

ORDINANCE NO. 2016-_____

AN ORDINANCE OF THE CITY OF SOUTH SALT LAKE CITY COUNCIL
AMENDING SECTION 5.08.480 OF THE CITY OF SOUTH SALT LAKE CODE;
REMOVING REFERENCE TO HOURS OF SALES OF ALCOHOL FOR
MICROBREWERIES

WHEREAS, Section 5.08.480 of the City of South Salt Lake Code in part establishes hours of sale of beer at microbreweries; and

WHEREAS, Title 32B of the Utah Code establishes hours of sale of beer, which local authorities are not allowed to contravene pursuant to U.C.A. §32B-1-204; and

WHEREAS, this council finds it necessary to amend the city code to remove references to the hours during which beer may be sold;

THEREFORE, BE IT ORDAINED by the City Council of the City of South Salt Lake that Title 5, Chapter 08, Section 480 of the City of South Salt Lake Code is amended to read:

5.08.480 - Class "MB" microbrewery license.

- A. A microbrewery ("MB") license shall entitle the licensee to serve alcohol for on-premises consumption, in accordance with Utah law.
- B. The licensee may only serve alcohol for on-premises consumption if it has obtained an on-premises beer retailer (tavern) or club license from the state of Utah.
- C. A consent for an MB licensee applicant's state license under subsection (B) is subject to the following conditions:
 1. The licensed premises must be equipped with at least a five barrel brewhouse which regularly produce beer;
 2. Food must be available during opening hours; and
 3. The building associated with on-premises consumption shall have fenestration through vision glass, doors or active outdoor spaces along thirty (30) percent of the building side that fronts any abutting public right-of-way, private street or rapid transit line. Alternative approaches to this requirement may only be granted by the community and economic development director in cases in which building architecture or the site prohibits meeting this condition; and.
 4. ~~Specific hours. An MB licensee may not sell, offer for sale, or furnish beer at its licensed premises for on-premises consumption between the hours of 10:00 p.m. and 9:59 a.m., except on Friday and Saturday nights, during which alcohol may be sold or furnished until 11:59 p.m. This section does not restrict the licensee's obligation to remain open while patrons finish consuming previously provided beer.~~

Ordinance Amending §5.08.480

- D. An MB licensee which substantially fails to honor these conditions shall have its consent and business license revoked.
- E. An MB license permits the licensee to engage in activities authorized by a Class M license.

This ordinance will take effect upon execution by the Mayor or after fifteen days from transmission to the office of the Mayor if neither approved nor disapproved by the Mayor.

(signatures appear on separate page)

Ordinance Amending §5.08.480

DATED this _____ day of _____, 2016.

BY THE CITY COUNCIL:

Deborah A. Snow, Council Chair

ATTEST:

Craig D. Burton, City Recorder

City Council Vote as Recorded:

Beverly	_____
Kindred	_____
Mila	_____
Pender	_____
Rapp	_____
Siwik	_____
Snow	_____

Transmitted to the Mayor's office on this _____ day of _____, 2016.

Craig D. Burton, City Recorder

MAYOR'S ACTION: _____

Dated this _____ day of _____, 2016.

Cherie Wood, Mayor

ATTEST:

Craig D. Burton, City Recorder