

Garden City
Business License Application

PO Box 207 • 69 N. Paradise Parkway • Garden City, Utah 84028
www.gardencityut.us • 435-946-2901 • 435-946-8852 Fax

Business Status: (check all that apply) ☒ New Business ☐ Additional Location # ____ ☐ Name Change ☐ Ownership Change ☐ Location Change ☐ Transient Vendor ☐ Concessionaire Vendor	License Fee: Business License Fee _____ Transient License Fee _____ Concessionaire Fee _____ Additional Location _____ Other _____ Beach Vendor License also requires a BCI background check
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Official Use Only:

Planning Commission:	☐ Approved	☐ Not Approved	Date: _____
Town Council:	☐ Approved	☐ Not Approved	Date: _____
Inspections: Building Insp.:	☐ Initial	Date: _____	☐ Final Date: _____
Fire Inspection:	☐ Initial	Date: _____	☐ Final Date: _____

Comments:

Zone:	☐ Commercial 1 2 3 ☐ Residential	☐ Beach Devel.	☐ Other _____
Business Name:	On The Way		
If name change, previous name:			
Location Address:	240 South Bear Lake Blvd		
City, State & Zip:	Garden Cit ,Utah 84028		
Business Phone:	903.922.3512		
Cell Phone:			
Mailing Address:	P.O. Box 535		
City, State & Zip:	Garden City, Ut 84028		
E-mail Address:	Joeb.england@gmail.com		
Owners Name:	Joe England		
Owners Location:	2620 South Eagle Drive		
City, State & Zip:	Garden City, UT 84028		
Phone:	903.922.3512		
Cell Phone:			

Kind of Business	☐ Retail	☐ Lodging	☐ Restaurant
	☐ Professional	☐ Contractor	☒ Other

Briefly Describe Your Business:	
~~Delivery Service for local Businesses~~	
Utah State Sales Tax Number:	
Ut State Professional License No.	
Will you be installing a sign?:	☐ Yes ☒ No

This is an application for a business license; the actual license will be issued only when All inspections/Approvals are complete. Issuance of this business license shall in no way relieve the applicant of his/her responsibility of complying with applicable zoning, health, building, or fire regulations.

I, We, Joe England hereby agree to conduct said business strictly in accordance with the Laws and Ordinances covering such business. I understand that I shall not begin nor cause to begin business at this location without first obtaining a business license and will not continue business without maintaining a valid license, in doing so, I will be subject to a penalty as stipulated by the Garden City Infraction Fee Schedule.
Business License Fees are non-refundable.

Owners Signature: Joe B England Date: 01-01-2020
Please print your name: Joe B. England

Welcome to

Garden City

Utah

Where Families Play

GARDEN CITY

SHORT TERM RENTAL APPLICATION

Owner or Property Management Company Name:

Kawiti Finlayson

Owner or Property Management Company Address:

886 N. Blackberry Drive, Garden City UT 84028

Owner or Property Management Company Phone #:

(801) 920-1779

Emergency Contact Name and Phone #:

(must live within 15 minutes of property & be available 24/7)

Kawiti - (801) 920-1779 Andy - (208) 530-3248

Contact Persons E-mail address:

Kawiti finlayson@yahoo.com

Utah State Tax Number:

(must be registered to Garden City)

10082743-003-STR

Owner of Property:

Kawiti Finlayson

Address of STR Property:

886 N. Blackberry Dr. Garden City UT 84028

Owners Phone #:

(801) 920-1779

Parcel ID Number:

Lot # 4 - 41-17-040-0004

Owners mailing address: P O Box 309
Garden City, UT 84028

~~Kawiti Finlayson, 886 N. Blackberry Drive, Garden City, UT 84028~~

Subdivision or resort where property is located:

Raspberry Patch Estates Unit # 3

Owners e-mail address:

Kawitifinlayson@yahoo.com

P.O. Box 207 • 69 North Paradise Parkway • Garden City, Utah 84028

Phone: (435) 946-2901 • Fax (435) 946-8852

EMail: townofgardencity@gmail.com • Website: www.gardencityut.us

I understand that this license does not preclude me from following the appropriate Homeowner Association CC&R's and obtaining approval from the appropriate Homeowner Association for each unit, prior to commencing any rental. I further understand that not all subdivisions within the Garden City limits allow short term rentals and my unit may be located within one such subdivision.

Incomplete applications will not be accepted.

E. Eawitt Finlayson
Signature of the Owner of property

10/15/2019
Date

E. Eawitt Finlayson
Signature of Property Management Company

10/15/2019
Date

E. Eawitt Finlayson
Signature of Contact Person

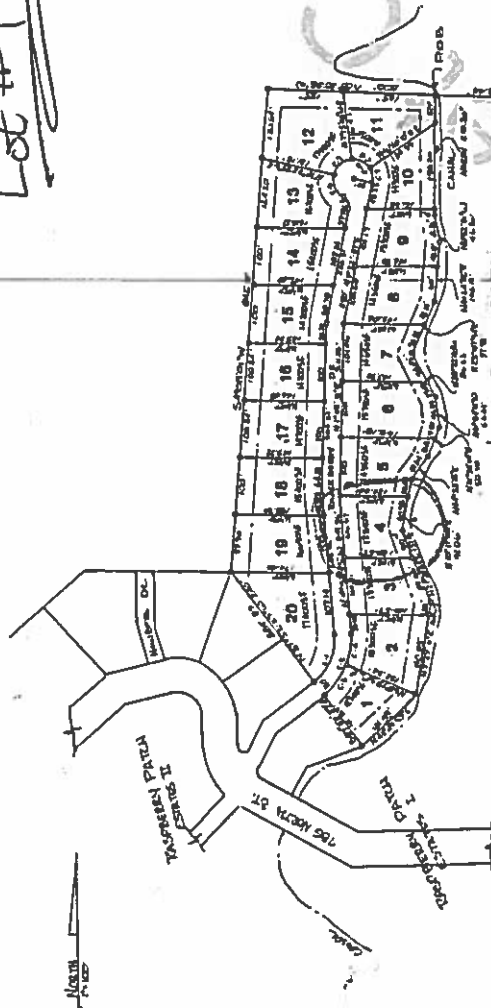
10/15/2019
Date

Application fee, NON-REFUNDABLE: \$100 plus \$140 per unit pr 140.00
11-4-19

The foregoing application was _____ approved _____ disapproved at a meeting of the Garden City Town Council held on _____ day of _____, 20 ____.

PART OF THE N.E. 1/4 OF SECTION 17, T.14N., R.5E., SLB&M

North _____



I, TERRELL W. ASHLEY, A RESIDENT AND SURVIVOR, IN THE STATE OF INDIA, DO HEREBY CERTIFY THAT THE PART OF "COMMONWEALTHS UNIT #3," LOCATED IN COCHISE COUNTY, ARIZONA, HAS BEEN CORRECTLY DEPOSITED IN THE "SAFE DEPOSIT BOX" OF THE "COUNTY CLERK OF COCHISE COUNTY, ARIZONA" AND IS A TRUE AND CORRECT REPRESENTATION OF THE "COMMONWEALTHS UNIT #3" OF INDIA, BASED ON DATA COMPILED FROM THE "COUNTY CLERK OF COCHISE COUNTY, ARIZONA" FROM A SURVEY MADE ON THE "COMMONWEALTHS UNIT #3" OF INDIA.

Feb 3, 1990
D.F.



BOUNDARY DESCRIPTION

[illegible]

OWNER'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS, THAT I, THE UNDERSIGNED CHARLES OF THE ABOVE DECEASED PROPERTY, HEREBY CANNOT THE SAME TO BE SAVED INTO LOT AND STREET, TO BE HEREIN AS TO PROPERTY ESTATES IN THE CITY OF NEW YORK, BEING HEREIN AS TO THE COMMON INTEREST OF THE LOT OWNERS OF SAID SUBDIVISION AND TO PUBLIC UTILITIES

DATE
Nov 11 1955

HAVE THANKS AT THE PLACE OF DEPARTURE
 OF THE THING THAT IS THE LOCK
 (NAME) T. BULLOCK
 PRESIDENT

ACKNOWLEDGEMENT

1. WORDS OF URN } a.
 Chain of links
 On the day of burning in, personally
 prepared were the, the chains of links
 which I produced, the only ones needed
 as they secured the same role and great
 way covered entire thing. —



COUNTY ENGINEER

APPROVED THIS ____ DAY OF ____ 19__ BY THE
SOUTH COUNTY EMERGENCY _____
CHAIRMAN _____

COUNTY RECORDER

FILE NO. 40142 BOOK 46 PAGE 724
 STATE OF UTAH, DEPT. OF CORRECTIONS, ENCLOSURE AND
 RETURNED AT THE REQUEST OF: DEPT. OF CORRECTIONS
 CASE NO. 40142
 FEE \$0.00
 TIME 4:45 PM.
 DATE 10/10/70

INDEX _____
PAGE NO. _____

[Signature]
DATE _____

BEAR LAKE SPECIAL SERVICE DISTRICT

APPROVED THIS 9th DAY OF AUG. 1940 BY THE
JUDGE OF THE DISTRICT COURT

CITY ATTORNEY

APPROVED THIS 15TH DAY OF Oct. 1910 BY THE
SACRED CITY ATTORNEY. *John O. [Signature]*

PLANNING COMMISSION

APPROVED THIS 1ST DAY OF March, 19 80 BY THE
CITY PLANNING COMMISSION.

Paul A. Boudry Jr.
Chairman

CITY ENGINEER
2013

APPROVED FOR THE DAY OF SUBMISSION BY THE
CARTER AND CHAMBERLAIN

TOWNSEND
ALWAYS ALL THE

APPROVED THE 20th of Aug. 1930 BY THE
GARDEN CITY - CITY COUNCIL
James R. Robinson
Mayor
Attest *Caroline Robinson*
City Clerk

NOTES

- [illegible]

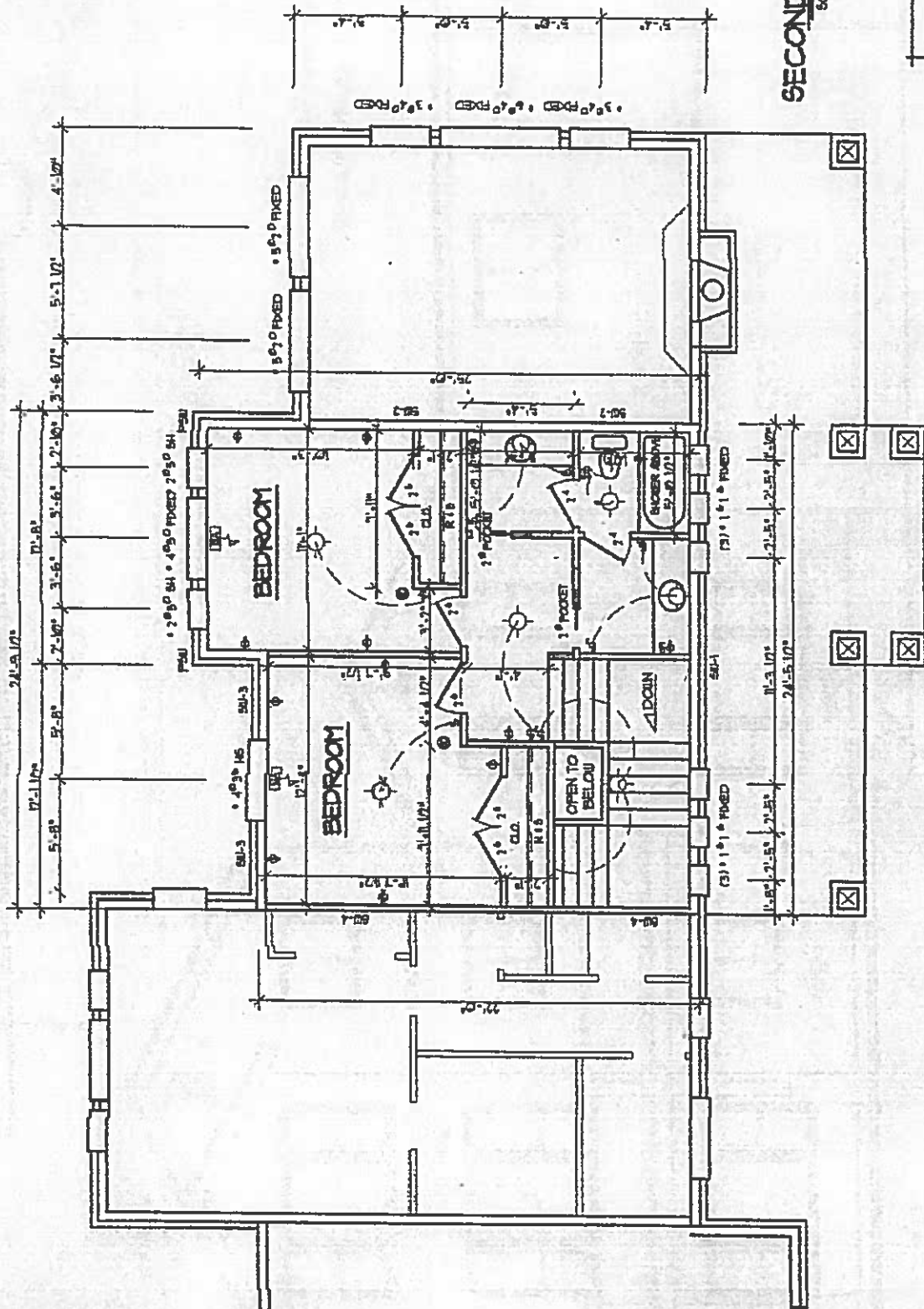
VANITY DETAILS

SCALE 1/2" = 1'-0"

SECOND FLOOR

NOTES: GENERAL

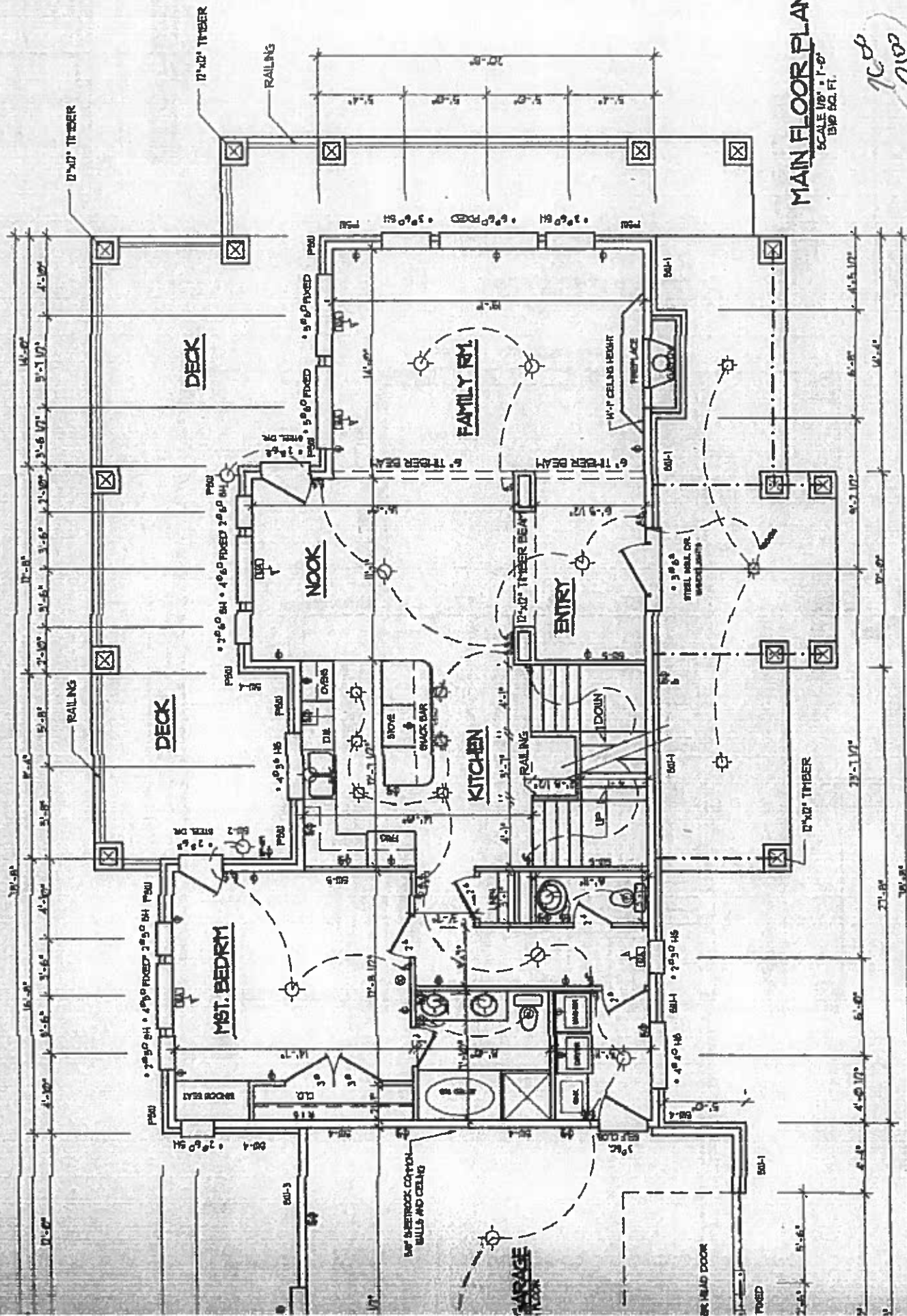
1. CONTRACTOR IS TO VERIFY DESIGN DIMENSIONS AND NOTES PRIOR TO BEGINNING OF CONSTRUCTION OF A LICENSED CONTRACTOR.
2. ALL WORK IS TO BE DONE UNDER LOCAL AND STATE BUILDING CODES.
3. ALL ELECTRICAL SHALL BE PER NATIONAL ELECTRIC CODE, LATEST EDITION.
4. MECHANICAL WORK SHALL BE PER APPLICABLE CODES, LATEST EDITIONS.



SECOND FLOOR
SCALE 1/8" = 1'-0"
483 SQ. FT.

SECOND

1st FLOOR

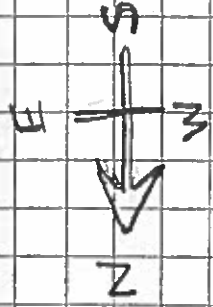


MAIN FLOOR PLAN

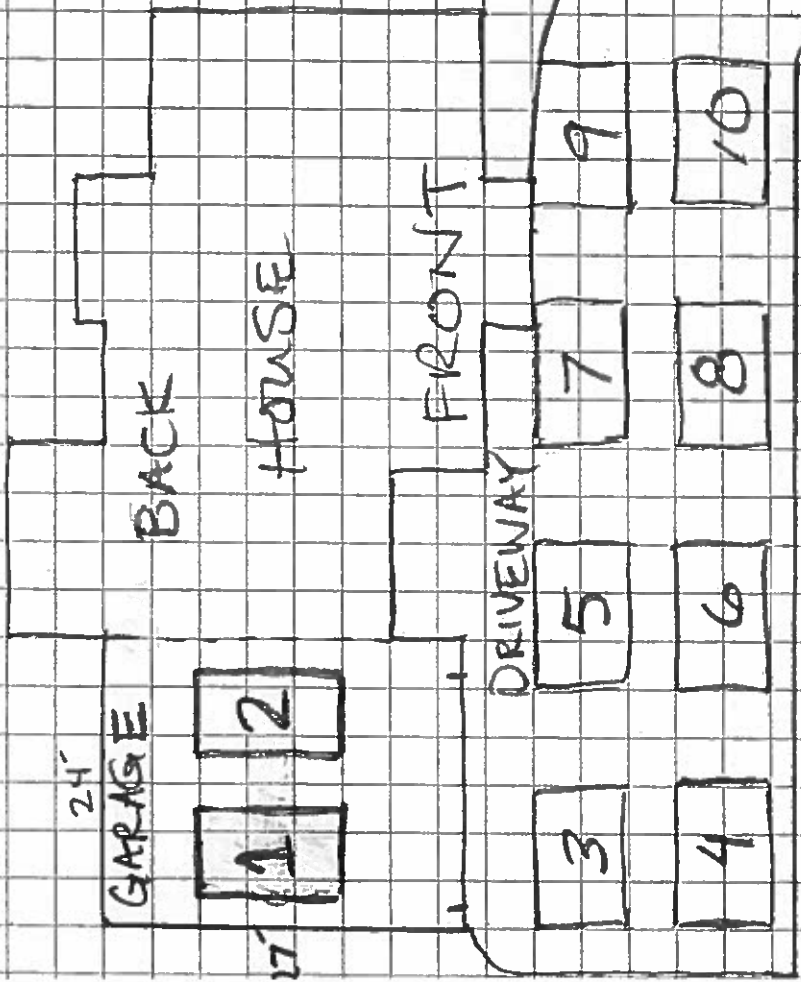
SCALE 1/8" = 1'-0"
ELEV 80.0 FT.

2017 7C8

Scale = 4x4



PARKING SPACE
886 BLACKBERRY DRIVE



SHORT TERM/NUCLEAR/RENTAL INSPECTION CHECKLIST

Address: 884 Black Berry Dr.
 Date of inspection: 10-22-19
 Owner: Kawaii Finlayson
 Property Management: Kawaii Finlayson
 Contact Name: Kawaii Finlayson
 Contact Phone #: (801) 920-1779

Safety Inspections:		Time limit to correct
Landrails/Guardrails	✓	
Outdoor lights	✓	
Bathty lights	✓	
Water shut off	✓	
Breaker box labeled	✓	
Gas shut off	✓	
Hot water heater	✓	
Furnace	✓	
Water working	✓	
Kitchen sink	✓	
Fire Extinguishers	✓	
Electrical outlet plates	✓	
Check address on unit		
Others:		

DIRECT TERM/NIGHT MARINA INSPECTION SHEET (page 2)

Address:

Date of inspection:

Inspector:

Property Manager:

Spine Unit Sq. Ft.	#1	#2	#3	#4	#5	#6	#7	#8	#9	#10
	15 x 13 195	11.5 x 10.5 120.75	9.5 x 11.5 109.25	10 x 17.5 175	12.5 x 11.5 143.75	11 x 11 121	99.75			
Guaranteed Window(s)	OK	OK	OK	OK	OK	OK				
Other Factor	OK	OK	OK	OK	OK	OK				
Total Sq. Ft.	195	120.75	109.25	175	143.75	121				

Occupancy allowed at this address:

Minimum parking required at this address:

Boats, motor homes, etc., shall park on property. Each trailer is considered a vehicle.

shall not include children under the age of three (3).

Total number of parking spaces on Property

Date:

Inspector/Property Manager:

10-22-19

10-22-19

All vehicles include

GARDEN CITY FIRE DISTRICT

P.O. BOX 248 145 WEST LOGAN ROAD

GARDEN CITY, UTAH 84028

PHONE/FAX (435) 946-3557

FIRE SAFETY INSPECTION REPORT

Business Name: KAWITI FINDLAYSON Inspection Date: 10/22/19

Business Address: 886 N. BLACKBERRY DR. Suite: Business Phone: 801-920-1779

No.	Violations	No.	Locations/Remarks	Cleared
ACCESS-				
1	☒ Maintain fire lane free of obstructions			/ /
2	☒ Provide address numbering which is visible from street			/ /
3	☒ Provide supra box for fire dept. access			
EXITING				
4	☒ Remove obstructions at exits, doors, aisles, corridors, stairways, etc.			/ /
5	☒ Exit door to open without a key or any special knowledge or effort			
6	☒ Provide sign over main exit door(s)			/ /
7	☒ Repair non-operable exit door hardware			/ /
8	☒ Removed obstructions from door required to be closed			
9	☒ Remove locks & latches from doors with panic hardware			/ /
10	☒ Remove storage from attic, under-floor and concealed spaces			
11	☒ Provide/maintain exit sign/emergency lighting			/ /
FIRE EXTINGUISHERS				
12	☒ Have fire extinguisher serviced and tagged			/ /
13	☒ Provide/mount fire extinguisher as indicated			
14	☒ Provide clear access to fire extinguisher			/ /
15	☒ Post a sign indicating fire extinguisher location			
16	☒ Maintain 3 foot clearance for access/use of fire appliances/equipment			/ /
FIRE PROTECTION SYSTEMS				
17	☒ Secure all system control valves in the open position	PASSED		
18	☒ Replace damaged, corroded or painted sprinkler heads/ Fire department connection (FDC) caps			
19	☒ Provide annual certification for sprinkler/standpipe system			
20	☒ Provide sprinkler coverage in unprotected areas			
21	☒ Provide spare sprinkler heads and/or compatible wrench			
22	☒ Hood and duct extinguishing system to be serviced and tagged	Re-inspection dates	Inspector	
23	☒ Remove grease from hood, duct, and filters (keep clean)	1 st	/ /	
FIRE ALARM SYSTEMS				
24	☒ Maintain, repair, inspect, and/or test fire alarm system	2 nd	/ /	
FIRE SEPARATIONS				
25	☒ Repair holes in required fire resistive construction	3 rd	/ /	
26	☒ Provide/repair self or automatic closing fire rated assemblies	Hearing	/ /	
ELECTRICAL				
27	☒ Discontinue use of extension cords	District attorney	/ /	
28	☒ Install permanent wiring for fixed or stationary appliance	Final clearance	/ /	
29	☒ Provide cover plates for all junction boxes	You are hereby notified to correct all violations immediately or show cause why you should not be required to re-inspection will be conducted after _____ days from the date of this notice. Willful failure to comply with this notice is a misdemeanor. Violations which are not corrected immediately and or remain after the re-inspection may be processed as a criminal offense. Thank you for your assistance and cooperation in minimizing the fire and life loss in your community. BY ORDER OF THE FIRE CHIEF SIGNATURE OF RECIPIENT: <u>X Kawiti Findlayson</u> Owner manager employee other		
30	☒ Remove exposed wiring or protect in approved conduit			
31	☒ Provide a clear work space at all electrical panels (30" in width, 36" in depth and 78" in height) Remove exposed wiring or protect in approved conduit			
32	☒ Labeling electrical rooms and breaker			
FLAMMABLE LIQUIDS - COMPRESSED GASES				
33	☒ Provide flammable liquid storage cabinet or reduce storage	INSPECTING OFFICER: <u>[Signature]</u> FD # COMPANY Shift Date		
34	☒ Remove all fueled vehicles or equipment from buildings			
35	☒ Secure compressed gas cylinders			
STORAGE - HOUSEKEEPING				
36	☒ Arrange storage in an orderly manner to provide access/egress	NO VIOLATIONS NOTED THIS DATE - THANK YOU FOR BEING SAFE		
37	☒ Remove combustible storage from boiler, mechanical, or electrical rooms			
38	☒ Reduce storage to 24" below ceiling or 18" from sprinkler heads			
39	☒ Provide approved metal container from oily rag storage			
40	☒ Remove waste & rubbish material from the premises daily			
41	☒ Keep dumpster 5' away from buildings	Other violations and comments		
42	☒ Clearance from ignition sources			
MISCELLANEOUS				
43	☒ Other violations and comments			

DISTRIBUTION: WHITE TO FPR YELLOW TO OWNER/OCCUPANT PINK TO OWNER WITH FINAL CLEARANCE

GARDEN CITY
SHORT TERM RENTAL APPLICATION

Owner or Property Management Company Name:	Kent Suzie KENZIE Clark LLC
Owner or Property Management Company Address:	661 E 420 S Smithfield, UT 84335
Owner or Property Management Company Phone #:	435-770-4787
Emergency Contact Name and Phone #: (must live within 15 minutes of property & be available 24/7)	Cory Bowers 435-232-6252 lives in G.C. Swan Creek
Contact Persons E-mail address:	CBOWERS@EFORCESOFTWARE.com
Utah State Tax Number: (must be registered to Garden City)	# 14885872-003-STC

Owner of Property:	Address of STR Property:
KEN CLARK	348 W. SUNRISE Circle
Owners Phone #:	Parcel ID Number:
435-770-4787	
Owners mailing address:	Subdivision or resort where property is located:
661 E 420 S Smithfield UT 84335	Triangle Subdivision
Owners e-mail address:	
KENCLARK@gmail.com	

I understand that this license does not preclude me from following the appropriate Homeowner Association CC&R's and obtaining approval from the appropriate Homeowner Association for each unit, prior to commencing any rental. I further understand that not all subdivisions within the Garden City limits allow short term rentals and my unit may be located within one such subdivision.

Incomplete applications will not be accepted.

745/P
Signature of the Owner of property

11-13-19
Date

CS Oe
Signature of Property Management Company

11.13.19
Date

Cory A. Buss
Signature of Contact Person

11-13-19
Date

Application fee, **NON-REFUNDABLE**: \$100 plus \$140 per unit

pd \$240.⁰⁰
12-18-19

The foregoing application was _____ approved _____ disapproved at a meeting of the Garden City Town Council held on _____ day of _____, 20 ____.

3D



N Bear Lake Blvd

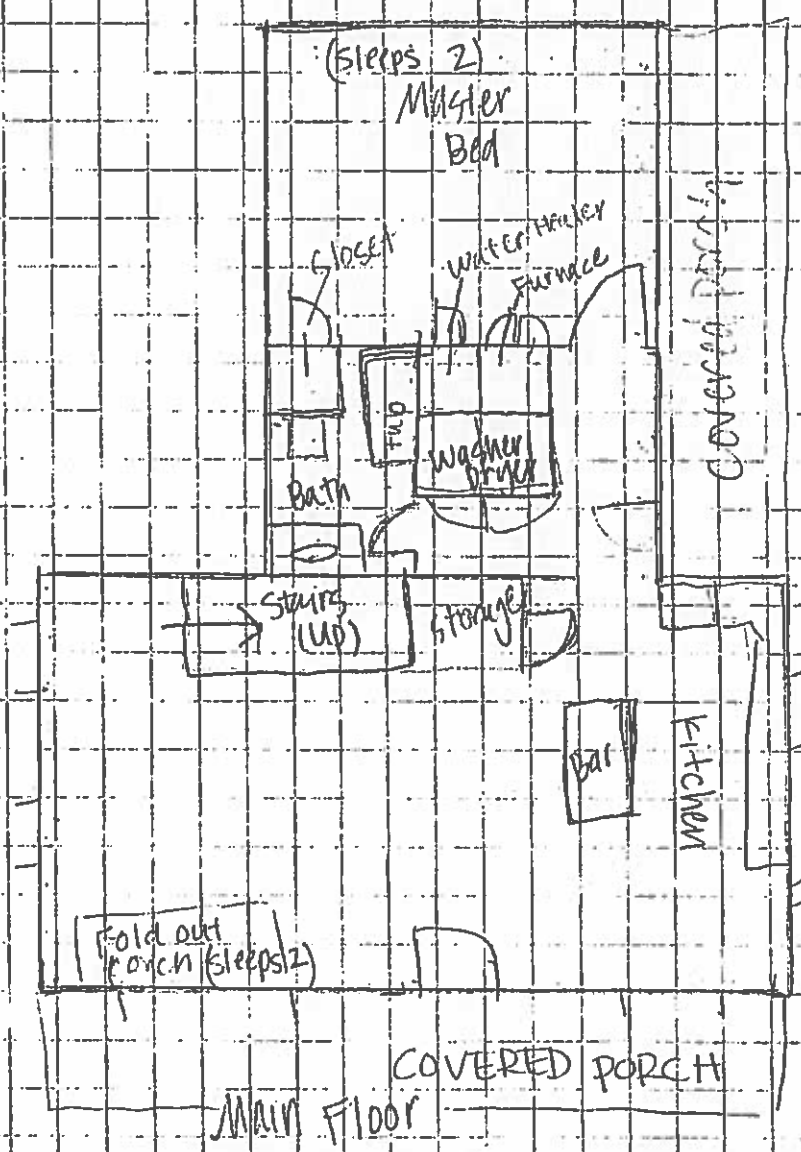
Parking

P
R
K

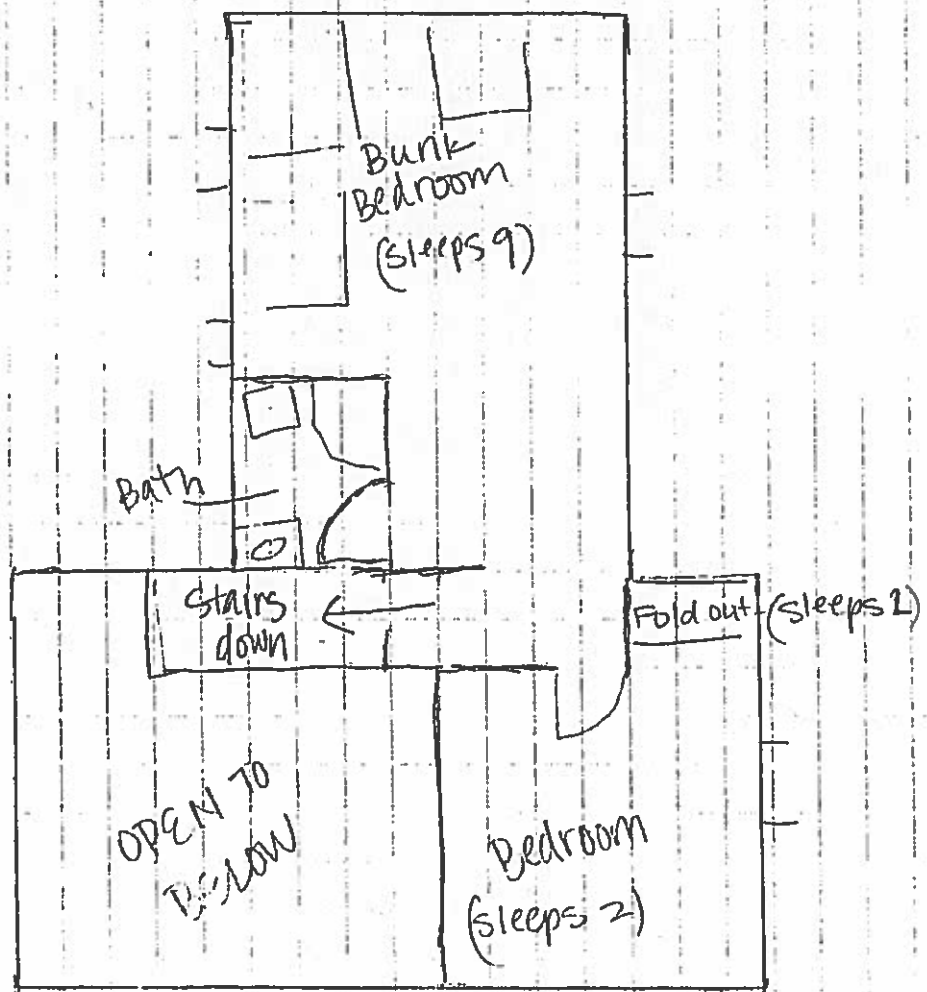
Parking

N Sunrise Dr

89



Main Floor



UPSTAIRS

SHORT TERM/INTERIM RENTAL INSPECTION CHECKLIST

Address: 346 Sunrise Circle
 Date of inspection: 12-2-2019
 Owner: Ken & Suzie Clark
 Property Management:
 Contact Name: Cory Bowers
 Contact Phone #: 438-232-6252

Safety Inspections:		Time limit to correct
Handrails/ Guardrails	✓	
Outdoor lights	✓	
Entry lights	✓	
Water shut off	✓	
Breaker box labeled	✓	
Gas shut off	✓	
Hot water heater	✓	
Furnace	✓	
Water working	✓	
Kitchen sink	✓	
Fire Extinguishers	✓	
Electrical outlets/plates	✓	
Check address on unit	1h-	
Other:		

PORT HARM/NIC HET MARITIME INSPECTION GHIS (Page 2)

Address:

Date of inspection:

Owner:

Property Management:

Room	#1	#2	#3	#4	#5	#6	#7	#8	#9	#10
Living room	15x14	13x18	11x16	9x18						
Bedroom	✓	✓	✓	✓						
Bathroom	✓	✓	✓	✓						
Kitchen	✓	✓	✓	✓						
Hall	✓	✓	✓	✓						
Staircase	✓	✓	✓	✓						
Front porch	✓	✓	✓	✓						
Back porch	✓	✓	✓	✓						
Garage	✓	✓	✓	✓						
Driveway	✓	✓	✓	✓						
Other	✓	✓	✓	✓						
Total	210	234	176	414			Total	1034		

Maximum occupancy allowed at this address: 17, shall not include children under the age of 18 (18).

Minimum parking required at this address: 5. Total number of parking spaces on Property: 7. All vehicles include driver's, boats, motor homes, etc., shall park on property. Each trailer is considered a vehicle.

Signatures:

Inspector: [Signature] Date: 12-7-19

Owner/Property Manager: [Signature] 12-7-19

Garden City Fire District
P.O. Box 248 145 West Logan Road
Garden City, Utah 84028
Phone Number 435-881-6313
Short Term Rental Inspection Report

Rental Name KEN CLARK
Rental Address _____

Inspection Date 12-9-19

Suite _____ Tel: _____

No	Violations	No	Locations / Remarks	Cleared
ACCESS				
1 ☒	Maintain fire lane free of obstructions			
2 ☒	Provide address numbering which is visible from street			
EXITING				
3 ☒	Remove obstructions at exits, doors, aisles, corridors, stairways, etc.			
4 ☒	Exit door to open without a key or any special knowledge or effort			
5 ☒	Repair non-operable exit door hardware			
FIRE EXTINGUISHERS				
6 ☒	Have fire extinguisher serviced and tagged			
7 ☒	Provide / mount fire extinguisher as indicated			
8 ☒	Provide clear access to fire extinguisher			
FIRE ALARM/ CO ALARM SYSTEMS				
9 ☒	Maintain, repair, inspect, and or test smoke detectors to meet current I.R.C.			
10 ☒	Maintain, repair, inspect, and or test CO detectors to meet current I.R.C.			
FIRE SEPARATIONS				
11 ☒	Repair holes in required fire resistive construction			
12 ☒	Provide / repair self or automatic closing of fire rated assemblies			
ELECTRICAL				
13 ☒	Discontinue use of extension cords			
14 ☒	Provide cover plates for all junction boxes			
15 ☒	Remove exposed wiring or protect in approved conduit			
16 ☒	Provide a clear work space at all electrical panels (30" in width, 36" in depth)			
17 ☒	Label all electrical breakers			
FLAMMABLE LIQUIDS- COMPRESSED GASES				
18 ☒	Provide flammable liquid storage cabinet or reduce storage			
19 ☒	Provide L.P. gas shut off to residence and label to identify shut off			
STORAGE- HOUSEKEEPING				
20 ☒	Arrange storage in an orderly manner to provide access/ egress			
21 ☒	Remove combustible storage from boiler, mechanical, or electrical rooms			
22 ☒	Maintain clearance from ignition sources			
MISCELLANEOUS				
23 ☒	Other violations and comments			
NO VIOLATIONS NOTED THIS DATE- THANK YOU FOR BEING SAFE				

PASSED

	Re-inspection Dates	Inspector
1st	/ /	
2nd	/ /	
3rd	/ /	
4th	/ /	

You are hereby notified to correct all safety issues brought fourth by this inspection to receive clearance by the Garden City Fire District for the purpose of short term rentals. All corrections shall be made within 30 days of notice

Signature of recipient _____
Inspecting Officer [Signature]



Welcome to

Garden City

Utah

Where Families Play

After Recording mail to:
Town of Garden City
PO Box 207
Garden City, Utah 84028

TOWN OF GARDEN CITY

Covenant to run with the Land

ON THIS 9th DAY OF JANUARY, 2020 COMES NOW the Town of Garden City, a Class 4 municipality, acting by and through its duly appointed Mayor, (hereinafter known as the "town") and, Robert and Leslie Moosman, property owner in the Town of Garden City, Utah (hereinafter known as the "owners") and owner of certain real property in the Town of Garden City, Rich County, State of Utah, known generally as, Parcel #'s 41-30-010-0057 and 41-30-010-0058, more particularly described as follows:

Parcel #1: LOT 57, BRIDGERLAND VILLAGE PLAT A
Parcel #2: LOT 58, BRIDGERLAND VILLAGE PLAT A

(Hereinafter known as "property") and do hereby enter into this Agreement and Covenant as follows:

WHEREAS the Town of Garden City has duly enacted ordinances and statutes prescribing zoning land use policies and requirements of the Town of Garden City; and

WHEREAS owners are desirous of utilizing their land and improvements in a manner not strictly in conformity with the ordinances or statutes; and

WHEREAS the Town is willing to grant an encumbrance permit to the subject property based on the owner's providing the Town with a covenant to run with the land applicable to any and all heirs, successors of interest or assigns as set forth herein.

NOW THEREFORE, for valuable consideration received, the sufficiency of which is hereby acknowledged by the owners, the Town and the Owners do hereby covenant, promise, and agree as follows:

For and in consideration the encumbrance permit granted by the town, owners, their successors in interest heirs or assigns, covenant and irrevocably agree that the above described

Covenant to run with the land
Robert and Leslie Moosman
January 9, 2020
Page 2

2 parcels of real property shall remain in common ownership of the owners or their successors in interest heirs or assigns and shall not, under any circumstances so long as the encumbrance permit shall be effective, be sold separately or for any reason shall one parcel be segregated from ownership interest of the other parcel. In the event that such segregation or separate ownership shall occur, the owner of parcel 1 and 2 as described above, covenants and agrees to forthwith demolish and remove from the property any and all structures not in conformance with the Garden City Ordinances or regulations at the time of the segregation or separation. The structures not in conformance with the Garden City Ordinances or requirements at the time of the segregation or separation will be removed or demolished within 30 days of any such segregation of ownership.

This would also require the owner to bring property into conformity with any and all Garden City requirements, ordinances and regulations at the time of segregation.

1. THIS COVENANT shall be a covenant that runs with the land and shall be in perpetuity.
2. THIS COVENANT shall be binding on all heirs, successors in interest, assigns, sureties, or any other persons hereinafter acquiring any interest in the property.
3. THIS COVENANT shall be governed by the laws of the State of Utah and shall be enforceable through any and all remedies allowable at law including, but not limited to, injunctive or declaratory relief. The owner does hereby stipulate that the failure to abide by the covenants would leave the Town irreparably injured, and that there is no adequate remedy at law save and except injunctive relief.
4. THAT SHOULD THIS COVENANT have to be enforced, requiring the services of an attorney, either in Court, or in any administrative proceedings or otherwise, the Town shall be entitled to recover against the owners, or their successors, assigns, or heirs a reasonable attorney's fee for the enforcement of the covenant herein, as well as all costs and fees incurred therein.
5. OWNER, HIS HEIRS, SUCCESSORS IN INTEREST OR ASSIGNS promise to abide by the covenant and understand that the failure to abide by this covenant shall, be grounds for the Town to revoke the conditional use permit in addition to all other remedies, granted by the Town upon 10 days written notice to the property owners. Thereafter, the Town may enforce strict compliance with its land use planning and other ordinance allowable at law, and no claim or waiver estoppel shall apply as against the Town.

Covenant to run with the land
Robert and Leslie Moosman
January 9, 2020
Page 3

DATED this 9th day of January, 2020.

APPROVED:

Attest:

Mike Leonhardt, Mayor

Kathy Hislop, Town Clerk

Robert Moosman, Owner

Leslie Moosman, Owner

State of Utah)
)§
County of _____)

On the _____ day of _____, 2020, personally appeared before me, _____
_____, who duly acknowledged to me that he executed the same.

Notary

State of Utah)
)§
County of _____)

On the _____ day of _____, 2020, personally appeared before me, _____
_____, who duly acknowledged to me that he executed the same.

Notary