CLARKSTON TOWN
ORDINANCE 26-02

AN ORDINANCE AMENDING CLARKSTON TOWN CODE TITLE 3 CHAPTER 1 SECTION 3: DEFINITIONS – HOME OCCUPATION and SECTION 4: BUSINESS LICENSE REQUIRED; EXEMPTION

WHEREAS, the governing body of Clarkston Town, County of Cache, State of Utah, passed and adopted the Clarkston Town Municipal Code on July 10, 2003; and

WHEREAS, the Town Council has determined there is a need to update, repeal, amend and/or modify certain provisions contained in the referenced Municipal Code; and

NOW THEREFORE BE IT ORDAINED, that the Town Council of Clarkston, Utah, hereby adopts, passes and publishes the following:

1. Section 3-1-3 of the Clarkston Town Code is amended as indicated by the red type set forth below:

3-1-3: DEFINITIONS:
HOME OCCUPATION: An occupation performed wholly within a residence, or the yard and accessory buildings, being a part of such residence. Home occupations shall not change the character of the residence or the residential neighborhood. ~~A business license is required for a home occupation. The license shall be issued for a one-year period and is renewable. The town council may review a license in reaction to neighbors' complaints and may revoke it if evidence warrants this action.~~ Home occupation standards are as follows:

A. The exterior of the home will not be modified in any way to accommodate the home occupation (i.e.. loading ramps. loading doors. etc.).

B. The occupation will be conducted entirely within the house, yard and existing outbuildings.

C. The home occupation license covers only residents of the home.

D. No outside storage of goods or materials, refuse, waste materials or apparatuses supporting the business is permitted.

E. Pedestrian and vehicular traffic will not be in excess of what is that normally associated with a residential neighborhood.

F. One sign will be permitted on the property. The sign must be approved by the town council. The town council may review the sign in reaction to neighbors' complaints and require its removal or modification if evidence warrants this action.

G. The home occupation must be operated in full conformity with fire, health, building, electrical and plumbing codes, and all state and town laws and ordinances.

H. No noise, odor, light, vibrations or dust, in excess of that normally associated with a residential neighborhood, shall pass beyond the premises.

l. State licenses will be required for "professional childcare".

J. "Home occupation" shall include the care of not more than five (5) children other than members of the family residing in the dwelling. A home occupation in

a multiple-dwelling unit (2 or more units) will be considered as one of the units in determining the allowable number of-units.

2. Section 3-1-4(B) of the Clarkston Town Code is amended as indicated by the red type below:

3-1-4: BUSINESS LICENSE REQUIRED; EXEMPTION:

B. Exemption: The following are exempt from the requirements of subpart (A) of this Section: (1) Home Occupation as defined in Clarkston Town Code Section 3-1-3, (2) a business that is operated only occasionally and by an individual who is under ~~18~~19 years of age.

3. This ordinance shall become effective upon its adoption and posting as required by law.

4. This ordinance shall be attached as an amendment to the Clarkston Town Municipal Code referred to above.

ADOPTED AND PASSED, by the CLARKSTON TOWN COUNCIL this _____ day of _____, 2026

TOWN OF CLARKSTON

_____
MAYOR

Roll Call Vote:

Mayor Thompson	__Aye	___No	___Abstain	___Absent
Councilmember J. Noble	__Aye	___No	___Abstain	___Absent
Councilmember B. Goodey	__Aye	___No	___Abstain	___Absent
Councilmember D. Godfrey	__Aye	___No	___Abstain	___Absent
Councilmember J. Petersen	__Aye	___No	___Abstain	___Absent

ATTEST:

_____
CLERK

Posting Date: _____