

**CITY OF LOGAN, UTAH
ORDINANCE NO. 25-22**

**AN ORDINANCE AMENDING SECTION 5.10 OF THE LOGAN MUNICIPAL CODE
REGULATING ALCOHOLIC BEVERAGES:**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF LOGAN, STATE OF UTAH AS FOLLOWS:

SECTION 1: That certain code chapter 5.10 entitled "Alcoholic Beverages" is amended as attached hereto as Exhibit A.

SECTION 2: This ordinance shall become effective upon publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH, _____
THIS DAY OF _____, 2025.

Anderson, Amy Z.	<input type="checkbox"/> Aye	<input type="checkbox"/> Nay	<input type="checkbox"/> Abstained	<input type="checkbox"/> Excused
Anderson, Mark A.	<input type="checkbox"/> Aye	<input type="checkbox"/> Nay	<input type="checkbox"/> Abstained	<input type="checkbox"/> Excused
Johnson, Mike	<input type="checkbox"/> Aye	<input type="checkbox"/> Nay	<input type="checkbox"/> Abstained	<input type="checkbox"/> Excused
López, Ernesto	<input type="checkbox"/> Aye	<input type="checkbox"/> Nay	<input type="checkbox"/> Abstained	<input type="checkbox"/> Excused
Simmonds, Jeannie F.	<input type="checkbox"/> Aye	<input type="checkbox"/> Nay	<input type="checkbox"/> Abstained	<input type="checkbox"/> Excused

Jeannie F. Simmonds, Chair

ATTEST:

Teresa Harris, City Recorder

PRESENTATION TO MAYOR

The foregoing ordinance was presented by the Logan Municipal Council to the Mayor for approval or disapproval on the ____ day of _____, 2025.

Jeannie F. Simmonds, Chair

MAYOR'S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby _____ this ____ day of _____, 2025.

Holly H. Daines, Mayor

EXHIBIT A

CHAPTER 5.10
ALCOHOLIC BEVERAGES

SECTION:

Article I. Administration

5.10.010: Application Of Chapter

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[5.10.230: Tavern](#)

5.10.2340: Brew Restaurant

5.10.2450: Taproom

5.10.2560: Manufacturing

5.10.2670: Single Event Permit

ARTICLE I. ADMINISTRATION

5.10.010: APPLICATION OF CHAPTER:

The city adopts the state of Utah alcoholic beverage control act (UABC), in its entirety, as amended from time to time and supplemented by ordinance. It is the responsibility of any applicant for an alcoholic beverage license, consent or permit to be in compliance with identified conditions and requirements of state law and local ordinances prior to making application with the city for any license (including any license, consent or permit, as the specific licensing designation may be). It is the obligation of each applicant and licensee (including any licensee, consentee or permittee) to stay in compliance with state law and local ordinances regardless of changes to those laws and ordinances.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 14-75, 2014)

5.10.020: POLICY:

It has been and is the policy of the city to neither promote nor encourage the sale or consumption of alcoholic beverages, but to license, tax and regulate the sale or other distribution of alcoholic beverages and protect the public interest, including the rights of citizens who do not wish to be involved with alcoholic products.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 96-64 § 1, 1996)

5.10.030: DEFINITIONS:

By reference the city adopts all definitions contained in the UABC in its entirety and the changes to such, as amended from time to time, without further reference and supplemented by the more specific language as defined in the local ordinances, including:

ADMINISTRATOR OR BUSINESS LICENSE ADMINISTRATOR: The city of Logan business license administrator.

BAR ESTABLISHMENT LICENSE: Bar establishment license means one of the following types of licenses as defined by the UABC: a dining club license, equity license, fraternal license or bar license.

BREW RESTAURANT: A business licensed to manufacture and sell beer for primarily on premises consumption in connection with a restaurant. A brew restaurant is also licensed to brew beer in batch sizes that provide enough beer for primarily sale and consumption on site in connection with the restaurant and has any licenses subject to the applicable provisions of the DABS. The alcohol to food sales revenue ratio for a brew restaurant shall comply with the requirements UABC for a restaurant.

POPULATION: Figures used shall be determined by the most recent U.S. decennial or special census or by any other population determination made by the United States government or the state or by calculating the number of residents of Logan using the

municipal population estimate provided by the governor's office of planning and adding the number of residents on Utah State University property in the city of Logan boundaries.

TAPROOM: A business licensed to manufacture and sell beer for primarily on premises consumption in connection with a bar or tavern. A taproom is licensed to brew beer in batch sizes that provide enough beer for primarily sale and consumption on site in connection with the tavern and has any licenses subject to the applicable provisions of the DABS. A taproom shall not exceed five thousand (5,000) square feet gross floor area.

UABC: The state of Utah alcoholic beverage control act, in its entirety, as amended.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 14-75, 2014)

5.10.040: LICENSEE COMPLIANCE WITH OTHER LAWS:

A. Each licensee shall comply with all applicable federal, state, and local laws. Failure to do so may result in the suspension or revocation of the licensee's license, permit or consent.

B. If any person neglects, fails or refuses to pay the amount assessed for the license renewal when it becomes due and payable, a penalty of fifty dollars (\$50.00) and ten percent (10%) of the amount of such license shall be added to the original amount and the same shall be collected as other licenses are collected and payment thereof is enforced.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 96-64 § 1, 1996)

5.10.050: LICENSE REQUIRED:

A. It is unlawful for any person to engage in the business of the sale, manufacturing, packaging, single events, or warehousing of alcohol within the city without first having procured a license from the city as provided in this chapter. A separate license shall be required for each place of sale and the license shall at all times be conspicuously displayed in the place to which it shall refer or for which it shall be issued.

B. The division may issue local consent for businesses located in this city. State alcohol license issuance shall be determined by the DABS and shall entitle the consentee to only those privileges they may have by virtue of having been issued a state liquor license and shall thereafter exercise the privileges granted them under the UABC only as they are in harmony with the state license issued and with city code. A local consent to a state liquor license is required prior to the state's original and annual consideration for licensure. Such local consent will not be granted until the applicant has met all applicable city and state requirements.

C. A person may not sell or offer for sale any alcoholic beverage subject to alcohol licensure unless an alcohol license has been issued by the state following local consent. A

separate consent is required for each place of business and for each premises having different ownership. A separate business license is required for each business name used.

D. The division may prescribe by policy, as consistent with state law, the general operational requirements of consentees relating to:

1. Physical facilities;
2. Other matters considered appropriate by the division as they are allowed by state law.

E. The division may grant consents to a state alcohol license when the applicant is in compliance with all applicable municipal code. Licenses will be issued based on state application approval and license availability.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 96-64 § 1, 1996)

5.10.060: APPLICATION AND RENEWAL REQUIREMENTS:

A. Each person seeking an alcohol license under this chapter shall file a written application with the division, in a form prescribed by the administrator. It shall be accompanied by:

1. A nonrefundable application fee (for a determination of all fees under this section, refer to the current alcoholic beverage application and license fee schedule approved by municipal council);

2. Any other documents and evidence the division may require by rule or policy to allow complete evaluation of the application.

B. Prior to operating under the authority of this chapter, each approved applicant must obtain and provide to the business license administrator proof of:

1. Respective state licensure immediately upon state approval (not more than one year from approval of the original local consent);

2. Respective federal licensure immediately upon federal approval.

C. All city alcohol licenses expire on December 31 of each year. Persons desiring to renew their license shall submit a renewal fee no later than December 31 of the year the license expires. Failure to meet the renewal requirements results in an automatic forfeiture of the license effective on the date the existing license expires. Renewal applications shall be in a form prescribed by the division and shall be accompanied by the license renewal fee.

D. If any alcohol license holder does not immediately notify the division of any change in the ownership of the entity holding the consent, or in the case of a Utah corporate owner of any change in the corporate officers or directors, the division may suspend or revoke that license.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 96-64 § 1, 1996)

5.10.070: DUTIES OF DIVISION BEFORE GRANTING CONSENTS:

Before any local consent may be granted or city alcohol license may be issued by the administrator, the division may conduct investigations and hold on site inspections of the premises by license review authorities as directed by the administrator for the purpose of gathering information and making recommendations to the administrator to aid in the determination regarding licensure. Reviews and inspections conducted by license review authorities include, but are not limited to:

A. Conformance with all appropriate building codes, as inspected and verified by the building inspection division of the community development department;

B. Police and criminal background check and clearance by the city police department;

C. Zoning and planning review by the community development department to address issues of locality, proximity, building design and conformance with relative code;

D. Fire department inspections of premises and determination of code compliance;

E. Reviews and inspections by various health officers, including city and state representatives making determinations regarding hazardous waste, solid waste, environmental health, pretreatment requirements, and other health issues which may be presented;

F. Division review for state and federal identification of business, including identification of the business ownership and entity structure, employer's withholding account number, federal employer identification number, state sales and use tax number, workers' compensation insurance carrier policy number and expiration date, business name registration number, and Utah corporate identification number or limited liability company identification number (when applicable);

G. Division review for complete information on the application, including the provision of:

1. Authorized signature on the application and written evidence of said authority;
2. Appropriate application and license fees; and
3. Any other documentation considered necessary to render a determination.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 96-64 § 1, 1996)

5.10.080: QUALIFICATIONS:

If any person to whom an alcohol license has been issued under this chapter no longer possesses the qualifications required by this chapter and UABC for obtaining that license, the business license administrator may suspend or revoke that license.

(Ord. 24-13, 2024: Ord. 24-04, 2024)

5.10.090: OPERATIONAL RESTRICTIONS:

Each entity issued an alcohol license shall conform to all the operational restrictions assigned by the UABC, including the following conditions:

A. Transfers will not be granted from one person, partnership or corporation to another person, partnership or corporation.

B. There shall be no transfer of an alcohol license from one location to another without prior written approval of the administrator. Transfers may be granted for a change of location within the city by the original licensee providing all qualifying conditions are met.

C. Each separate location must be separately licensed.

D. Each location with more than one type of operation, more than one business name, or more than one specific ownership must have a separate license and/or consent for each and must submit applications for licensure which includes diagrams depicting the boundaries of the premises for each as well as defining the distinctive operations.

E. It is unlawful to sell, serve, or give away alcoholic beverages except during the hours allowed by state law.

(Ord. 24-13, 2024: Ord. 24-04, 2024)

5.10.100: ENFORCEMENT:

A. Any alcohol license issued pursuant to the provisions of this chapter by the administrator may be suspended or revoked for the violation by the licensee of any provisions in this chapter or any other applicable ordinance or law, failure to pay license fees, or falsification of application.

B. Violation of this section are subject to Administrative Enforcement provisions of the Land Development Code Chapter 17.60 and is a class B misdemeanor.

(Ord. 24-13, 2024: Ord. 24-04, 2024)

5.10.110: APPELLATE PROCESS:

Appeal from any decision regarding alcohol license transfer, probation, conditional approval, denial, revocation, suspension or nonrenewal shall be pursuant to the appellate process identified in section 5.02.160 of this title.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 02-62 § 1, 2002: Ord. 96-64 § 1, 1996)

5.10.120: EMERGENCIES:

A. Upon the declaration of an emergency, as defined by Utah law, all alcohol beverage licenses are automatically suspended, which suspension may be lifted by the mayor at any time.

B. It is unlawful for the holder of any license issued under this chapter or the holder's agent, employee, manager or representative to sell or serve beer during the period of temporary suspension. Any violation hereof shall constitute a class B misdemeanor.

C. In addition, the business license administrator, after notice and hearing, may revoke or suspend any license issued under this chapter for any violation of this section.

(Ord. 24-13, 2024: Ord. 24-04, 2024: Ord. 14-75, 2014: Ord. 96-64 § 1, 1996)

ARTICLE II. LOCAL LICENSE REQUIREMENTS

5.10.200: LICENSE TYPES NOT SPECIFIED:

UABC license types that are not specifically referenced in this section are allowed in the city subject to zoning, local license shall be required.

(Ord. 24-13, 2024: Ord. 24-04, 2024)

5.10.210: LIVE ENTERTAINMENT:

Any duly licensed business establishments which sell alcoholic beverages for consumption on the premises which permit their patrons to dance or entertains their patrons with live performers who sing or dance shall obtain a cabaret license.

(Ord. 24-13, 2024: Ord. 24-04, 2024)

5.10.220: NUMBER OF LICENSES FOR BARS AND TAVERNS

5.10.220: BAR:

A. The division may grant consent to a state bar or tavern establishment license based on one per ~~ten-six~~ thousand (~~10,000~~6,000) population.

(Ord. 24-13, 2024)

B. Proximity Restriction: Bar or Tavern establishments shall be located at least 350' from another Bar or Tavern establishment as measured from property line to property line.

C. The provisions of this section in no way shall affect present locations of Bar or Tavern establishments so long as licenses for those locations remain in good standing, or prevent the issuance of new licenses for those locations upon the transfer of the business by the licensee, until the license for the premises is revoked or terminated.

5.10.230: TAVERN:

~~A. The division may grant local consents to a tavern based on one per ten thousand (10,000) population.~~

~~(Ord. 24-13, 2024; Ord. 24-04, 2024)~~

5.10.2340: BREW RESTAURANT:

A. A brew restaurant is licensed to brew beer in batch sizes that provide enough beer for primarily sale and consumption on site in connection with the restaurant and has any licenses subject to the applicable provisions of the DABS.

(Ord. 24-13, 2024; Ord. 24-04, 2024)

5.10.2450: TAPROOM:

A. A taproom is licensed to manufacture and sell beer for primarily on premises consumption in connection with a bar or tavern. A taproom is licensed to brew beer in batch sizes that provide enough beer for primarily sale and consumption on site in connection with the bar or tavern and has any licenses subject to the applicable provisions of the DABS.

B. A taproom is subject to the bar or tavern population limits.

C. A taproom shall not exceed five thousand (5,000) square feet.

(Ord. 24-13, 2024; Ord. 24-04, 2024)

5.10.2560: MANUFACTURING:

Manufacturing is permitted and subject to zoning. See Logan Municipal Code Title 17, Logan Land Development Code.

(Ord. 24-13, 2024: Ord. 24-04, 2024)

5.10.2670: SINGLE EVENT PERMIT:

Entities seeking a Single Event Permit from the State shall also apply for a Special Event license from Logan City if applicable. A fifty dollars (\$50.00) administrative fee will be charged to process Single Event Local Consent applications that do not require a Special Event license from Logan City.

(Ord. 24-13, 2024: Ord. 24-04, 2024)



MEMORANDUM TO MUNICIPAL COUNCIL

DATE: November 4, 2025
FROM: Aaron Smith, Neighborhood Improvement Manager
SUBJECT: Ordinance #25-22 (LMC 5.10 Alcoholic Beverages)

Summary of Amendment

Logan City Business Licensing is proposing an amendment to LMC Section 5.10: Alcohol Beverages to make additional bar licenses available by consolidating bar and tavern licenses into a single category of licensing, and to establish a proximity restriction between existing bar and tavern licenses, and any new bar and tavern license. This amendment is prompted by the Business Licensing Division receiving an application for a bar license at an existing alcohol manufacturing location in the Industrial Park zone.

Currently, Logan City limits the total available bar and tavern licenses by population. The licensing standard is one (1) bar license per 10,000 population and one (1) tavern license per 10,000 population. This restriction allow for a total of five (5) bar and five (5) tavern licenses available to be issued. All available bar licenses have been issued and only one (1) available tavern license has been issued. This amendment proposes to create new available bar licenses by combining the available bar and tavern licenses into a single license pool. The combined license pool population restriction would also be adjusted to one (1) license per 6,000 population, which creates a pool of nine (9) total bar and/or tavern licenses. With 6 bar or tavern licenses currently issued, 3 new licenses would become available for either a new bar or tavern.

Staff considered several potential population limits for the proposed amendment ranging from 1:5,000 to 1:10,000. Staff considered how many licenses the options would make available and how often new licenses would become available based on population growth. The Bar and Tavern License Combination Study provides a further explanation of these considerations and is attached to this memo. A 1:5,000 population limit would combine the current 5 bar and 5 tavern licenses into a pool of 10 licenses; however, staff is concerned that creating four available licenses could lead to faster than anticipated growth of bars in Logan if all licenses are utilized (assuming bar licenses are available through DABS). It would also create a scenario where new licenses would become available more often based on population growth. In order to limit the creation of new licenses and temper the rate of new licenses becoming available through population growth, staff is recommending a population limit of 1:6,000 for the new combined bar and tavern license pool. As previously stated, this limit will create a pool of nine (9) licenses available for either a bar or tavern. With six (6) bar or tavern licenses currently issued, three (3) new licenses would become available for either a new bar or tavern. Regarding new licenses relative to population growth, with a current population of approximately 54,000 and a 1% growth rate, the license pool will increase to 10 around 2034.

The amendment also proposes a proximity restriction that would not permit a new bar or tavern within 350' of an existing bar or tavern establishment. This proposal is based on similar codes found in other Utah municipalities, namely Ogden and Salt Lake City. Salt Lake uses a straight-line proximity restriction in neighborhood commercial zones, and Ogden uses a total amount of licenses along a particular street to limit alcohol establishments in an area. The proximity restriction is being proposed to reduce the concentration of bars or taverns along any single street in Logan. For reference, the 350' proximity requirement is a little more than half a typical downtown block in Logan. The proposed proximity restriction would be in addition to current State community location proximity restrictions, which are a 200' straight line buffer and a 600' ordinary pedestrian travel restriction from the nearest boundary of the community location to the closest pedestrian entrance to the alcohol establishment. Community locations include churches, schools, parks, playgrounds, and libraries. The attached Proximity Restriction Maps show the impact of the proposed 350' license buffer and an approximation of the State proximity restrictions. The zones where bars and taverns are permitted are also shown (TC-1, TC-2, MU, CS and IP). While large areas of downtown Logan would not be eligible for a license, there remain areas, particularly on the north and south ends of downtown, that would be eligible for a license.

Bar and Tavern Zoning Use and Previous Alcohol Amendment

Ordinance #24-03 revised the zoning categories for most alcohol uses in Logan, including bars and taverns. The Ordinance permits bars and taverns in the Town Center and Mixed-Use zones. The Ordinance also established standalone manufacturing as a permitted use in the Commercial Services and Industrial Park and created an allowance for bars and taverns to be established at manufacturing locations in those zones.

License Information and Definitions

Bar

- Logan Municipal Code: Bar establishment license means one of the following types of licenses as defined by the UABC: a dining club license, equity license, fraternal license or bar license.
- 21 and over age restriction
- Beer, heavy beer (ABV greater than 5%), wine, and liquor
- Must have food available, but no percentage of food sales requirement
- Current local license limits – 1:10,000 population
- 5 licenses available / 5 licenses issued
- Current licenses
 - The Cache bar and Grill – 119 S Main
 - Fraternal Order of Eagles – 170 W 900 N
 - Barrell & Stave – 33 Federal Ave
 - Home Range Brewing – 186 N Main
 - Logan Country Club – 710 N 1500 E

Tavern

- DABS: Taverns are defined as beer bars, parlors, lounges, cabarets, and nightclubs.
- 21 and over age restriction
- 5% ABV Beer or less
- No food requirement
- Current local license limits – 1:10,000 population
- 5 licenses available / 1 license issued
- Current licenses
 - The White Owl – 36 W Center

Manufacturing

- Logan Municipal Code: Includes several scales of manufacturing

- Brewery, distillery, or winery – Permitted in the IP zone
- Small Brewery, Distillery, Winery – Permitted in the CS and IP zones
- Taproom – Permitted in conjunction with a bar or tavern in TC-1, TC-2, and MU zones
- Brew Restaurant – Permitted in conjunction with a restaurant
- Bars and taverns are permitted in conjunction with a manufacturing location
- Standalone manufacturing establishments that do not have a bar, tavern, or restaurant license are only permitted to serve a 5 oz sample to the public.

State License Information (July 2025)

- 369 bar licenses issued by DABS
- 8 tavern licenses issued by DABS
- County Data
 - Cache (145,000) – 5 bar licenses
 - Box Elder (64,000) – 5 bar licenses
 - Tooele (84,000) – 9 bar licenses
 - Washington (207,000) – 11 bar licenses
 - Weber (276,000) – 32 bar licenses

Attachments

Proximity Restriction Map

bar and tavern License Combination Study

LMC 5.10 Alcoholic Beverages Amendment (Section shortened for review)

Ordinance #25-22

Bar and Tavern License Combination Study

This study considers the available licenses under different population limits if both bar and tavern licenses were combined into one license pool.

Current Bar Licenses: 1:10,000 population - 5 licenses (5 licenses are issued - 0 are available)

Current Tavern Licenses: 1:10,000 population - 5 licenses (1 license is issued - 4 are available)

6 total bar and tavern licenses currently issued


1 License per 10,000 (Current population limit for both bar and tavern)		
Pop	Number of Licenses	Estimated Year for Available License
50000	5	2025
60000	6	2034
70000	7	
80000	8	
90000	9	

1 License per 7,000 Population (creates 1 available license for either a bar or tavern)		
Pop	Number of Licenses	Estimated Year for Available License
49000	7	2025
56000	8	2027
63000	9	2039
70000	10	
77000	11	
84000	12	2068
91000	13	

1 License per 6,000 Population (creates 3 available licenses for either a bar or tavern)		
Population	Number of Licenses	Estimated Year for Available License
48000	8	
54000	9	2025
60000	10	2034
66000	11	2044
72000	12	2053
78000	13	
84000	14	
90000	15	
96000	16	

1 License per 5,000 Population (creates 5 available licenses for a bar or tavern)		
Population	Number of Licenses	Estimated Year for Available License
50000	10	2025
55000	11	2027
60000	12	2034
65000	13	
70000	14	
75000	15	
80000	16	
85000	17	
90000	18	
95000	19	

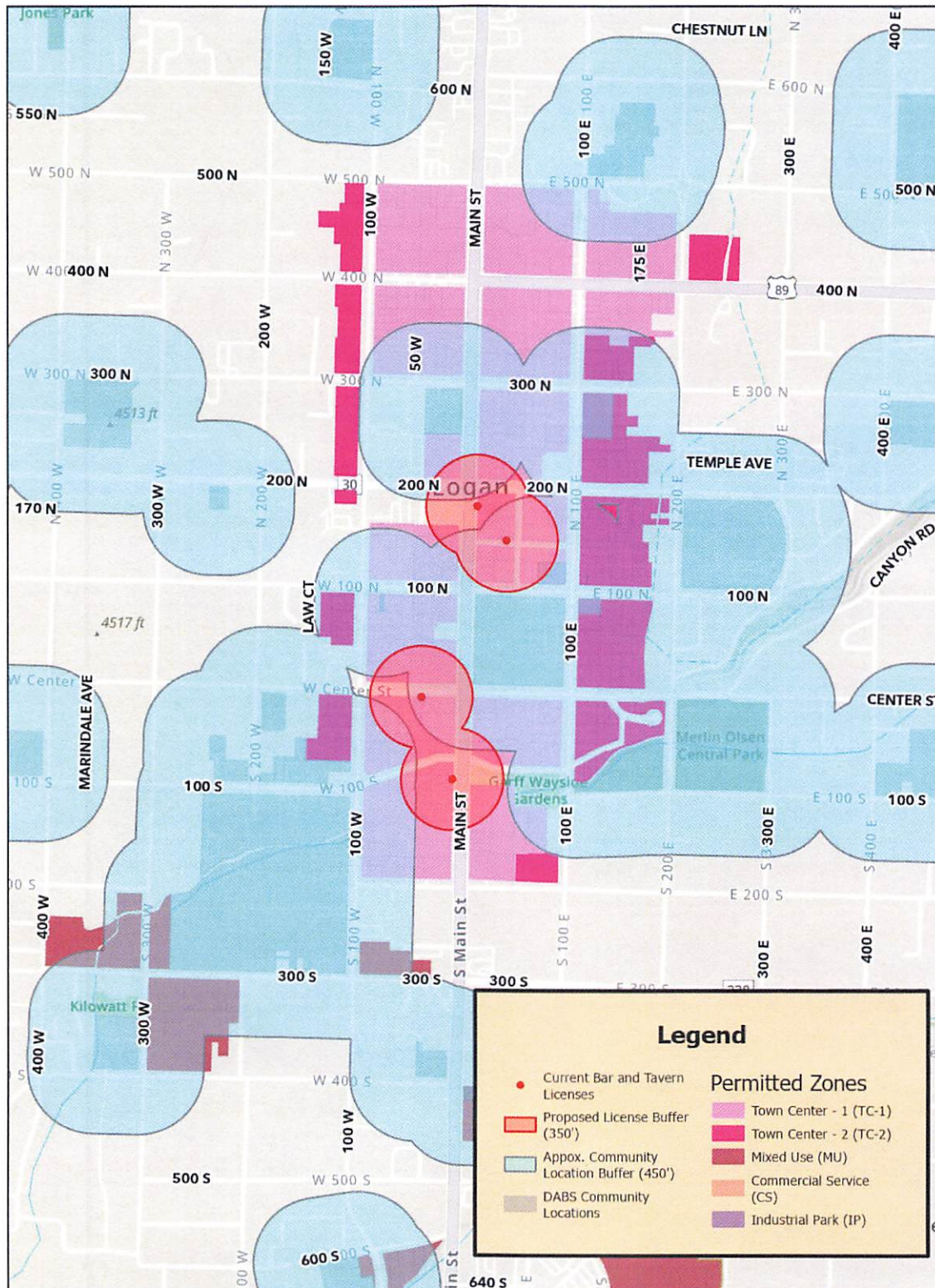
 Number of licenses in 2025 (estimated 54,000 Population)

 Estimated year of next available license

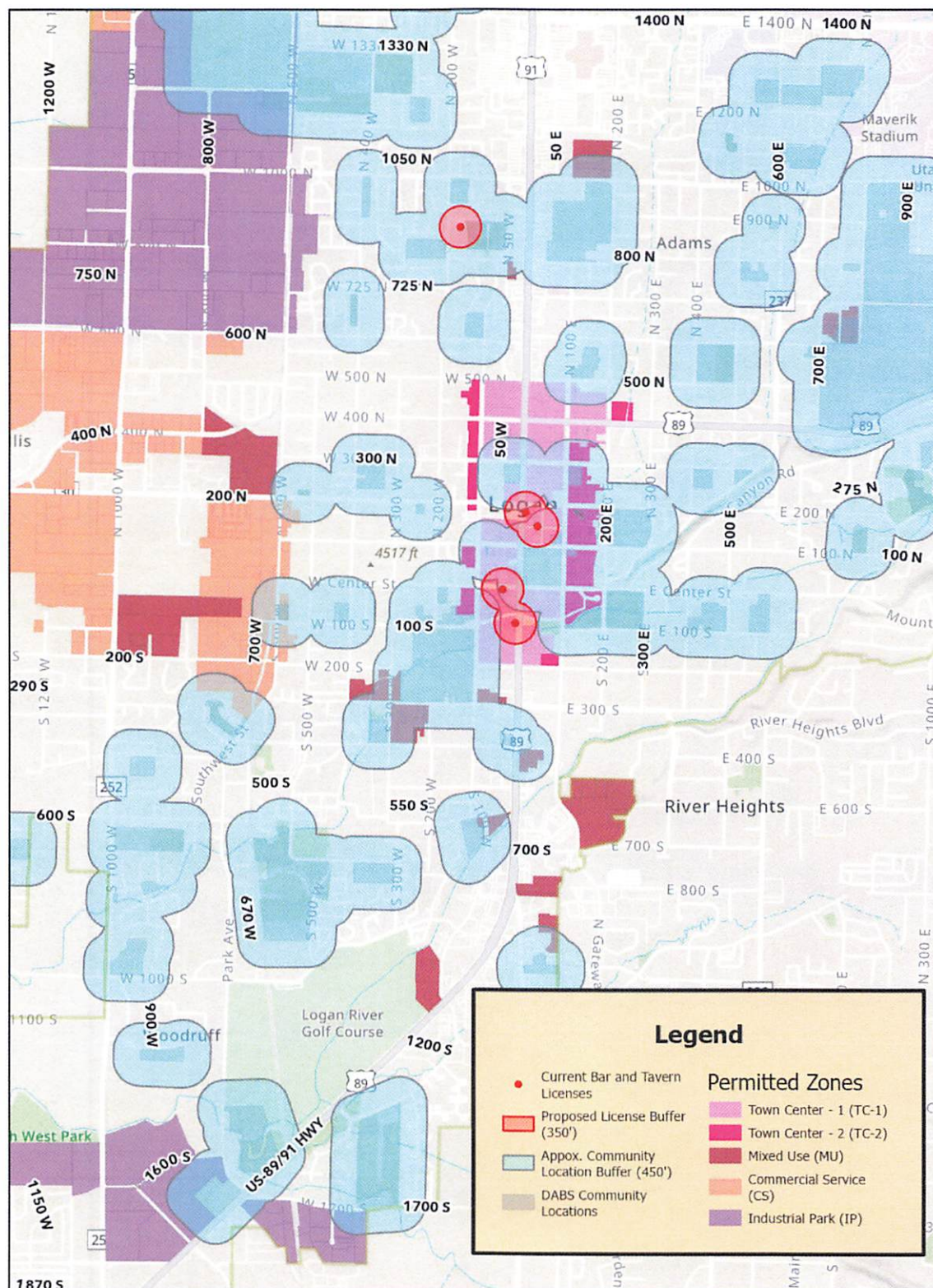
 Estimated year when 12 licenses will be available

Population growth estimated at 1% annually

Note regarding DABS proximity restrictions from community locations: The DABS ordinary pedestrian travel restriction of 600' is approximated in this study using a 450' straight line buffer. Using an approximation means that some properties near the edge of the buffer may or may not be eligible for a license. This map should be used for planning and policy decision making and not determining if a specific property is eligible for a license.



Proximity Restriction Map – Logan City



5.10.220: NUMBER OF LICESNES FOR BARS AND TAVERNS

5.10.220: BAR:

A. The division may grant consent to a ~~state-B~~bar or Tavern establishment license based on one per ~~ten-six~~ thousand (~~10,000~~6,000) population.

(Ord. 24-13, 2024)

B. Proximity Restriction: Bar or Tavern establishments shall be located at least 350' from another Bar or Tavern establishment as measured from property line to property line.

C. The provisions of this section in no way shall affect present locations of Bar or Tavern establishments so long as licenses for those locations remain in good standing, or prevent the issuance of new licenses for those locations upon the transfer of the business by the licensee, until the license for the premises is revoked or terminated.

5.10.230: TAVERN:

~~A.~~ The division may grant local consents to a tavern based on one per ten thousand (10,000) population.

(Ord. 24-13, 2024: Ord. 24-04, 2024)