conditional use permit, site plan review, or other approval; or

M. Any other reason expressly provided for in this chapter. (Ord. 21-31, 8-25-2021)

17-3-2: INSPECTIONS:

Police department officials, code enforcement officials, fire department officials, community development officials, building and safety department officials, and the business license official shall be permitted to have access to all premises permitted or applying for permits under this chapter. They may also make periodic inspections of such premises. Inspections by law enforcement or code enforcement may be made with or without prior notice and in uniform or plain clothes. (Ord. 21-31, 8-25-2021)

17-3-3: PENALTIES:

Citations issued under this title may be prosecuted criminally or civilly. If a civil citation is issued, the parties will follow the administrative citation process set forth in Title 16 of this Code. Penalties for civil violations of this Chapter shall be set forth in the city's comprehensive fee schedule. (Ord. 21-31, 8-25-2021)

17-3-4: ADMINISTRATIVE REGULATIONS:

The mayor or city administrator may prepare and promulgate such administrative forms and regulations, not inconsistent with the provisions of this title, as are necessary to carry out the purposes of this title. (Ord. 21-31, 8-25-2021)

CHAPTER 4

CLASSIFICATION OF PERMITS

SECTION:

17-4-1: Permits

17-4-2: Retail Licenses-General Provisions

17-4-3: Single Event/Temporary Permits

17-4-4: Implementation

17-7-1: LICENSES:

Permits issued under the provisions of this title shall be classified into the types as listed in the Utah Alcoholic Beverage Control Act. Applicants are required to obtain a separate permit for each license type.

(Ord. 21-31, 8-25-2021)

17-7-2: RETAIL LICENSES-GENERAL PROVISIONS:

A. License Required. Before a person may store, sell, offer for sale, furnish, or permit consumption of an alcoholic product on licensed premises as a retail licensee, the person shall first obtain a retail license under this Article.

B. Multiple Licenses. The licensing official may issue, and one or more licensees may hold more than one type of license for the same premises, if two or more restaurants share an area of each licensee's licensed premises designated for alcohol consumption, or licensees share a kitchen or culinary facilities. Multiple

licenses require separate application and payment of separate fees for each licensed location.

C. Hours of Operation

1. It is unlawful for any off-premises beer retailer to sell or dispose of beer to any person or patron on the licensed premises contrary to the hour of operation limits prescribed by a conditional use granted by the planning commission, and in no case shall a licensee or any employee of the licensed premises sell, dispose of or give away beer between the hours of 1:00 a.m. and 7:00 a.m.

2. It is unlawful for any other licensee to sell, dispose of, give away or serve any alcoholic beverages to any person on the licensed premises contrary to the hour of operation limits prescribed by a conditional use of the planning commission and/or the Utah alcoholic beverage control act (Utah Code section 32B-1-101 et seq.).

D. Identification: All purchasers of alcoholic beverages are required to produce identification. (Ord. 21-31, 8-25-2021)

17-7-3: SINGLE EVENT/TEMPORARY PERMITS:

A. Required: A city-issued special event alcohol permit is required for all events which are required to obtain from the Utah Alcoholic Beverage Services Commission a single event permit or temporary special event beer permit under title 32A, Utah Code or its successor provisions, allowing alcohol to be stored, sold, served and consumed for short term events.

B. Application Requirements: In addition to the application requirements set forth in in this title, the following information is required:

1. The time, dates, and location of the event.
2. A description of the nature and purpose of the event.
3. A description of the control measures to be imposed by the DABS and where alcohol will be stored, served and sold.
4. A signed consent form stating that law enforcement and authorized city representatives shall have the unrestricted right to enter and inspect the premises during the event to ensure compliance with state law and city ordinance.

C. Operational Restrictions: The permittee is subject to all operational restrictions imposed by the DABS under its state permit. No alcohol may be served at any special event unless the city permittee also obtains the appropriate state permit.

D. Nontransferable: Special event alcohol permits are not transferable.

E. Time Limits: Special event alcohol permits are subject to the time limitations applicable to DABC single event permits and temporary special event beer permits.

F. Fees: Special event alcohol permits are subject to the fees set forth in the consolidated fee schedule.(Ord. 21-31, 8-25-2021)

17-9-1: IMPLEMENTATION:

This title applies to all new licenses, permits, or local consent on the date the ordinance takes effect. Current licensees shall be brought current at next license renewal. (Ord. 21-31, 8-25-2021)

CHAPTER 5 ZONING REQUIREMENTS

SECTION:

17-5-1: Variances

17-5-2: Allowed Locations

17-5-1: VARIANCES:

Variances are not permitted for the proximity standards. Proximity standards are expressly addressed in the Utah alcoholic beverage control act and may not be modified by the city. (Ord. 21-31, 8-25-2021)

17-5-2: ALLOWED LOCATIONS:

A. Uses that are allowed in zones are listed in the table below. Zones listed are those that allow for commercial enterprises and similar uses, including but not limited to the PC zone and the west side planning area mixed use designation.

B. Those uses identified as "permitted" (P) are allowed by right; provided, that they comply with all other requirements of this article, and all other applicable requirements of city ordinance and state law. Uses identified as "conditional" (C) must be approved by the planning commission pursuant to sections [13-7E-1](#) et seq.

C. The standards and procedures for conditional uses shall comply with all other applicable requirements of city ordinance and state law. Any license not specifically listed in this section for a zone shall not be allowed in that zone.

D. Table of Permitted and Conditional Uses (for alcoholic beverage uses).

Alcoholic Beverage Use	CG	CM	SC1	SC2	SC3	PO	BRP	MP	M-1	M-2	CCC	CCF	CCR	PCH (NC)
Banquet (on-premise)				P	P									
Bar	C	P		P	P						C	C		
Beer Retailer (on-premise)	P	P	P	P	P						P	P	P	P
Beer Wholesaler								P	P	P				
Hotel	P			P	P	P	P				P	P	P	
Liquor Warehouse								P	P	P				
Manufacturer (winery, distillery, brewery)								P	P	P				
Off-Premise Beer	P	P	P	P	P						P	P	P	P
Package Agency				P	P									
Reception Center					P						C	C		
Restaurant (Beer Only)	P	P	P	P	P	P	P				P	P	C	P
Restaurant (Full Service)	P	P	P	P	P	P	P				P	P	C	P

Restaurant (Limited Service)	P	P	P	P	P	P	P				P	P	C	P
Special Use (Scientific or Educational)					P	P	P	P	P	P				
Special Use (Industrial or Manufacturing)								P	P	P				
Special Use (Religious)														P
State Liquor Store				C	C									
Tavern (On-premise beer retailer)	P	P	P	P	P						P	C		P
* West Side Planning Area Mixed Use Zone (WSPA) (MU)														

L

TRANSIT STATION OVERLAY DISTRICT

Alcoholic Beverage Use	West Jordan City Center Station	Jordan Valley	Gardner Village Station	Bagley Station
Bar	C	C	C	C
Beer Retailer (on-premise)	P	P	P	P
Hotel	P	P	P	
Off-Premise Beer	P	P	P	P
Reception Center	C		C	
Restaurant (Beer Only)	P	P	P	P
Restaurant (Full Service)	P	P	P	P
Restaurant (Limited Service)	P	P	P	P
State Liquor Store		C		
Tavern (on-premise beer retailer)	P	P	P	

(Ord. 21-31, 8-25-2021)

Vice Chair Green moved to amend the motion to adopt the staff recommendation as published in the staff report.
Council Chair Jacob seconded the amendment.

The vote was recorded as follows:

Council Chair Jacob	Yes
Vice Chair Green	Yes
Council Member Lamb	Yes
Council Member McConnehey	Yes
Council Member Pack	Yes
Council Member Whitelock	Yes
Council Member Worthen	Yes

The motion passed 7-0

b. Alcohol Code Amendments

City Planner/Zoning Administrator Larry Gardner presented proposed amendments that would bring City Code more in line with changes in State law related to Alcohol Beverage Control and Uses. He said proposed Title 17 would be easier to administer than current Code.

Council Chair Jacob opened a public hearing at 9:15 pm

Citizen Comments:

None

Council Chair Jacob closed the public hearing at 9:15 pm

MOTION: Vice Chair Green moved to approve Ordinance No. 21-31 amending the 2009 City Code (Alcohol Beverage Control and Uses: adopting Title 17 and repealing and amending other provisions in Titles 4 and 13).
Council Member McConnehey seconded the motion.

The vote was recorded as follows:

Council Chair Jacob	Yes
Vice Chair Green	Yes
Council Member Lamb	Yes
Council Member McConnehey	Yes
Council Member Pack	Yes
Council Member Whitelock	Yes
Council Member Worthen	Yes

The motion passed 7-0

7. BUSINESS ITEMS

a. Setting the 2021 property tax rate

Administrative Services Director Danyce Steck presented proposed Ordinance No. 21-34 to set a 2022 property tax rate of .001788, which would incorporate both a property tax rate increase and a one-time judgement levy. Council Member Whitelock asked if the property tax rate increase and the judgement levy could be voted on separately, and Ms. Steck responded affirmatively.



REQUEST FOR COUNCIL ACTION

Action: Request feedback from Council

Meeting Date Requested : 09/18/2024

Presenter: Alan Anderson, Patrick Boice

Deadline of item :

Applicant:

Department Sponsor: Council Office

Agenda Type: DISCUSSION TOPICS

Presentation Time: 20 Minutes

(Council may elect to provide more or less time)

1. AGENDA SUBJECT

Discussion of proposed amendments to **Title 7 – Parking**

2. EXECUTIVE SUMMARY

The council is being asked to consider amendments to Chapter 3 of Title 7 within West Jordan City Code, as it relates to parking. Updated amendments have been reviewed by the city attorneys and are based in part on the feedback provided from the [March 20, 2024 Committee of the Whole Meeting](#) (minutes available within the PrimeGov packet).

The primary discussion point from the March 20 meeting was potentially reclassifying parking violations from a criminal offense to a civil violation. Councilmembers expressed mixed opinions on various provisions, and some requested further consideration and clarification before making a decision. The discussion concluded with plans to revisit the proposal after additional review and assessment of potential impacts.

Previously, this ordinance had amendments in 2001 and minor adjustments in 2010 and 2020.

3. TIME SENSITIVITY / URGENCY

None

4. FISCAL NOTE

There is no cost to amend an ordinance, but potential fiscal impact would be determined at a later time, depending on how the mayor/administrative staff intend to implement any change in policy or code.

5. STAFF ANALYSIS

Summarized changes to proposed amendments to [Chapter 3 of Title 7](#) (comparing March 20, 2024 Redline document to that being proposed on September 18, 2024:

- 7-3-1 – Verbiage changed from “is known” to “may be cited as”
- 7-3-2 – Section reduced and simplified, unnecessary definitions removed
- 7-3-3 – Unchanged from previous proposal
- 7-3-4 – Section rewritten and simplified
 - Removing process of establishing proof of ownership and placing strict liability on the registered owner.
- 7-3-5 – Unchanged from previous proposal

- 7-3-6A – Section revised appropriately for conciseness and clarity, while adding lines 16 through 22.
- 7-3-6B – Added line 3
 - o Prohibited to stand or park a vehicle... within 20 feet of a crosswalk or designated crossing
- 7-3-7B – Section rewritten and compressed, but no content deleted
- 7-3-8 – Section added
 - o Specifying that an illegally parked vehicle can be immobilized, moved, or impounded
- 7-3-9 and 7-3-10 – Rewritten and expanded for clarity, addressing prohibited parking of recreational vehicles and vehicles leaking fluids, respectively.
- 7-3-11 – Regarding Prohibited obstruction of snow removal and emergency response vehicles, section is rewritten to clarify on specific prohibitions and circumstances of which, and adding subsection D regarding snowbound vehicles and semitrailers.
- 7-3-12B – “For the purpose of this section” added for clarification.
- 7-3-13 – Renamed to “Enforcement” from “Penalties”, specifying that citations may be prosecuted criminally or civilly, before referring to respective code or the fee schedule for penalties and fines, as appropriate.

As this item was Councilmember-initiated and managed by Council Staff, there is no additional Council Staff Report.

6. MOTION RECOMMENDED

Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final action;
2. Continue the item for to a future Committee of the Whole meeting;
3. As applicable, refer the item to the Planning Commission, a Council Subcommittee, or an Ad Hoc Committee;
4. Table the item indefinitely;
5. Make requests of Council Staff, Administrative Staff, or the mayor for information by way of four agreeing Council Members.

7. PACKET ATTACHMENT(S)

Redline ordinance

Fee Schedule

March 20, 2024 COTW Minutes, highlighting the Title 7 discussion

CHAPTER 3

STOPPING, STANDING AND PARKING

SECTION:

7-3-1: Title

7-3-2: ScopeDefinitions

7-3-3: Owner ResponsibleApplicability

7-3-4: Prohibited ParkingOwner Responsibility

7-3-5: Additional Parking RegulationsParking on Streets

7-3-6: Illegally Parked Vehicle To Be Moved Or ImpoundedProhibited Parking

7-3-7: Parking Regulations Applicable To Public School GroundsAdditional Parking Regulation

7-3-8: Prohibited Parking Of Recreational Vehicles On StreetIllegally Parked Vehicle to be Moved or Impounded

7-3-9: Prohibited Parking Of Vehicles Leaking FluidsProhibited Parking of Recreational Vehicles on Street

7-3-10: Prohibited Parking For Snow RemovalProhibited Parking of Vehicles Leaking Fluids

7-3-11: Prohibited Obstruction of Snow Removal and Emergency Response Vehicles

7-3-12: PenaltyParking of Trucks

7-3-13: Enforcement

7-3-1: TITLE:

This chapter ~~shall be known~~may be cited to as the CITY OF WEST JORDAN PARKING CODE. (2001 Code § 86-3-101)

7-3-2: SCOPEDEFINITIONS:

~~This chapter shall govern the parking, standing and stopping of vehicles upon the public roadways, upon other publicly owned properties, and upon private property upon which the public is generally invited for the purpose of vehicular parking~~Unless otherwise provided for, the definitions applicable to the Chapter are the definitions contained in Utah Code ~~41-6a-102~~ or successor provision.

<u>Parking Enforcement Official</u>	<u>Means a city employee designated and authorized to enforce the provisions of the Chapter.</u>
<u>Recreational Vehicle</u>	<u>Means a vehicular unit other than a mobile home, primarily designed as a temporary dwelling for travel, recreational, or vacation use,</u>

Commented [PB1]: "Truck" is defined by state law under subsection 83.

Commented [PB2]: When we duplicate the definitions from the State code, we open up the possibility that those definitions will change over time. We then may encounter situations where our definitions conflict with the State. I think it is preferable to simply incorporate the State definitions by reference.

With that said, there are a couple of definitions that it looks like we want to add or distinguish from the state and which will help us.

	<u>that is either self-propelled or pulled by another vehicle. Recreational vehicle also means any off-highway vehicle as defined by state law.</u>
<u>Registered Owner</u>	<u>Means the named person(s) or entity listed on the registration issued by the Department of Motor Vehicles.</u>
<u>School Bus Parking Zone</u>	<u>Means a parking space that is clearly identified as reserved for use by a school bus.</u>
<u>Semitrailer or Trailer</u>	<u>Means the definition as set forth in Section 41-1a-102 of the Utah Code and its successor provisions.</u>
<u>Snow Event</u>	<u>Means an accumulation of one inch or more of snow.</u>
<u>Street</u>	<u>Means streets, highways, public alleys, and any other public thoroughfare for vehicular traffic. Streets include the entire width between property lines open to the public, as a matter of right, for purposes of vehicular traffic.</u>

Commented [PB3]: We received snow in May this year and have had October snow in years past. While rare, it does not seem like we'd want to limit the need for snow removal to cold weather months.

Other municipalities with this type of definition do not limit it to a certain range of months.

(2001 Code § 86-3-102)

7-3-3: OWNER RESPONSIBLE APPLICABILITY:

A.—Every person in whose name a vehicle is registered or licensed shall be responsible for the parking of any vehicle in violation of this chapter. It is no defense to a charge that the vehicle was illegally parked by another unless it is shown that at such time the vehicle was being used without the consent of the registered owner.

—B.—Proof that the named defendant is the registered owner of the illegally parked vehicle shall be prima facie evidence that the registered owner parked the vehicle and/or that the illegally parked vehicle was so parked with the knowledge and consent of the registered owner. (2001 Code § 86-3-103) This Chapter governs the parking, standing, and stopping of vehicles upon public streets, publicly owned properties, and upon private property upon which the public is generally invited for the purpose of vehicular parking. (2001 Code § 86-3-102)

7-3-4: OWNER RESPONSIBILITY: If any vehicle or trailer is used in violation of the parking provisions of this title, the person or entity in whose name the vehicle or trailer is registered shall be strictly liable for the violation and the penalty for the violation.

(2001 Code § 86-3-103)

7-3-5: PARKING ON STREETS:

A. The vehicle operator shall park or stop a vehicle on a two-way street with the right-hand wheels:

1. Parallel to and within 12 inches of the right-hand curb; or
2. As close as practicable to the right edge of the right-hand shoulder.

Commented [PB4]: Consistent with state code. 41-6a-1402

B. The vehicle operator shall park or stop a vehicle on a one-way street parallel to the curb or edge of the roadway in the direction of authorized traffic movement with its:

1. Wheels within 12 inches of the curb: or
2. As close as practicable to the right edge of the shoulder.

C. The vehicle operator shall set the brakes and turn the front wheels to the curb or the side of the street when parking or standing on any perceptible grade.

7-3-64: PROHIBITED PARKING:

A. Except when necessary to avoid conflict with other traffic, or in compliance with law, or the directions of a police officer, or traffic control device, it is unlawful for any person to stop, stand or park a vehicle or for any owner or person in possession to allow any vehicle to be stopped, stood or parked a person may not stop, stand, or park a vehicle:

- A1. On the roadway side of any vehicle stopped or parked at the edge of a curb or a street;
2. On a sidewalk;
- ~~B. In front of or within five feet (5') of a private driveway.~~
- C3. Within an intersection or roundabout;
- ~~D. Within fifteen feet (15') of a fire hydrant.~~
- E4. On a crosswalk or designated crossing;
- ~~F. Within twenty feet (20') of a crosswalk at an intersection.~~
- ~~G. Within thirty feet (30') upon the approach to any flashing beacon or traffic control device located at the side of a roadway.~~
- H5. Between a safety zone and the adjacent curb or within thirty-30 feet (30') of points on the curb immediately opposite the ends of a safety zone, unless authorized signs or markings indicate a different length is indicated by signs or markings;
- ~~I. Within fifty feet (50') of the nearest rail of a railroad crossing.~~
- ~~J. Within twenty feet (20') of a driveway entrance to any fire station and on a side of a street opposite the entrance when properly signposted.~~

Commented [PB5]: A lot of these are prescribed by state law. See 41-6a-1401

~~K6.~~ Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct ~~or be hazardous to~~ traffic;:-

~~L7.~~ Upon On any bridge or other elevated structure, ~~upon on a street highway~~ or within a ~~street highway tunnel or underpass~~:-

~~M8.~~ Upon a street in such a manner or under such conditions as to leave available less than ten feet (10') of the width of the roadway for free movement of vehicular traffic on any railroad tracks:-

~~N9.~~ In such manner or under such conditions as to obstruct any sidewalk, crossing or private driveway, except during the necessary and expeditious loading or unloading of merchandise on any controlled-access highway:-

~~O10.~~ On any public street or alley where the width of the roadway is less than twenty feet (20') in the area between roadways of a divided highway, including crossovers:-

~~P11.~~ Over and across any sidewalk or that area between the sidewalk and curb any place where a traffic-control device prohibits stopping, standing, or parking:-

12. In a school bus parking zone;

13. On any street more than 72 hours;

14. In front of any taxi or bus stop; or

15. On any median, or island, or in any dividing section of a divided highway.

B. A person may not stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers:

1. In front of a public or private driveway;

2. Within 15 feet of a fire hydrant;

3. Within 20 feet of a crosswalk or designated crossing;

4. Within 30 feet upon the approach to any flashing signal, stop sign, yield sign, or traffic-control signal located at the side of a roadway;

5. Within a public alley that blocks the driveway entrance to any abutting property or interferes with the free movement of traffic;

6. Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of the entrance when posted by signs;

7. At any place where a traffic-control device prohibits standing or parking.

C. A person may not park a vehicle, whether occupied or not, except temporarily for the purpose of and while engaged in loading or unloading property or passengers:

1. Within 50 feet of the nearest rail of a railroad crossing; or

2. At any place where traffic-control devices prohibit parking.

~~—Q.— Within an alley, except during the necessary and expeditious loading and unloading of merchandise; and no person shall stop, stand or park a vehicle within an alley in such position as to block the driveway entrance to any abutting property or interfere with the free movement of traffic through the alley.~~

~~—R.— Upon the roadway side of another vehicle which is parked, standing or stopped, except while actually engaged in loading or unloading passengers or in compliance with directions of a police officer or traffic control device or when necessary to avoid other traffic.~~

~~—S.— In a roadway, except parallel with the edge of the roadway, headed in the direction of lawful traffic movement and with the right hand wheels of the vehicle within eighteen inches (18") of the curb or edge of the roadway, except when angle parking is expressly authorized by a sign or other method of notice erected by public authority or except upon a marked, one-way street where the left side of the vehicle may be adjacent to and parallel with the curb.~~

~~—T.— Upon any roadway, for the principal purpose of:~~

~~—1.— Greasing or repairing such vehicle, except when such repairs are necessitated by an emergency.~~

~~—2.— The sale of foodstuffs or other merchandise.~~

~~—U.— In a parking space designated for handicap parking unless the driver or his passenger is handicapped so as to require additional parking space or decreased walking distance or the vehicle has handicap license plates. Notwithstanding any provisions of this chapter to the contrary, a violation of the handicap parking regulations is an infraction with a fine not to exceed seven hundred fifty dollars (\$750.00).~~

~~—V.— At any place where signs, curb markings or pavement markings indicate no parking, fire zone, or words of similar effect; or where the adjacent curb is painted with red or yellow paint; or where markings on the pavement indicate parking is prohibited.~~

~~—W.— Where an unobstructed width of the street opposite a standing vehicle is not left for the free passage of other vehicles or where a clear view of such stopped vehicle is not available from a distance of two hundred feet (200') in each direction.~~

~~—X.— When the motor vehicle is standing upon any perceptible grade, unless the brakes to the vehicle are effectively set and the front wheels are turned to the curb or side of the street.~~

~~—Y.— Within five feet (5') of a freestanding curbside mail box.~~

~~—Z.— Upon the main traveled part of the street when it is practical to stop, park or so leave such vehicle off such part of such street; however, this subsection shall not apply to the driver of any vehicle which is disabled while on the main traveled portion of a street in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving such disabled vehicle in such position.~~

~~—AA.— At any place where official signs or markings indicate stopping, standing or parking is prohibited. (2001 Code § 86-3-104; amd. 2009 Code)~~

7-3-57: ADDITIONAL PARKING REGULATIONS:

~~A. —A. Authority: The mayor, or mayor's designee, is authorized to~~ place and maintain ~~such additional appropriate~~ signs or traffic markings to:

- ~~1. indicate standing or parking regulations; and~~
- ~~2. may~~ designate and identify ~~such~~ other no parking or controlled parking locations as ~~the~~ public safety demands.

—B. Signs, Markings: The mayor, ~~or mayor's designee, shall~~ may require persons, organizations, corporations ~~and or~~ business entities, ~~designated to install and maintain regulatory parking signs or markings required~~ by the Building Code, the Fire Code, or other regulatory ~~codes~~ or Public Safety Ordinances, ~~to These signs shall be installed~~ and maintain, at the expense of the person or business, ~~such regulatory parking signs or markings as are required by such codes~~. It is unlawful for any person to fail to comply with the directives of the mayor to install or maintain such parking regulations or markings. When so installed, such signs and markings shall be official signs and markings, the violation of the terms of which shall be prosecuted in accordance with this chapter. (2001 Code § 86-3-105; amd. Ord. 19-04, 1-23-2019; Ord. 21-04, 2-10-2021)

7-3-68: ILLEGALLY PARKED VEHICLE TO BE IMMOBILIZED MOVED OR IMPOUNDED:

~~Any A law enforcement officer may immobilize, move or impound finding~~ a vehicle parked or standing upon a street in violation of any provisions of this chapter ~~is authorized to move, at the owner's expense, such vehicle or require the driver or other person in charge of the vehicle to move the vehicle to a position off the main traveled part of such street. A parking enforcement official may immobilize a vehicle parked or standing upon a street in violation of any provisions of this chapter.~~ (2001 Code § 86-3-106)

Commented [PB6]: This is authorized, and governed, by section 41-6a-1405 of the state code.

7-3-7: PARKING REGULATIONS APPLICABLE TO PUBLIC SCHOOL GROUNDS:

—A. It is unlawful for any person to park a vehicle adjacent to a curb which is painted with red paint, in an area marked "No Parking", or in any location where such parking would obstruct regular vehicular traffic.

—B. It is unlawful for any student, staff or faculty person associated with the public school to park in an area designated for visitors or reserved parking.

—C. It is unlawful for any student to park in an area reserved for faculty.

—D. Where lines or similar features are painted upon the pavement surface to indicate the place of parking, it is unlawful for any person to park any vehicle when the parked vehicle is not within the lines or other markings.

—E. It is unlawful for any student to park a vehicle on school property during regular school hours unless such vehicle has been registered with school officials and a registration decal is properly affixed to the vehicle, as prescribed by school regulations.

—F. It is unlawful for any person to fail to comply with regulatory signs installed by school authorities concerning the movement and parking of vehicles upon the school grounds.

—G. The provisions of this section shall be deemed effective upon all persons, whether such person had notice or constructive notice of such provisions and regardless of whether a written listing of the traffic

and parking regulations of the Jordan School District and specific school regulations, if any, was distributed to the students and faculty at or before the beginning of each school year.

~~—H. Vehicles parked in violation of this section may be impounded, at the owner's expense, in addition to any criminal prosecution or administrative action taken against the person who parked the vehicle. (2001 Code § 86-3-107)~~

7-3-89: PROHIBITED PARKING OF RECREATIONAL VEHICLES ON STREET:

A. ~~Recreational Vehicles: Except in case of an emergency, it is unlawful for any~~ person to may not park or allow the parking or storage of any recreational vehicle, trailer, camping trailer, snowmobile trailer, boat, boat trailer, construction materials trailer or similar conveyance upon the public street. ~~As used in this section, the term "recreational vehicle" means a self-propelled motor vehicle, capable of human habitation, which contains cooking, eating, sleeping and/or sanitary facilities, commonly called a motor home. A recreational vehicle, trailer, camping trailer, snowmobile trailer, boat, boat trailer, construction materials trailer, or similar conveyance may be moved or impounded pursuant to state law.~~

B. ~~Emergency Parking: For purposes of this section, an emergency shall require the immediate and actual presence of the driver or other responsible person attending the vehicle and attempting to correct the situation or effect emergency mechanical repairs. For purposes of this section, any conveyance not capable of movement under its own power shall be deemed to be parked if the conveyance has been disconnected from the motor vehicle needed for that motive power. A conveyance may be parked on the street if it is currently being loaded or unloaded and is immediately attended by a person responsible for the vehicle. A conveyance parked or stored on the public streets in violation of this section may be summarily impounded, at the expense of the owner, until the reasonable impoundment and storage charges have been paid~~ A conveyance not capable of movement under its own power is deemed to be parked if it has been disconnected from the motor vehicle needed for motive power. (2001 Code § 86-3-108)

Commented [PB7]: Definition set forth in section 7-3-2 should cover these considerations more completely.

7-3-910: PROHIBITED PARKING OF VEHICLES LEAKING FLUIDS:

It is unlawful for any person to park on the public street any vehicle which is leaking any measurable quantity of oil, grease, transmission fluid, radiator coolant, battery acid or any other fluid, other than water, onto the street. Any vehicle parked or stored on the public streets in violation of this section may be ~~summarily impounded, at the expense of the owner, until the reasonable impoundment and storage charges have been paid~~ moved or impounded pursuant to state law. (2001 Code § 86-3-109)

7-3-1011: PROHIBITED ~~PARKING FOR~~ OBSTRUCTION OF SNOW REMOVAL AND EMERGENCY RESPONSE VEHICLES:

~~A. —A. Specified: No person shall park a vehicle or semitrailer upon a street when it is snowing or snow is on the street from November 1 and ending April 30 of the following year~~ Parking a vehicle or semitrailer on the street during a snow event is prohibited.

~~A. —It is prohibited to park a vehicle or semitrailer on a street in a manner which obstructs or interferes with an~~ emergency response vehicle.

~~B. —~~

~~B. —B. Vehicles which require circumvention by snow plows or emergency response vehicles are considered abandoned or in continued violation of this chapter and are subject to citation,~~

Commented [PB8]: Fire Department informed that they routinely run into situations where their trucks are unable to go down streets due to vehicles being parked improperly.

~~removal, and impoundment~~Obstructing Snow Removal; Impoundment: It shall be unlawful to park any vehicle or semitrailer, or permit a vehicle or semitrailer owned by that person to park in a manner that obstructs snow removal by failing to leave adequate room for passage of plows and other removal equipment. Vehicles and semitrailers so parked are subject to impoundment as detailed in Utah Code Annotated section 41-6a-1408.

C.

~~—C.—~~Snowbound Vehicles And Semitrailers; Removal: It shall be~~is~~unlawful for the owner of a vehicle or semitrailer to allow such vehicle or semitrailer to remain standing upon any public street for longer than~~forty eight (48)~~48~~consecutive hours after such vehicle has become snowbound due to snowplows plowing around the vehicle or semitrailer. Such vehicles and semitrailers shall be determined abandoned. Abandoned vehicles and semitrailers shall be subject to removal and impoundment as detailed in Utah Code Annotated section 41-6a-1408~~pursuant to state law. (2009 Code)

D.

7-3-12: PARKING OF TRUCKS:

A. A person may not park a truck, truck-tractor, semitrailer or trailer on a public street:

1. Unless actually loading or unloading merchandise; or

2. Is more than 30 feet from the entrance, exit, or intersection of any private driveway, private street, alley, or public street.

B. For the purposes of this section, a truck is considered parked, even though the motor is running, if the vehicle is left standing for any period of excess of three minutes. (2001 Code § 86-7-102)

7-3-13: PENALTY ENFORCEMENT:

~~Any person convicted of violating any provision of this chapter shall be fined an amount not less than forty dollars (\$40.00) and not more than the maximum permitted by state law for infractions~~Enforcement of this Chapter may be performed by a law enforcement officer or a parking enforcement official. Citations issued under this Chapter may be prosecuted criminally or civilly. If a civil citation is issued, the parties will follow the administrative citation process set forth in Title 16 of this Code. Penalties for civil violations of this Chapter shall be set forth in the city's comprehensive fee schedule. A law enforcement officer or parking enforcement official may immobilize any vehicle which has four or more unpaid parking citations pursuant to Utah Code section 41-6a-1409 or successor provision. (Ord. 10-17, 7-14-2010)

Commented [PB9]: If a boot or other mechanism is used, we will need to make sure and follow the provisions set forth in state code.

CODE ENFORCEMENT

1) ~~1)~~ Civil Penalties for Code Violation

- a) Administrative Code Enforcement Costs¹
Actual cost recovery

West Jordan Municipal Code 3-3-2(A)

Includes hearing preparation, notice of violation investigation, re-inspections and will be the actual hourly rates for participating employees and actual costs as established by affidavit filing with the hearing officer.

b) ~~2)~~ Fines and Penalties

1. For the abatement of junk, weeds, or other nuisances
 - i. Daily violation fee..... a fine not to exceed \$100
 - ii. If violation is corrected within 14 days immediately following notice, there will be no charge.
 - iii. If violation is not corrected within 14 days immediately following notice, violators will be retroactively fined for all days since the date of the notice at the following rates:
 1. Days 1 - 14\$53 per day
 2. Days 15 and thereafter\$100 per day
2. For a violation of Title 4 of the City Code
 - i. first offense..... a fine not to exceed \$250
 - ii. second offense..... a fine not to exceed \$500
 - iii. third or subsequent offense..... a fine not to exceed \$750
3. For a violation of Title 17 of the City Code
 - i. first offense..... a fine not to exceed \$250
 - ii. second offense..... a fine not to exceed \$500
 - iii. third or subsequent offense..... a fine not to exceed \$750
4. For a violation of Title 10 of the City Code
 - i. first offense..... a fine not to exceed \$250
 - ii. second offense..... a fine not to exceed \$500
 - iii. third or subsequent offense..... a fine not to exceed \$750
5. For a violation of the Parking Code
 - i. \$80 per violation
 1. If the citation is paid within 14 calendar days, the fine is \$20
 2. If the citation is paid between 15 and 30 calendar days, the fine is \$40
6. For a violation of any other State or City law a fine not to exceed \$250
7. Late Penalty 10% per annum, compounded monthly

Commented [PB1]: Business Licensing

Commented [PB2]: Alcohol

Commented [PB3]: Fire Code / Building Safety

2) Real Property Inspections

a) Fines (per violation)

- i) If violation is corrected within 14 days immediately following notice No charge
- ii) If violation is not corrected within 14 days immediately following notice violators will be retroactively fined for all days since the date of the notice at the following rates:
 1. Days 1 - 14\$53 per day

¹ Includes hearing preparation, notice of violation investigation, re-inspections and will be the actual hourly rates for participating employees and actual costs as established by affidavit filing with the hearing officer.

2. Days 15 and thereafter\$105 per day
iii) Any higher penalty amount otherwise provided by the City Code
b) Late Penalty 10% per annum, compounded monthly

3) Hearing Request Filing Fees

a) Fee for an Appeal of a Notice of Violation No charge
b) Fee for an Appeal of anything other than a Notice of Violation\$158

4) Inspections

a) 1st Compliance Inspection No charge
b) 2nd Compliance Inspection\$158
c) 3rd Compliance Inspection and thereafter\$210



MINUTES OF THE CITY OF WEST JORDAN
COMMITTEE OF THE WHOLE
Wednesday, March 20, 2024 – 6:00 PM
Approved April 10, 2024
8000 S Redwood Road, 3rd Floor
West Jordan, UT 84088

WORK SESSION 6:00 pm

1. CALL TO ORDER

- COUNCIL:** Chair Zach Jacob, Vice Chair Chad Lamb, Council Member Bob Bedore, Council Member Kelvin Green, Council Member Kent Shelton, Council Member Kayleen Whitelock
- STAFF:** Assistant City Attorney Chase Ames, Council Office Director Alan Anderson, Senior Assistant City Attorney Patrick Boice, Mayor Dirk Burton, Public Works Director Brian Clegg, Assistant City Administrator Jamie Davidson, Public Works Operations Manager Jason Duffin, Policy Analyst & Public Liaison Warren Hallmark, Code Enforcement Officer Brock Hudson, Assistant Planner Megan Jensen, Senior Planner Tayler Jensen, Judge Ronald Kunz, Community Development Director Scott Langford, City Administrator Korban Lee, Fire Chief Derek Maxfield, Council Office Clerk Cindy Quick, Deputy Police Chief Jeremy Robertson, Police Chief Ken Wallentine

Chair Jacob called the meeting to order at 6:00 pm and noted that Council Member Bloom was absent.

2. DISCUSSION TOPICS

a. **Discussion of policy related to West Jordan City Code Title 7 Motor Vehicles & Traffic regarding reclassifying parking violations from a criminal offense to a civil violation**

Council Member Green proposed removing the criminal aspect of parking violations to prioritize civil processes over involving police officers. He pointed out discrepancies between the city ordinance, which hadn't been updated since 2001, and changes in the State code from 2016. He and Council Member Whitelock reviewed the code together.

He sought Council Member approval to update the current ordinance to align with state code, suggesting requiring parking within 12 inches of the curb instead of 18 inches, which mirrored state code provisions.

Discussion regarding specific provisions such as bus zones, whether or not to prohibit parking for more than 72 hours, and how to administer the issuing of tickets, with Council Member Green highlighting proposed changes. Mayor Burton questioned the necessity of including certain details in city code if they were already addressed in state code. Council Members discussed various proposed amendments, including parking restrictions during snow removal months and regulations on parking RVs and trailers on public streets.

Concerns were raised about the potential impact on enforcement and staffing requirements. Council Members debated the effectiveness of transitioning parking violations to civil matters and potential implications for residents.

Council Members expressed mixed opinions on various provisions, with some advocating for further consideration and clarification before making a decision. The discussion concluded with plans to revisit the proposal after additional review and assessment of potential impacts.

Council Member Whitelock asked to move Item 2d forward for discussion. With no objection Chair Jacob moved Item 2d forward.

d. Discussion regarding possible amendments to West Jordan City Code Section 8-5-2 regarding the costs of sidewalk, curb, and gutter maintenance, repair, and replacement in the city.

Public Works Director Brian Clegg explained that the proposed amendment aimed to shift sidewalk repair fees from residents to the city in an effort to expedite repairs. Currently, residents are often unwilling to cover repair costs, resulting in delays. He highlighted cases where tree roots caused sidewalk damage and outlined the process for addressing such issues, including trimming roots and, if necessary, removing trees with resident permission. Mr. Clegg emphasized the need for efficient repairs to address safety hazards and mentioned funding from B & C road funds for this purpose.

Council Member Whitelock inquired about potential abuse of the system, to which Mr. Clegg clarified that residents would still be responsible for damage caused by heavy objects on sidewalks. He assured that funding was allocated for repairs without additional budgetary demands for now, however they may need a small increase over time.

Mr. Clegg also mentioned plans to offer reimbursement to residents hiring contractors for repairs, up to a certain amount. The Council expressed support for the amendment, with Council Member Green suggesting collaboration with Chase for further input. Additionally, Mr. Clegg pointed out that the city also offered residents a tree waiver to replace removed trees in their yards.

b. Discussion of proposed Title 13 amendments, specifically 13-2-3: Definitions.

Assistant Planner Megan Jensen highlighted the lack of defined regulations for the storage of commercial vehicles in the City Code, which has posed enforcement challenges. Civil Prosecutor Paul Dodd elaborated on a previous case that the city lost due to ambiguous definitions, emphasizing the need for clarity in the code to facilitate enforcement efforts. He expressed concern with lack of consensus in previous attempts to address the issue.

Council Member Green raised concerns that the proposed definition might make various activities illegal, citing examples of residents with work vehicles or trailers that could be