



THE CITY OF WEST JORDAN  
COMMITTEE OF THE WHOLE  
MEETING  
August 19, 2025

VIEW THE MEETING

8000 S Redwood Road, 3<sup>rd</sup> Floor  
West Jordan, UT 84088

**Welcome to Committee of the Whole meeting!**

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**WEST JORDAN PUBLIC MEETING RULES**

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**WORK SESSION 4:00 pm**

**1. CALL TO ORDER**

**2. DISCUSSION TOPICS**

- a. Discussion of Proposed Amendments to Replace Title 6, Chapter 1D – Cost Recovery for Hazardous Materials Emergencies with New Title 3, Chapter 10
- b. Discussion on Landscape Water Use Rates
- c. Discussion on Proposed Amendments to Titles 13 and 4 Regarding Zoning and Business and License Regulations for Massage Establishments
- d. Discussion of Regulations on Retail Sales of Pets by Commercial Breeders

**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**

*Please note at the conclusion of this meeting, the Council will convene for the Truth in Taxation Hearing.*

**UPCOMING MEETINGS**

- Tuesday, August 26, 2025 – Committee of the Whole (4:00p) – Regular City Council (7:00p)
- Tuesday, August 26, 2025 – Board of Canvassers (6:30p)

- Tuesday, September 9, 2025 – Committee of the Whole (4:00p) – Regular City Council (7:00p)
- Tuesday, September 23, 2025 – Committee of the Whole (4:00p) – Regular City Council (7:00p)
- Tuesday, September 30, 2025 – Committee of the Whole (6:00p)

***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/pmn/>, 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.*

***Posted and dated August 14, 2025      Cindy M. Quick, MMC, Council Office Clerk***



# REQUEST FOR COUNCIL ACTION

**Action:** Request feedback from Council

**Meeting Date Requested** : 08/19/2025

**Presenter:** Derek Maxfield, Fire Chief

**Deadline of item** :

**Applicant:** City of West Jordan

**Department Sponsor:** Fire Department

**Agenda Type:** DISCUSSION TOPICS

**Presentation Time:** 10 Minutes

*(Council may elect to provide more or less time)*

## 1. AGENDA SUBJECT

Discussion of Proposed Amendments to Replace Title 6, Chapter 1D – Cost Recovery for Hazardous Materials Emergencies with New Title 3, Chapter 10

## 2. EXECUTIVE SUMMARY

Title 6, Chapter 1D authorizes the City to recover expenses incurred in responding to a hazardous material emergency from those who negligent or willful acts caused the emergency. The proposed amendment would replace Title 6, Chapter 1D with a new chapter (Title 3, Chapter 10) that authorizes the City to recover expenses incurred in responding to all circumstances necessitating an immediate City response. Staff recommends adoption of the amendment as proposed.

## 3. TIME SENSITIVITY / URGENCY

N/A

## 4. FISCAL NOTE

N/A

## 5. ADMINISTRATIVE STAFF ANALYSIS

The City responds to a variety of urgent circumstances that result from the negligent or willful actions of various individuals or entities including damaged utilities and other improvements. Currently, City code only authorizes the City to recover costs incurred in responding to emergencies related to hazardous materials. City staff supports the added flexibility the proposed amendment would bring.

## 6. MAYOR RECOMMENDATION

N/A

## 7. COUNCIL STAFF ANALYSIS

### Timeline & Background Information

[Chapter 1D of Title 6](#) (to be deleted, as proposed) was originally adopted in 2009 and received minor amendments in 2019 (Ordinance No. 19-03) and 2021 (Ordinance No. 21-04), respectively.

### Additional Information & Analysis

As explained in the Executive Summary above; this proposal is to delete Chapter 1D of Title 6 and replace it with a new chapter (Chapter 10) within Title 3. The purpose (establishing procedures for the City to recover expenses incurred in responding to all circumstances necessitating an immediate

City response) is largely the same in Title 3 as it was in Title 6 but includes additional clarification and revised verbiage.

Rather than simply make amendments within Title 6 (Police and Public Safety), the purposes of the chapter are more directly aligned with those of Title 3 (Revenue, Finance, and Taxation).

Chapter 10 of Title 3 outlines the procedures for cost recovery related to emergencies and similar circumstances and states that the City can recover costs incurred in responding to such events from individuals or entities responsible for causing or contributing to the emergency.

- The City will notify responsible parties of its determination and their ability to appeal.
- Responsible parties can appeal the City's decision through an established process, including a hearing conducted by an administrative law judge.
- If the responsible party fails to pay within 30 days of the deadline or final decision, the City may pursue other legal remedies to recover the costs.

## **8. POSSIBLE COUNCIL ACTION**

The Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final 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.

## **9. ATTACHMENTS**

Title 6 (Chapter 1D) Redlines

Title 3 (Chapter 10) Redlines

1  
2 **ARTICLE D. COST RECOVERY FOR HAZARDOUS MATERIALS EMERGENCIES**

3 **SECTION:**

4 **6-1D-1: Purpose**

5 **6-1D-2: Recovery Authorization And Procedure**

6 **6-1D-3: No Admission Of Liability**

7 **6-1D-4: Action To Recover Costs**

8  
9 **6-1D-1: PURPOSE:**

10 This article provides procedures for recovering expenses incurred by the City for City  
11 assistance in responding to a hazardous materials emergency. (2009 Code)

12  
13 **6-1D-2: RECOVERY AUTHORIZATION AND PROCEDURE:**

14 The City is empowered to recover all expenses incurred by City agencies due to a response  
15 to a hazardous material emergency from any person, corporation, partnership or other  
16 individual or entity whose negligent or intentional actions cause the hazardous material  
17 emergency, pursuant to the following procedure:

18 **A. Notice Of Determination:** The City shall determine responsibility for the emergency  
19 and notify the responsible party in person or by mail (first class, postage prepaid) of the  
20 City's determination of responsibility and the expenses to be recovered.

21 **B. Content Of Notice:** The notice shall specify that the responsible party may appeal the  
22 City decision to the mayor, who may designate a Hearing Officer to hear the appeal. Any  
23 appeal shall be filed, in writing, with the City Recorder's Office not more than thirty (30)  
24 calendar days from the date of service of notice. The date of service of notice shall be the  
25 date of personal delivery or three (3) calendar days after the date of mailing, as applicable.

26 **C. Hearing On Appeal:** If the responsible party appeals the determination, the Hearing  
27 Officer shall hold a hearing to consider any issues raised by the appeal. At the hearing, the  
28 appealing party and the City shall be entitled to present evidence in support of their  
29 respective positions.

30 **D. Recommendation; Final Determination:** After the hearing, the Hearing Officer shall  
31 make a recommendation to the mayor, who shall issue a final administrative decision  
32 assessing responsibility and the expenses owed by the responsible party. (2009 Code; amd.  
33 Ord. 19-03, 1-23-2019; Ord. 21-04, 2-10-2021)

34 **6-1D-3: NO ADMISSION OF LIABILITY:**

35 ~~The payment of expenses determined owing under this article does not constitute an~~  
36 ~~admission of liability or negligence in any legal action for damages. (2009 Code)~~

37

38 **6-1D-4: ACTION TO RECOVER COSTS:**

39 ~~If the responsible party fails to make payment to the City within thirty (30) calendar days~~  
40 ~~after a determination of any appeal by the mayor, or within thirty (30) calendar days from~~  
41 ~~the deadline for appeal in the event no appeal is filed, the City may initiate legal action to~~  
42 ~~recover from the responsible party the expenses determined to be owing, including the~~  
43 ~~City's reasonable attorney fees and court costs. (2009 Code; amd. Ord. 19-03, 1-23-2019;~~  
44 ~~Ord. 21-04, 2-10-2021)~~

1

2 CHAPTER 10

3 COST RECOVERY FOR EMERGENCIES AND SIMILAR CIRCUMSTANCES

4 SECTION:

5 3-10-1: Recovery Authorization and Notice

6 3-10-2: Appeal

7 3-10-3: Failure to Make Payment

8

9 3-10-1: RECOVERY AUTHORIZATION AND NOTICE:

10 A. Recovery: The City may recover all costs incurred in responding to an emergency or  
similar circumstance from any individual or entity whose acts or omissions caused, in  
whole or in part, the emergency or similar circumstance.

13 B. Notice: After determining responsibility, the City will notify the responsible parties of  
the City's determination, the costs incurred, and of the responsible parties' ability to appeal  
the City's determination.

16

17 3-10-2: APPEAL

18 A. Appeal: A responsible party may appeal the City's determination in the manner  
established in section 16-2E-3 of this code.

20 B. Hearing On Appeal: Following receipt of a timely and complete appeal, an  
administrative law judge will conduct a hearing and issue a final decision on the appeal in  
the manner set forth in Title 16, Chapter 2E of this code.

23

24 3-10-3: FAILURE TO MAKE PAYMENT

25 If a responsible party fails to make payment to the City within 30 calendar days after the  
deadline to appeal the City's determination or the administrative law judge's final decision  
on appeal, the City may pursue any other remedy available under applicable law to recover  
the costs.



# REQUEST FOR COUNCIL ACTION

**Action:** Need Council to take action

**Meeting Date Requested**

: 08/19/2025

**Presenter:** Council and Danyce Steck, Administrative Services Dir

**Deadline of item**

: 08/26/2025

**Applicant:**

**Department Sponsor:** Council Office

**Agenda Type:** DISCUSSION TOPICS

**Presentation Time:** 30 Minutes

*(Council may elect to provide more or less time)*

## 1. AGENDA SUBJECT

Discussion on Landscape Water Use Rates

## 2. EXECUTIVE SUMMARY

At the [June 24, 2025 City Council meeting](#), the Council approved the Fiscal Year 2026 water rates and Consolidated Fee Schedule. As part of the item's discussion, the Council requested consideration to increase the Landscape user class rate to match Residential class rates.

When presented at the [July 22, 2025 City Council meeting](#) for action, a majority of the Council wanted to discuss the rates further. With a firm budgetary deadline of August 31, this discussion is the only opportunity for the potential consideration and final budget adoption on August 26<sup>th</sup>.

Any new rates adopted on August 26, 2025 would go into effect October 1, 2025.

## 3. TIME SENSITIVITY / URGENCY

Any increase will need to be adopted by August 26, 2025, as part of the Fiscal Year 2026 Final Budget approval and allow the city to communicate the increases to customers by October 1, 2025, when they take effect.

## 4. FISCAL NOTE

The increase will add approximately \$125,000 overall revenue to the Water Enterprise Fund or about half a percentage point. The rate increase would only apply during the summer months and over the smallest user class of water users.

## 5. MAYOR RECOMMENDATION

From conversations in the prior work session on this issue, it appears that there is interest in raising the landscape water meter rates primarily to encourage HOA's to get serious about water conservation. I support this desired goal. However, currently the City Council is planning to approve in the FY26 budget a water conservation specialist position. I recommend that the new water conservation specialist work directly with the top HOA water users and other major landscape water users to create with the City Council and other stakeholders a program that encourages greater water conservation among these large landscape water users. That program may include raising the water rates on landscape meters, but it may also include education, incentives, grants for landscape conversions to water-wise landscapes, and so on. I feel like we need to work together to figure out what kind of program would be most effective at achieving the desired goal before implementing this change in the rate.

## 6. COUNCIL STAFF ANALYSIS

### Timeline & Background Information

In December 2018, the city conducted a water survey from Raftelis, and the study was presented to the council. The Raftelis study was a 5-year plan and ran from 2019 through 2024, and the slide with the principles requested by the council at that time is included in this packet as Reference 1.

The city has three classes of water users; residential, landscape, and commercial.

In the [Council Work Session on July 8, 2025](#), the majority of the Council supported a change in landscape class water usage fees to equal the residential class water usage fees.

In the [July 22, 2025 City Council Meeting](#), Council considered Resolution No. 25-040, which proposed to change the landscape usage fees to be equal to those of residential usage fees. Several Council Members felt that the item required additional discussion, and via a 4-2 vote, it was referred to a Committee of the Whole meeting for further discussion.

### Additional Information & Analysis

#### Landscape Meter Usage – July 2024-June 2025

- # of landscape meter accounts: 500
- Total gallons used over the past 12 months: 482,576,000 gallons
- Total gallons used by the Top 20: 143,577,000
- % of total water delivered over the past 12 months: 6.5%
- % of landscape water use from Top 20: 30%
- No water is used between December 2024 – April 2025

Below in Figure 1 are the top 20 users of the landscape water rates in West Jordan:

TOP 20 LANDSCAPING METER USAGE (in thousands of gallons)						
July 2024 – June 2025						
Rank	Customer	Retail	School	Park areas	Apartments	HOA
1	Jordan Landing	13,437.62				
2	West Hills Middle School		13,371.84			
3	Liberty Landing Apartments			12,589.56		
4	West Jordan Middle School		10,063.05			
5	Affinity 56 Apartments				9,744.57	
6	Copper Hills Youth Center		8,330.03			
7	Sam's Club	7,406.49				
	Serenity at Jordan Landing				7,345.00	
8	Apartments					
9	LDS Church			7,172.91		6772 S 3420 W Sports field/park
						Large Park Strip on Prosperity
10	Visible Supply Chain			6,257.22		Rd
11	Ascent Academy Charter School		6,009.89			
12	Target Stores	5,915.73				
13	Antelope Canyon Elementary					
14	School	5,227.00				
15	LDS Church			4,994.80		8385 S 4800 W Sports field/park
16	Copper Rim HOA				4,622.50	
17	Amazon	4,462.33				
18	LDS Church			4,306.59		1934 W 7705 South Sports
19	Oquirrh West HOA				4,142.22	field/park
20	Wilshire Place Apartments				4,121.84	
	Trimble Creek HOA				4,056.00	

At the request of Council leadership, the top four users in Figure 1 above have been notified of the proposed water rate increase and invited to attend the discussion (*email sent out by the Council Office on Monday, August 13*).

## **7. POSSIBLE COUNCIL ACTION**

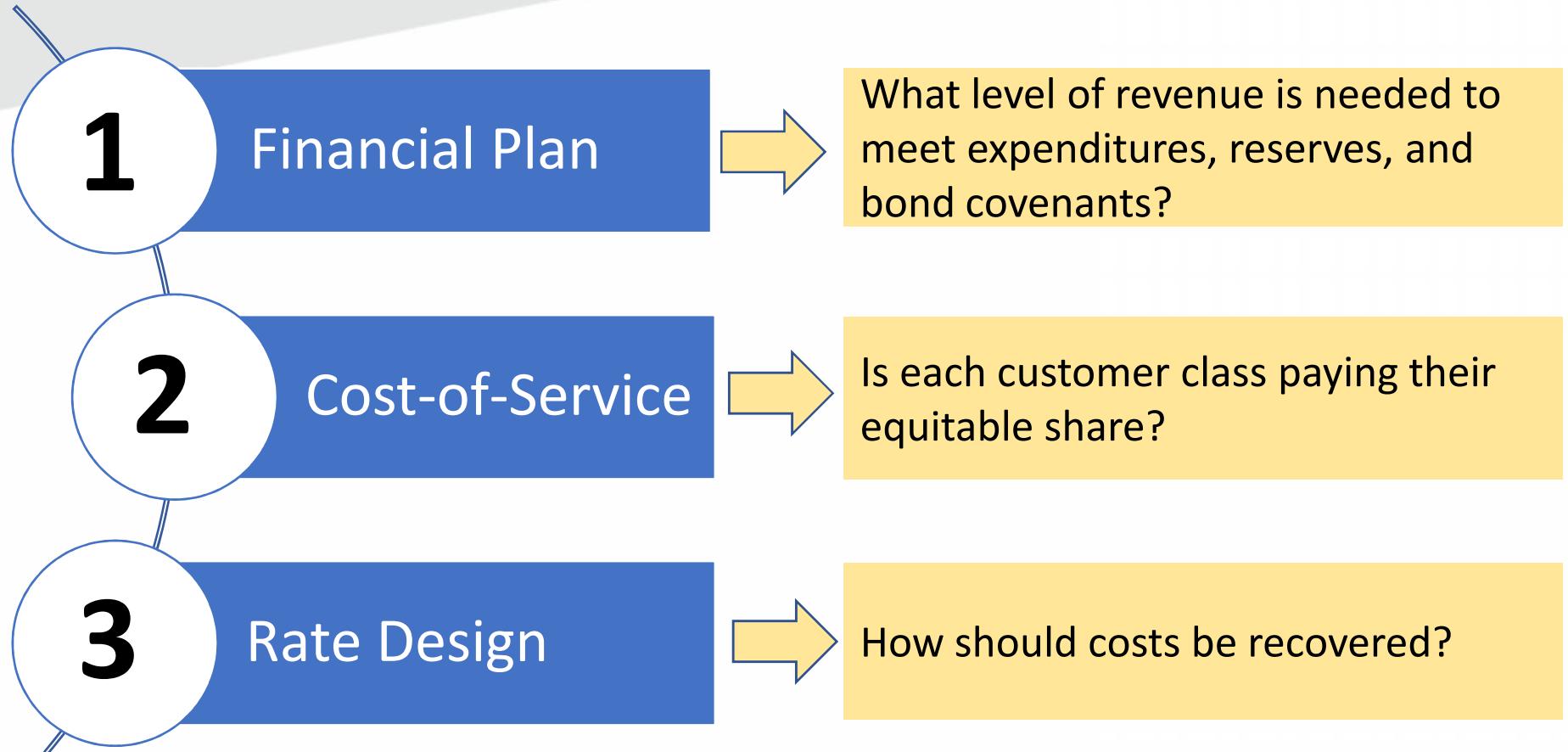
The Council may choose to take one of the following actions:

1. Support the rate structure as adopted on June 24, 2025, and request the Mayor to have the council-funded Water Conservation Specialist work with the landscape users and report to the council in the next year or two with a progress report on a water conservation program for landscape users.
2. Support the rate structure as adopted on June 24, 2025;
3. Choose a rate increase to be approved at the council meeting on August 26, 2025, as part of the final budget adoption. This would include additional approval of an updated Consolidated Fee Schedule.

## **8. ATTACHMENTS**

Reference 1 - Raftelis Water PowerPoint

# Rate-setting is a 3-step process





# REQUEST FOR COUNCIL ACTION

**Action:** Request feedback from Council

**Meeting Date Requested** : 08/19/2025

**Presenter:** Patrick Boice, Senior Assistant City Attorney  
Larry Gardner, City Planner

**Deadline of item** :

**Applicant:**

**Department Sponsor:** Council Office

**Agenda Type:** DISCUSSION TOPICS

**Presentation Time:** 25 Minutes

*(Council may elect to provide more or less time)*

## 1. AGENDA SUBJECT

Discussion on Proposed Amendments to Titles 13 and 4 Regarding Zoning and Business and License Regulations for Massage Establishments

## 2. EXECUTIVE SUMMARY

Council is being asked to discuss proposed amendments to city code related to the placement and enforcement of massage establishments within the city. These amendments include:

- Section 4-2H (regulation of massage establishments), and;
- Sections 13-5C, 5E, 5F, and 5I (land use tables where massage establishments are permitted).

Title 4-2H provides the regulations for these specialty licenses in the city and complies with recently amended state law adopted with HB278 and found in Title 58-47B.

City staff have proposed the following adjustments to land use tables within Title 13, allowing establishments only in certain areas of the city:

- Planned Commercial, Title 13-5C – No longer permitted in any zone
- Commercial Zones, Title 13-5E – Permitted in SC-3 zoning only (Regional shopping center zone)
- Manufacturing Zones, Title 13-5F – No longer permitted in any zone
- City Center Zones, Title 13-5I – Administrative Conditional Use in CC-R zoning only (City Center Residential Subdistrict)

The Council has previously discussed these sections in separate meetings, but both sections will be addressed collectively during this discussion to ensure cohesive policy, among other objectives.

## 3. TIME SENSITIVITY / URGENCY

N/A

## 4. FISCAL NOTE

N/A

## 5. PLANNING COMMISSION RECOMMENDATION

Regarding amendments to Section 13-5C, 5E, 5F, and 5I (including the land use table)

- Received a 6-0 vote for a positive recommendation sent to the Council during the [June 17, 2025 Planning Commission meeting](#).

Section 4-2H is not a Land Use title and does not require a Planning Commission recommendation.

## 6. **MAYOR RECOMMENDATION**

N/A

## 7. **COUNCIL STAFF ANALYSIS**

### **Timeline & Background Information**

#### **Title 13 - [July 22 City Council Meeting](#)**

- The Council considered Ordinance No. 25-31 Amending Land Use Tables in Chapter 13 to Remove “Massage Therapy” as a Permitted or Conditional Use
- The proposed amendment would eliminate massage therapy as a use in the majority of the commercial zones, all industrial zones and in the planned community zone of the city (Section 13-5C-4 (Planned Community Zone); Section 13-5E-4 (C-G, C-M, SC-1, and SC-2 Zones); Section 13-5F-2 (M-P, M-1, and M-2 Zones); and Section 13-5I-4 (CC Zone)).
- **Outcome:** via a 4-2 vote, the Council moved to refer the item to a future COTW meeting for further discussion.

#### **Title 4 - [July 8 Committee of the Whole Meeting](#)**

- The council discussed proposed amendments to Title 4-2H which includes the regulations for massage establishments. The code presented at the meeting complies with the amendments adopted by the Utah State Legislature with [HB278](#) which primarily affected [Title 58-47B](#) of state law.
- The proposed amendments, as discussed:
  - Bring the city into compliance with HB278
  - Adopts updated state definitions
  - Bolsters regulations to help prevent illicit massage establishments
  - Attempts to leave legitimate services unaffected
  - Limit the ability of illegitimate establishments to continue opening
  - More direct and lean than most codes on similar issues
- **Outcome:** The Council requested that the item come back to a future Committee of the Whole for further deliberation.

### **Additional Information & Analysis**

House Bill 278 enacted amendments to the [Utah Massage Therapy Practice Act](#), which was initially passed in 1998. This section of Utah code was revised in 2023, and again this past April, with superseding amendments taking effect 10/1/2025.

- Most massage businesses must register with the Division of Professional Licensing by October 1, 2025, unless run by a solo licensed therapist with no staff.
- It creates new roles for massage workers with specific training and supervision rules, and limits who can be a supervisor.
- Owners and applicants must pass background checks, and therapists need signed intake forms from clients.
- Businesses must post signs if assistants or apprentices provide services.

- The law also bans certain actions like unregistered operations or advertising on adult sites and allows inspections with fines up to \$10,000 for violations.

As reflected in previous RCA's relating to massage therapy businesses, West Jordan Community Development staff have stated:

- Such operations in applicable city zones have become a haven for criminal activity and human trafficking.
- Some of the massage therapy businesses have been shut down, had their business licenses revoked, and criminal prosecution proceeds only to have the business reopen days later under a "new" business owner.
- Many of the businesses have become a drain on public safety, and code enforcement not to mention the toll on the victims of human trafficking.
- The rational is that once a business license is revoked then another business license in the same zone cannot be issued because the use is no longer allowed in the zone.
- The proposed amendments would establish legitimate massage therapy businesses as "legal non-conforming uses" which can remain operating as long as the business operates within the law.

## **8. POSSIBLE COUNCIL ACTION**

Move the item forward to a future Council Meeting for consideration and possible final action;

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

## **9. ATTACHMENTS**

Title 4-2H – Massage (Redline)

Title 13-5C – Planned Commercial (Redline)

Title 13-5E – Commercial Zones (Redline)

Title 13-5F – Manufacturing Zones (Redline)

Title 13-5I – City Center Zones (Redline)

List of Massage Locations & Zones

1 ARTICLE H. MASSAGE

2

3 SECTION:

4 4-2H-1: Definitions

5 4-2H-21: License Required

6 4-2H-32: Prohibited Acts

7 4-2H-4: Massage Establishment Requirements

8 4-2H-5: Limitations on Site of Prior Revocation

9

10

11 4-2H-1: LICENSE REQUIREDDEFINITIONS:

12 All definitions used herein shall have the same meaning as those found in Utah Code  
section 58-47b-102, or successor provision.

14

15 4-2H-2: LICENSE REQUIRED:

16 A. It is unlawful for any person, or business, to engage in, carry on, or conduct the  
business of massage in the city without first obtaining a general city business  
license and a specialty massage license.

19 B. The following massage service providers are exempt from the specialty massage  
license requirement in subsection A:

21 a. Physicians, surgeons, chiropractors, osteopaths, nurses, or any physical  
therapists, who are duly licensed to practice their respective professions in  
the State of Utah and persons working directly under the supervision of or  
at the direction of such licensed persons, working at the same location as  
the licensed person, and administering massage services subject to  
review or oversight by the licensed person;

27 b. Barbers and cosmetologists who are duly licensed under the laws of the  
State of Utah, while engaging in practices within the scope of their  
licenses, and limited to the massaging of the neck, face, scalp, hands, or  
feet of the clients;

31 c. Employees of hospitals, nursing homes, mental health facilities, or any  
other health facilities duly licensed by the State of Utah, while acting within  
the scope of their employment;

33

34 a. Massage performed as part of a home occupation.  
35 ~~It is unlawful for any person to engage in, carry on or conduct the business of massage~~  
36 ~~in the city without first obtaining a city business license.~~ (Ord. 12-13, 6-13-2012; amd.  
37 Ord. 19-47, 12-04-2019, Effective at 12 noon on January 6, 2020)

38

39 4-2H-23: PROHIBITED ACTS:

40 It is unlawful to engage in the following conduct at a licensed massage business:

41 A. It is unlawful for any person to practice or engage in or attempt to practice or  
42 engage in massage, without first being licensed by the state as a massage technician or  
43 massage apprentice.

44 B. It is unlawful to serve, store, allow to be served, or allow to be consumed any  
45 alcoholic beverage on the licensed premises of a massage establishment.

46 C. It is unlawful for a massage practitioner, or any employee of a massage  
47 establishment, to engage in unlawful conduct or unprofessional conduct on business  
48 premises, including locations designated by the client through an outcall massage  
49 service. The following acts are prohibited:

50 A. State License Required: It is unlawful for any person to practice or engage in or  
51 attempt to practice or engage in massage, without first being licensed by the state as a  
52 massage technician or massage apprentice.

53 B. Alcohol: It is unlawful to serve, store, allow to be served, or allow to be consumed  
54 any alcoholic beverage on the licensed premises of a massage establishment.

55 C. Massaging Specified Anatomical Areas: It is unlawful for a massage technician,  
56 massage apprentice, or any employee of a massage establishment to touch or offer to  
57 touch or massage the specified anatomical areas of customers.

58 D. Sexual Activity: It is unlawful for the massage technician, massage apprentice, or  
59 any customer or employee of the massage establishment, to display to any other  
60 person any "specified anatomical area" or to engage in any "specified sexual activity",  
61 while on the premises of the massage establishment. (Ord. 12-13, 6-13-2012)

62

63 4-2H-4: MASSAGE ESTABLISHMENT REQUIREMENTS:

64 All massage establishments shall comply with the following requirements:

65 A. Provide verification of registry with the State of Utah pursuant to Section 58-47b-  
66 301.1 of the State Code or successor provision.

67       A. Business hours are restricted to between 7:00 AM and 9:00 PM.

68       B. State licenses for each masseuse must be displayed in the front lobby. The legal

69       name of each practitioner as well as the Department of Professional Licensing

70       (DOPL) number must be visible.

71       C. A massage establishment must present a copy of the business floor plan to the

72       city licensing authority.

73       D. The full name, address, and phone number of all the massage establishment's

74       employees, independent contractors, and any other persons who are performing

75       massage and a copy of their valid Utah massage therapist license and valid

76       government issued photo identification must be provided with an application for a

77       license.

78       E. It is unlawful to employ anyone under the age of 18 at a massage establishment.

79       F. A massage establishment is only allowed in zones permitted in Title 13 of this

80       Code.

81       G. Security cameras are only permitted in the lobby area of a massage

82       establishment.

83       H. No license shall be issued under this Article until an on-site inspection has been

84       completed by the Business License Official or their designee.

85

86 4-2H-5: LIMITATIONS ON SITE OF PRIOR REVOCATION:

87       The Business License Official may not license a massage establishment at a location

88       for a period of one year where a previous massage establishment was located and had

89       its license revoked or suspended.

1    **13-5C-4: PERMITTED AND CONDITIONAL USES:**

2    A. Uses allowed in Planned Development Zones are listed in the table below. Those uses identified as  
3    "permitted" (P) are allowed by right; provided that they comply with all other requirements of this article and  
4    all other applicable requirements of this title. Uses identified as "conditional" (C) must be approved by the  
5    Planning Commission pursuant to the standards and procedures for conditional uses set forth in chapter 7,  
6    article E of this title and title 15 of this Code and comply with all other applicable requirements of this title.  
7    Uses identified as "administrative conditional uses" (AC) shall be approved by the Zoning Administrator  
8    pursuant to the standards set forth in chapter 7, article E of this title, except that the public hearing shall be  
9    conducted by the Zoning Administrator, and shall comply with title 15 of this Code, and all other applicable  
10   requirements of this title. Uses not specifically listed in this section shall not be allowed in Planned  
11   Development Zones.

12   **PERMITTED AND CONDITIONAL USES IN PLANNED RESIDENTIAL DEVELOPMENTS (PRD)  
13   AND PLANNED COMMUNITIES (PC)**

14   GENERAL NOTE: Any permitted or conditional alcoholic beverage uses allowed in these zones are listed in  
15   the use table in section 17-10-4, with any applicable definitions, starting with the words "alcoholic  
16   beverage," being listed in section 17-1-6.

17

<b>Legend:</b>		
P	=	Permitted use
C	=	Conditional use
AC	=	Administrative conditional use
<b>Use</b>		<b>PRD</b>
Accessory Dwelling Unit External <sup>1</sup>		P
Accessory Dwelling Unit Internal <sup>1</sup>		P
Active and independent adult community		P
Adult daycare, general		C
Adult daycare, limited		AC
Assisted living facility		C
Athletic field		C
Auditorium or stadium		C
Bank or financial institution		P
Building moved from another site (see section 13-8-12 of this title)		C
Church/place of worship		P
Continuing care retirement facility/community		C
Convalescent care facility		C
Cultural service		C
Daycare, general		AC
Daycare, limited		P

Dwelling, multiple family	P	P
Dwelling, single-family	P	P
Dwelling, single-family, attached (no more than 8 units per building with no more than 2 walls in common and no units above other units)	P	P
Dwelling, two-family	P	P
Gated community	C	
Government service	C	P
Group home, large	C	C
Group home, small	P	P
Hotel or motel		C
Household pets, subject to regulations of animals in title 6, chapter 3 of this Code, or successor ordinance	P	P
Large scale public utilities	C	C
Mass transit railway system	P	P
<b>Massage therapy</b>		<b>P</b>
Media service		C
Medical service	C	AC
Mental health care facility for elderly persons	C	C
Model home	P	P
Neighborhood commercial	C	P
Nursing home	C	C
Office		P
Personal care service		P
Personal instruction service		C
Pet groomer		P
Petting zoo		C
Preschool	AC	AC
Public park, playgrounds and athletic areas	P	P
Reception center		C
Recreation and entertainment, indoor		P
Recreation and entertainment, outdoor		P
Repair service, limited		P
Residential substance abuse treatment home, large	C	C

Residential substance abuse treatment home, small	AC	AC
Restaurant, fast food (general)		C
Restaurant, fast food (limited)		C
Restaurant, general		P
Retail, general		P
School, vocational		P
Schools, K - 12	P	P
Secondhand store		C
Temporary office	AC	AC
Transitional home, large	C	C
Transitional home, small	AC	AC
Utility, major	C	C
Vehicle and equipment repair, limited		C <sup>2</sup>
Veterinarian services	C	C

18

19 Notes:

20 1. In the Planned Community (PC) zone External Accessory Dwelling Units are only permitted on lots  
 21 platted 10,000 square feet and larger. See 13-5B-8 for Requirements for both internal and external  
 22 Accessory Dwelling Units.

23 2. Only if immediately adjacent to an arterial street and if not included in a residential development.

Use	PRD	PC
Use	PRD	PC
Farmers' market		P

24	Laundry or dry cleaning, limited		P	
25	Medical service	C	P	

26  
27  
28  
29  
30  
Planned Development Zones that are designated as transit oriented developments on the general land use  
plan map:

31      **PERMITTED AND CONDITIONAL USES IN PLANNED RESIDENTIAL DEVELOPMENTS  
(PRD) AND**

33      **PLANNED COMMUNITIES (PC) THAT ARE ALSO DESIGNATED AS TRANSIT ORIENTED  
34      DEVELOPMENT OVERLAY**

35      **ZONES**

36	Neighborhood commercial	P	P
	Office, except pawnshop and bail bond services		P
	Parking, commercial		P
	Pet groomer		P
	Printing and copying, limited		P
	Restaurant, fast food (general)		P
	Restaurant, fast food (limited)		P

37  
38      (2001 Code § 89-3-404; amd. 2009 Code; Ord. 09-12, 4-14-2009; Ord. 10-09, 2-24-2010; Ord. 10-20, 7-28-  
39      2010; Ord. 11-  
40      03, 2-9-2011; Ord. 11-35, 11-22-2011; Ord. 12-01, 2-22-2012; Ord. 12-14, 6-13-2012; Ord. 13-10, 3-27-  
41      2013; Ord. 13-17,  
42      4-24-2013; Ord. 13-33, 11-13-2013; Ord. 14-09, 5-14-2014; Ord. 16-06, 1-13-2016; Ord. 16-13, 3-9-2016;  
43      Ord. 17-39, 7-12-2017; Ord. 21-18, 6-9-2021; Ord. 21-31, 8-25-2021; Ord. 22-15, 4-27-2022; Ord. 23-19, 6-  
44      28-2023)

Legend:		
P	=	Permitted use
C	=	Conditional use
AC	=	Administrative conditional use

1   **13-5E-3: PERMITTED AND CONDITIONAL USES:**  
2   Uses allowed in commercial zones are listed in the table below. Those uses identified as "permitted" (P) are  
3   allowed by right; provided that they comply with all other requirements of this article, and all other  
4   applicable requirements of this title. Uses identified as "conditional" (C) must be approved by the Planning  
5   Commission pursuant to the standards and procedures for conditional uses set forth in chapter 7, article E of  
6   this title and title 15 of this Code and comply with all other applicable requirements of this title. Uses  
7   identified as "administrative conditional uses" (AC) shall be approved by the Zoning Administrator pursuant  
8   to the standards set forth in chapter 7, article E of this title, except that the public hearing shall be conducted  
9   by the Zoning Administrator, and shall comply with title 15 of this Code, and all other applicable  
10   requirements of this title. Uses not specifically listed in this section shall not be allowed in commercial  
11   zones.

12   **PERMITTED AND CONDITIONAL USES IN COMMERCIAL ZONES**

13   GENERAL NOTE: Any permitted or conditional alcoholic beverage uses allowed in these zones are listed in  
14   the use table in section 17-10-4, with any applicable definitions, starting with the words "alcoholic  
15   beverage," being listed in section 17-1-6.

16

<b>Legend:</b>					
P	=	Permitted use			
C	=	Conditional use			
AC	=	Administrative conditional use			
<b>Use</b>		<b>C-G</b>	<b>C-M</b>	<b>SC-1</b>	<b>SC-2</b>
Adult daycare, general		C	C	C	C
Adult daycare, limited		C		C	
Agricultural sales and service			P		
Animal husbandry services			C		
Auditorium or stadium			C		P
Automated car wash		P	P	C	P
Bail bonds and pawnbrokers		C			
Bank or financial institution		P		P	P
Building moved from another site (see section 13-8-12 of this title)		C	C	C	C
Business service		P	P		P
Car wash		P	P		P
Check cashing credit services		C			C
Construction sales and service			AC		

Cultural service	C				P
Daycare, general	AC	C	AC	C	C
Daycare, limited	AC		AC		
Farmers' market				P	P
Funeral home	C			C	
Gasoline and fuel storage and sales	C	C		C	C
Gasoline service station	P	P	P	P	P
Government service			P	P	P
Health and fitness facility	P	P	P	P	P
Helipads <sup>1</sup>	C	C	C	C	C
Hotel or motel	C			C	C
Large scale public utilities	C	C	C	C	C
Laundry and dry cleaning, limited	P		P	P	P
Laundry service		C			
Manufacturing, general		P			
Manufacturing, limited		P			
Mass transit railway system	P	P	P	P	P
Massage therapy	P	P	P	P	P
Media service	P	P	C	P	P
Medical service (excluding blood banks)	P		P	P	P
Motor vehicle sales and service, new	C			C	P
Motor vehicle sales and service, used	C			C	C
Office	P	P	P	P	P
Parking, commercial		P		P	P
Personal care service	P	P	P	P	P
Personal instruction service	P	P	P	P	P
Pet boarding				C	C
Pet groomer	P	P	AC	P	P
Post Office substation			P	P	P
Preschool	AC	C	AC	C	C
Printing and copying, limited	P		P	P	P

Printing, general	P	P			
Protective service	P		P	P	P
Public park	P			P	
Recreation and entertainment, indoor	C	P	C	C	C
Recreation and entertainment, outdoor		C			C
Repair service, general		P			
Repair service, limited	P		P	P	P
Research service		P			
Restaurant, fast food (general)	AC	AC	AC	AC	AC
Restaurant, fast food (limited)	AC	AC	AC	AC	AC
Restaurant, general	P	P	P	P	P
Retail, general	P	P	P	P	P
School, K - 12	C	C	C	C	C
School, vocational	P			P	
Secondhand store	C	P		C	
Small equipment rental	P	P	P	P	P
Tattoo and body engraving service					C
Temporary office	P	P	P	P	P
Transportation service	C	P			
Utility, major	C	C	C	C	C
Utility, minor	P	P	P	P	P
Vehicle and equipment repair, general		C			
Vehicle and equipment repair, limited	P	P		C	AC
Veterinary service (small animals only)	C	C	C	C	C

<sup>1</sup> See code sections 13-19-1 through 13-19-6; a helipad shall not be located within 1,000 feet of the nearest residential building or the site of a public or private school.

17

18 (2001 Code §89-3-603; amd. 2009 Code; Ord. 09-29, 9-22-2009; Ord. 10-09, 2-24-2010; Ord. 10-20, 7-28-  
 19 2010; Ord. 1132, 10-12-2011; Ord. 11-35, 11-22-2011; Ord. 12-14, 6-13-2012; Ord. 13-17, 4-24-2013; Ord.  
 20 14-09, 5-14-2014; Ord. 15-20,  
 21 8-12-2015; Ord. 16-13, 3-9-2016; Ord. 17-34, 6-28-2017; Ord. 18-15, 5-9-2018; Ord. 18-26, 7-11-2018; Ord.  
 22 20-18, 7-292020; Ord. 21-05, 2-24-2021; Ord. 21-24, 7-28-2021; Ord. 21-31, 8-25-2021; Ord. 22-03, 1-27-  
 23 2022; Ord. 22-32, 9-14-  
 24 2022)

1    **13-5F-2: PERMITTED AND CONDITIONAL USES:**

2    Uses allowed in Manufacturing Zones are listed in the table below. Those uses identified as "permitted" (P)  
3    are allowed by right; provided that they comply with all other requirements of this article, and all other  
4    applicable requirements of this title. Uses identified as "conditional" (C) must be approved by the Planning  
5    Commission pursuant to the standards and procedures for conditional uses set forth in chapter 7, article E of  
6    this title and title 15 of this Code and comply with all other applicable requirements of this title.

7    Uses identified as "administrative conditional uses" (AC) shall be approved by the Zoning Administrator  
8    pursuant to the standards set forth in chapter 7, article E of this title, except that the public hearing shall be  
9    conducted by the Zoning Administrator, and shall comply with title 15 of this Code, and all other applicable  
10   requirements of this title. Uses not specifically listed in this section shall not be allowed in Manufacturing  
11   Zones.

12   **PERMITTED AND CONDITIONAL USES IN MANUFACTURING ZONES**

13   **GENERAL NOTE:** Any permitted or conditional alcoholic beverage uses allowed in these zones are listed in  
14   the use table in section 17-10-4, with any applicable definitions, starting with the words "alcoholic beverage,"  
15   being listed in section 17-1-6.

16

17   Legend:

18   P                =                Permitted use

19   C                =                Conditional use

20   AC              =              Administrative conditional use

Use	M-P	M-1	M-2
Agricultural sales and service		P	P
Animal crematorium		P	
Animal crematorium located within 100 feet of any Residential Zone or structure		C	
Basic industry (nonhazardous or offensive)		P	
Building moved from another site (see section 13-8-12 of this title)	C	C	C
Business, equipment rental and supplies		P	P
Business service	P	P	P
Cannabis production establishments:			P2
Church or place of worship	AC	AC	
College or university	P	P	P
Construction sales and rental		P	P
Data center		P	
Daycare, General		P	
Daycare, Limited		P	
Freight terminal		P	P

Gasoline and fuel storage sales		P	P
Gasoline service station		P	P
Government service	P	P	P
Helipads <sup>3</sup>	C	C	C
Junk or salvage yard		C	C
Large scale public utilities	C	C	C
Laundry service		P	
Manufacturing, general	P	P	P
Manufacturing, limited	P	P	P
Mass transit railway system	P	P	P
Massage therapy	P	P	P
Media service	P	P	P
Medical or dental laboratory	P	P	
Military facility		C	
Motor vehicle sales and service, new and used		AC	
Office	P	P	P
Parking, commercial		P	
Parking, commercial (no fee)	P	P	
Personal care service	P	P	P
Personal instruction service	AC	C	
Pet boarding	C	C	C
Pet groomer		P	
Printing, general:	P	P	P
Public park:	P	P	P
Recreation and entertainment, indoor:	C		
Recycling collection station:	C	C	C
Recycling facility:	C	C	C
Repair services, general:		P	P
Repair services, limited:		P	P
Research service:	P	P	P
Restaurant, fast food (general):		AC	AC
Restaurant, fast food (limited):		AC	AC

Schools, K-12:	C	C	C
Schools, vocational:	P	P	P
Sexually oriented business:			C1
Small equipment rental:	P	P	P
Temporary office:	P	P	P
Transportation service:		P	P
Transportation service (office only):		P	P
Utility, major:	C	C	C
Utility, major (office only):	P	P	P
Vehicle and equipment repair, general:		P	P
Vehicle and equipment repair, limited:		P	P
Warehouse, self-service storage:		C	
Wholesale and warehousing, general:		P	P
Wholesale and warehousing, limited:	P	P	P

21

22 Notes:

23 1. See also section 4-2I-6 of this Code.

24 2. A cannabis production establishment may not be located:

25 a. Within 1,000 feet of a public or private school, a licensed child-care facility or preschool, a church, a  
26 public library, a public playground, or a public park; or

27 b. In a district, or within 600 feet of a district that is zoned as primarily residential. The proximity  
28 requirements shall be measured from the nearest entrance to the cannabis production establishment by  
29 following the shortest route of ordinary pedestrian travel to the property boundary of the community  
30 location or residential area.

31 3. See code sections 13-19-1 through 13-19-6; a helipad shall not be located within 1,000 feet of the  
32 nearest residential building or the site of a public or private school.

33 (2001 Code § 89-3-703; amd. 2009 Code; Ord. 10-09, 2-24-2010; Ord. 11-35, 11-22-2011; Ord. 12-05, 2-22-  
34 2012; Ord. 14-

35 09, 5-14-2014; Ord. 16-31, 7-13-2016; Ord. 17-25, 6-28-2017; Ord. 19-18, 5-1-2019; Ord. 19-35, 11-13-  
36 2019; Ord. 21-31,

37 8-25-2021; Ord. 22-03, 1-27-2022; Ord. 22-15, 4-27-2022; Ord. 22-32, 9-14-2022; Ord. 23-27, 9-13-2023)

1    **13-5I-4: PERMITTED, CONDITIONAL AND PROHIBITED USES:**

2    A. Permitted And Conditional Uses: Uses allowed in the city center subdistricts are listed in the following  
3    table. Those uses identified as "permitted" (P) are allowed by right; provided that they comply with all other  
4    requirements of this title. Uses identified as "conditional" (C) may be approved by the planning commission  
5    pursuant to the standards and procedures for conditional uses set forth in chapter 7, article E of this title and  
6    title 15 of this code, so long as they comply with all other applicable requirements of this title. Uses identified  
7    as "administrative conditional uses" (AC) shall be approved by the zoning administrator pursuant to the  
8    standards set forth in chapter 7, article E of this title, except that the public hearing shall be conducted by the  
9    zoning administrator, and shall comply with title 15 of this code, and all other applicable requirements of this  
10   title. Uses not specifically listed in this section shall not be allowed in the city center zone.

11    **PERMITTED AND CONDITIONAL USES IN CITY CENTER SUBDISTRICTS**

12    GENERAL NOTE: Any permitted or conditional alcoholic beverage uses allowed in these zones are listed in  
13    the use table in section 17-10-4, with any applicable definitions, starting with the words "alcoholic beverage,"  
14    being listed in section 17-1-6.

15    Legend:

16    P = Permitted use

17    C = Conditional use

18    AC = Administrative conditional use

Use	CC-C	CC-R	CC-F
Auditorium	C		
Bail bonds and pawnbrokers	C		C
Banks, credit unions with drive-up service windows		C	AC
Banks, credit unions without drive-up service windows	P	C	P
Bed and breakfast	P	P	
Check cashing credit card services			C
Church/place of worship	C		C
College or university, satellite campus	P		C
Convention center	P		
Daycare, general	AC	AC	AC
Daycare, limited	P	P	P
Department store	P		C
Drive-up automated teller machines	C		AC
Farmers' market	P		P
Health and fitness facility	P		P
Hotel	P	C	C

Household pets, subject to regulations of animals in title 6, chapter 3 of this code, or successor ordinance		P	
Mass transit railway system	P	P	P
Massage therapy	P	AC	P
Media service	P		C
Medical service	P	C	P
Mixed use development	P	C	P
Model home	P	P	P
Motel			C
Movie theater	P		
Municipal, recreational and cultural facilities and services	P	C	P
Offsite parking	C	C	C
Office	P	C	P
Outdoor dining	P	C	AC
Park and ride lot	P		
Park, public or private	P	P	P
Parking structures	P	C	C
Personal care service	P	AC	P
Personal instruction service	AC	AC	AC
Pet groomer	P		P
Preschool	AC	AC	AC
Reception center	C		
Recreational facilities, indoor and outdoor	P		C
Residential, attached single-family		P	
Residential, multi-family (single use) over 45 feet in height	P	C	
Residential, multi-family (single use) under 45 feet in height	P	P	
Restaurant, fast food (general)			C

Restaurant, fast food (limited) <sup>1</sup>	C		C
Restaurant, general	P	C	P
Retail greater than 15,000 square feet	C		C
Retail up to 15,000 square feet	P	C	P
School, vocational	C		C
Secondhand store			C
Service establishment up to 15,000 square feet	P	C	P
Small scale public utilities	C		C
Tattoo and body engraving service	C		
Transit station structures, facilities	P		
Utility, minor	C		C
Vehicle and equipment repair (general)			C
Vehicle and equipment repair (limited)			C

19

20 Note:

21 1. See subsection B of this section for additional standards.

22 B. Prohibited Uses: The following uses are prohibited within the boundaries of the city center zone:

23 Automobile/vehicle sales.

24 Automobile/vehicle washing facilities (car wash).

25 Billboards.

26 Gasoline service stations.

27 Industrial and manufacturing uses.

28 Outdoor kennels.

29 Outside storage and operations.

30 Public or private storage facilities, unless accessory to a residential use.

31 Restaurant, fast food (limited) with drive-through within one thousand three hundred feet (1,300') of light  
32 rail station within the CC-C district (measurement is a straight line from light rail station platform to business  
33 door).

34 Utility, major.

35 Warehousing facilities and uses. (2001 Code § 89-3-1004; amd. 2009 Code; Ord. 10-09, 2-24-2010; Ord.  
36 10-20, 7-28-  
37 2010; Ord. 11-34, 11-9-2011; Ord. 11-35, 11-22-2011; Ord. 13-17, 4-24-2013; Ord. 13-33, 11-13-2013; Ord.  
38 13-34, 12-4-  
39 2013; Ord. 14-09, 5-14-2014; Ord. 16-13, 3-9-2016; Ord. 20-18, 7-29-2020; Ord. 21-31, 8-25-2021; Ord. 24-  
40 54, 12-4-2024)

## WEST JORDAN MASSAGE SPECIALTY LICENSE LIST

<u>Address</u>	<u>Zone</u>
1837 W 9000 S	SC-2
1373 W 9000 S	P-C
2641 W 7800 S #B	SC-1
7613 S Jordan Landing Blvd, Suite 200	SC-2
7378 S Plaza Dr	SC-3
9069 S 1300 W	C-G(ZC)
9221 S Redwood Rd, Ste B	P-C
9257 S Redwood Rd	P-C
8789 S Redwood Rd	P-O
7378 S Plaza Center Dr Suite 305	SC-3
8789 S Redwood Rd	P-O
8817 S Redwood Rd #D	P-O(ZC)
5459 W 7800 S	P-C
8817 S Redwood Rd Suite C	P-O(ZC)
8846 S Redwood Rd	SC-3(ZC)



# REQUEST FOR COUNCIL ACTION

**Action:** Request feedback from Council

**Meeting Date Requested** : 08/19/2025

**Presenter:** Bob Bedore/Pamela Bloom

**Deadline of item** :

**Applicant:**

**Department Sponsor:** Council Office

**Agenda Type:** DISCUSSION TOPICS

**Presentation Time:** 35 Minutes

*(Council may elect to provide more or less time)*

## 1. AGENDA SUBJECT

Discussion of Regulations on Retail Sales of Pets by Commercial Breeders

## 2. EXECUTIVE SUMMARY

The sponsors would like to gauge the council's interest and desire to create a city policy to prohibit pet stores from selling cats, dogs and rabbits sourced from commercial breeding facilities, commonly referred to as "puppy mills" or similar commercial breeding operations.

The suggested policy would allow the selling of cats, dogs and rabbits obtained from a city or county animal shelter or animal control agency, a humane society or a non-profit animal rescue organization.

The policy, if adopted, would not affect any pet store business currently operating in the city.

## 3. TIME SENSITIVITY / URGENCY

There is no deadline and any timeline is at the discretion of the council.

## 4. FISCAL NOTE

There would be minimal impact on the budget; any impact would be related to Business Licensing fees and costs of enforcement.

## 5. PLANNING COMMISSION RECOMMENDATION

N/A

## 6. MAYOR RECOMMENDATION

## 7. COUNCIL STAFF ANALYSIS

Utah has seen various efforts on the legislative level regarding the sale of pets in retail settings, but there is no statewide ordinance explicitly prohibiting pet stores from selling cats, dogs, and rabbits sourced from commercial breeding facilities like "puppy mills."

Nearby however, Sandy City has code ([Section 12-1-27](#), established in 2018) which prohibits the sale of any dog, cat, or rabbit unless they are acquired from a city or county animal shelter, animal control agency, humane society, or a non-profit animal rescue organization. [According to the Salt Lake Tribune](#), Sandy is the first city in Utah to implement such a ban. The article further explains that

the ordinance was enacted in response to resident and animal advocate protests against Puppy Matchmakers, a puppy store seeking to open in Sandy. After being rejected by Sandy, the store ultimately opened in 2019 in West Jordan (Jordan Landing).

Later in 2018, Salt Lake City adopted a similar ordinance ([Section 8.04.195](#)), also prohibiting pet stores from selling animals not obtained from an animal shelter, control agency, humane society, or nonprofit rescue organization.

Salt Lake County was the first entity in Utah to adopt an ordinance [regulating the sale of dogs and cats in 2015](#), applicable only to unincorporated areas of the County.

## **8. POSSIBLE COUNCIL ACTION**

The Council may choose to:

1. Move the item forward to a future Council Meeting for consideration and possible final 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.

## **9. ATTACHMENTS**

Sandy City Ordinance

Salt Lake City Ordinance

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## **Sec. 12-1-27. Sale of Animals.**

- (a) It is unlawful for any person to display, offer for sale, deliver, barter, auction, give away, transfer, rent, lease, or sell any live dog, cat, or rabbit in any pet shop, retail business, or other commercial establishment located in the City of Sandy, Utah, unless the dog, cat, or rabbit was obtained from a City or County animal shelter or animal control agency, a humane society, or a nonprofit animal rescue organization.
- (b) All pet shops, retail businesses, or other commercial establishments selling, or boarding for the purpose of eventual sale, dogs, cats, or rabbits shall maintain a certificate of source for each of the animals and make it available upon request to Animal Control Officers, law enforcement, code compliance officials, or any other City employee charged with enforcing the provisions of this section.
  - (1) For purposes of this section, a nonprofit animal rescue organization is defined as any nonprofit corporation that is exempt from taxation under Internal Revenue Code Section 501(c)(3), whose mission and practice is, in whole or in significant part, the rescue and placement of dogs, cats, or rabbits without providing payment or other compensation to a breeder or broker; or any nonprofit organization that is not exempt from taxation under Internal Revenue Code Section 501(c)(3) but is currently an active rescue partner with a City or County shelter or humane society, whose mission is, in whole or in significant part, the rescue and placement of dogs, cats, or rabbits.
  - (2) For purposes of this section, a certificate of source is defined as any document from the source City or County animal shelter or animal control agency, humane society, or nonprofit animal rescue organization declaring the source of the dog, cat, or rabbit on the premises of the pet shop, retail business, or other commercial establishment.
- (c) This section shall not apply to the display, offer for sale, delivery, bartering, auction, giving away, transfer, or sale of dogs, cats, or rabbits from the premises on which they were bred and reared.
- (d) Nothing in this section shall prevent the owner, operator, or employees of a pet shop, retail business, or other commercial establishment located in Sandy City from providing space and appropriate care for animals owned by a City or County animal shelter or animal control agency, humane society, or nonprofit animal rescue organization and maintaining those animals at the pet shop, retail business, or other commercial establishment for the purpose of public adoption.
- (e) Fowl. It shall be unlawful for any person to sell, offer for sale, barter or give away any fowl under two months of age in any quantity less than six. Such animals shall not be artificially dyed or colored. Nothing in this provision shall be construed to prohibit the raising of such fowl by a private individual for his personal use and consumption, provided that he shall maintain proper brooders and other facilities for the care and containment of such animals while they are in his possession.
- (f) Premiums and novelties. It shall be unlawful for any person to offer any live animal as a premium, prize, award, novelty, or incentive to purchasing merchandise or services.
- (g) Pet turtles. It shall be unlawful for any pet shop or other business or person to raise or sell any turtle, tortoise or terrapin under four inches front to back carapace length.
- (h) A violation of this section shall be a Class C misdemeanor. Each dog, cat, rabbit, fowl or turtle sold or offered for sale in violation of this section shall constitute a separate offense.

(Revised Ords. 1978, § 3-1-27; Ord. No. 18-12, § 1, 5-5-2018)

**8.04.195: SALE OF DOGS, CATS, AND RABBITS AT COMMERCIAL ANIMAL ESTABLISHMENTS:**

A. It is unlawful for any person to display, offer for sale, deliver, barter, auction, give away, transfer, or sell any live dog, cat, or rabbit at any pet shop, retail business or other commercial animal establishment located within the City unless the dog, cat, or rabbit was obtained from:

1. An animal shelter;
2. An animal control agency;
3. A humane society; or
4. A non-profit rescue organization.

B. All pet shops, retail businesses, or other commercial animal establishments selling dogs, cats, or rabbits shall maintain a certificate of source for each animal and shall make it available upon request to any animal control officer, law enforcement officer, Code compliance official or other individual charged with enforcing the provisions of this section. For purposes of this section, a certificate of source is defined as any document from an animal shelter, animal control agency, humane society, or non-profit rescue organization that identifies such entity as the source from which the dog, cat, or rabbit was obtained by the pet shop, retail business or other commercial establishment at issue.

C. This section shall not apply to the display, offer for sale, delivery, bartering, auction, giving away, transfer, or sale of dogs, cats or rabbits from the premises on which they were bred and reared.

D. Nothing in this section shall prevent the owner, operator, or employees of a pet shop, retail business, or other commercial animal establishment located in the City from providing space and appropriate care for animals owned by an animal shelter, animal control agency, humane society, or non-profit rescue organization; and maintaining those animals at the pet shop, retail business or other commercial animal establishment for the purpose of public adoption. (Ord. 61-18, 2018)