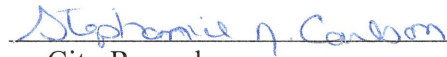


## **CERTIFICATE OF PUBLICATION**

I hereby certify that Ordinance 2025-03 was passed on the 20<sup>th</sup> day of March, 2025 and this Ordinance, or a summary hereof, was posted on the State Public Notice website.

  
City Recorder

## **CITY OF HOLLADAY PUBLIC NOTICE OF ORDINANCE ADOPTION**

Notice is hereby given that on the 20<sup>th</sup> day of March 2025 the Holladay City Council adopted Ordinance 2025-03

Ordinance 2025-03 amends Titles 5.63, 13.100- Appendix A, and 13.04.040 of the City Code relating to Home based micro-schools and micro-education entities.

The complete ordinance is available for public inspection during normal working hours from 8:00 a.m. to 5:00 p.m. Monday through Friday in the office of the City Recorder located at 4580 S 2300 E, Holladay, UT.

Dated 21st day of March, 2025

### **BY ORDER OF THE HOLLADAY CITY COUNCIL**

Stephanie N. Carlson, MMC  
Holladay City Recorder

**CITY OF HOLLADAY**

**ORDINANCE No. 2025-03**

**AN ORDINANCE OF THE CITY OF HOLLADAY AMENDING SECTIONS OF TITLE 13  
AND TITLE 5 OF THE CITY OF HOLLADAY MUNICIPAL CODE RELATING TO HOME-  
BASED MICROSCHOOLS & MICRO-EDUCATION ENTITIES**

**WHEREAS**, the Utah State Legislature during the 2024 Legislative Session enacted Senate Bill 13 which provides home-based microschools and micro-education entities with similar requirements, waivers, and rights as private and charter schools; and

**WHEREAS**, the City desires to adopt amended regulations to comply with Senate Bill 13; and

**WHEREAS**, the Community Development Department proposes amendments to Title 13 and Title 5 of the City of Holladay Municipal Code relating to home-based microschools and micro-education entities; and

**WHEREAS**, the Community Development Department has proposed amendments with the intent to comply with Senate Bill 13; and

**WHEREAS**, the City Council has held a public hearing and now desires to adopt the proposed amendments;

**NOW, THEREFORE, BE IT ORDAINED** by the Municipal Council of the City of Holladay, Utah as follows:

**Section 1. Amendment.** Title 5 of the City of Holladay Municipal Code is hereby amended to include a new Section 5.63 to read in its entirety as set forth in Exhibit A, attached hereto and incorporated herein by reference.

**Section 2. Amendment.** Section 13.100 Appendix A – Allowed Uses of the City of Holladay Municipal Code is hereby amended to read in its entirety as set forth in Exhibit B, attached hereto and incorporated herein by reference.

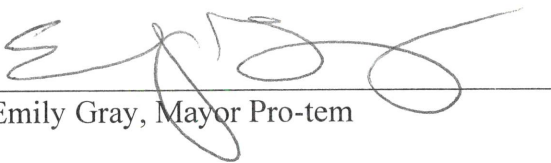
**Section 3. Amendment.** Section 13.04.040 of the City of Holladay Municipal Code is hereby amended to read in its entirety as set forth in Exhibit C, attached hereto and incorporated herein by reference.

**Section 4. Severability.** If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

**Section 5. Effective Date.** This Ordinance shall take effect upon publication or posting or thirty (30) days after passage, whichever occurs first.

PASSED AND APPROVED this 20<sup>th</sup> day of March 2025.

**HOLLADAY CITY COUNCIL**

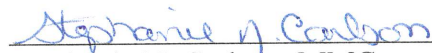
By:   
Emily Gray, Mayor Pro-tem



**VOTING:**

|                   |                                         |                                         |
|-------------------|-----------------------------------------|-----------------------------------------|
| Ty Brewer         | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/>            |
| Matt Durham       | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/>            |
| Paul Fotheringham | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/>            |
| Drew Quinn        | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/>            |
| Emily Gray        | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/>            |
| Robert Dahle      | Yea <input type="checkbox"/>            | Nay <input checked="" type="checkbox"/> |

**ATTEST:**

  
Stephanie N. Carlson, MMC  
City Recorder

DEPOSITED in the office of the City Recorder this 20<sup>th</sup> day of March, 2025.

RECORDED this 20<sup>th</sup> day of March, 2025.

## **TITLE 5 - BUSINESS LICENSES AND REGULATIONS**

### **CHAPTER 5.63 - HOME-BASED MICROSCHOOLS AND MICRO-EDUCATION ENTITIES**

#### **5.63.080: REGULATIONS ON THE LOCATION THAT ARE NECESSARY TO AVOID RISKS TO HEALTH OR SAFETY**

While a home-based microschool or micro-education entity is considered a permitted use in all zoning districts within the city, some locations may have risks to health or safety.

- A. Certain designated zones within the city allow for a sexually oriented business or a business which sells alcohol. A charter school or a micro-education entity may be prohibited from a location which would otherwise defeat the purpose for the zone unless the charter school or micro-education entity provides a waiver.

## CHAPTER 13.04 DEFINITIONS

HOME-BASED MICROSCHOOL: An individual or association of individuals that registers as a business entity in accordance with state and local laws; and, for compensation, provides kindergarten through grade 12 education services to 16 or fewer students from an individual's residential dwelling, accessory dwelling unit, or residential property. Does not include a daycare. See UCA 53G-6- 201.

MICRO-EDUCATION ENTITY: a person or association of persons that: registers as a business entity in accordance with state and local laws; and, for compensation, provides kindergarten through grade 12 education services to 100 students or fewer. Does not include a daycare, a home-based microschool, a private school, or a school within the public education system.

## CHAPTER 13.100.010: TABLE OF ALLOWED USES

| Use | All FR Zones           | R-1-4, R-1-8, R-1-10, R-1-15 | R-1-2 1, R-1-4 3, R-1-8 7 | R-2- 8/ R-2-10  | R-M                          |                           | PO              | HCR             |                 | O-R-D           | P               | RO              |                 | NC              | C-1             | C-2             | HV              | R/M-U | LU |
|-----|------------------------|------------------------------|---------------------------|-----------------|------------------------------|---------------------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|-------|----|
| Use |                        |                              |                           | All FR Zones    | R-1-4, R-1-8, R-1-10, R-1-15 | R-1-2 1, R-1-4 3, R-1-8 7 | R-2- 8/ R-2-10  | R-M             | PO              | HCR             | O-R-D           | P               | RO              | NC              | C-1             | C-2             | HV              | R/M-U | LU |
|     |                        |                              |                           |                 |                              |                           |                 |                 |                 |                 |                 |                 |                 |                 |                 |                 |                 |       |    |
|     | Micro-education Entity |                              |                           | p <sup>23</sup> | p <sup>23</sup>              | p <sup>23</sup>           | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> | p <sup>23</sup> |       |    |

23. Business license required and subject to all regulations in Title 5.63 "Home-Based Micro-schools and Micro-Education Entities"