

ORDINANCE NO. 1-74

AN ORDINANCE AMENDING CHAPTER I SECTION 9, REVISED ORDINANCES, PARK CITY, UTAH, PROVIDING AN INCREASE OF THE ANNUAL TAX OF DOGS

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, UTAH; THAT

Section 1. That Chapter I, Section 9, Revised Ordinances of Park City, Utah, be amended as follows:

Section 9. REGISTRATION AND ANNUAL TAX OF DOGS

It shall be unlawful for any person to own, control or keep a dog within the corporate limits of Park City, Utah without making application with * to the City Recorder for that purpose and paying to the City Recorder or City Treasurer, for the benefit of the city, an annual tax of Five (\$5.00) Dollars for each male and spayed female and Twenty-five (\$25.00) Dollars for each unspayed female, provided, however, that the license tax herein required to be paid by the owner or keeper of any dog within Park City, Utah, shall not apply to any person conducting or maintaining a dog kennel in the city, but any person conducting or maintaining a dog kennel shall pay to the City Treasurer for the privilege of keeping or maintaining the said kennel, the sum of One Hundred (\$100.00) Dollars for each year, such kennel license to be effective only so long as the dogs remain in the kennel.

* SUFFICIENT PROOF OF SPAYED OR UNSPAYED CONDITION OF THE DOG AND SUFFICIENT PROOF OF RABIES IMMUNIZATION

It shall be the duty of the City Recorder to register the application, applicant's name and description of the dog or dogs and to give to such applicant a certificate of registry.

Section 2. In the opinion of the City Council, it is necessary to the peace, health, and safety of the residents of Park City, Utah that this Ordinance shall take effect immediately upon its first publication.

IN WITNESS WHEREOF, the City Council has passed, approved and enacted this ordinance this 17 day of April, 1974.

CITY COUNCIL OF PARK CITY

John E. Vane
MAYOR

ATTEST:

Bruce C. Decker
CITY RECORDER

ORDINANCE NO. 2-74

AN ORDINANCE AMENDING SECTION 303 (a), OF THE UNIFORM BUILDING CODE, 1973 EDITION; PROVIDING AN INCREASE OF BUILDING PERMIT FEES

The City Council of Park City, Summit County, State of Utah, ordains as follows:

Section 1. Section 303 (a), of the Uniform Building Code, 1973 Edition, heretofore adopted by ordinance by the City Council of Park City, Summit County, State of Utah is hereby amended as follows:

FEES

Sec. 303. (a) BUILDING PERMIT FEES. A fee for each building permit shall be paid to the Building Official as set forth in Table No. 3-A.

The determination of value or valuation under any of the provisions of this Code shall be made by the Building Official. The valuation to be used in computing the permit and plan-check fees shall be the total value of all construction work for which the permit is issued, as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire-extinguishing systems and any other permanent work or permanent equipment.

Where work for which a permit is required by this Code is started or proceeded with prior to obtaining said permit, the fees specified in Table No. 3-A shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.

TABLE NO. 3-A⁷² BUILDING PERMIT FEES

<u>TOTAL VALUATION</u>	<u>FEE</u>
\$1.00 to \$50,000.00	One (1%) percent of the first \$50,000.00
\$50,001.00 to \$500,000.00	One (1%) percent of the first \$50,000.00 plus an additional Three-quarter (3/4%) percent of the next \$450,000.00 or fraction thereof;
\$500,001.00 and up	One (1%) percent of the first \$50,000.00 plus an additional Three-quarter (3/4%) percent of the next \$50,001.00 to \$500,000.00 plus an additional One-half (1/2%) percent of \$500,001.00 and up or fraction thereof

In the opinion of the City Council, Park City, Summit County, State of Utah, it is necessary to the peace, health and safety of the residents of Park City that this Ordinance shall take effect immediately upon its first publication.

IN WITNESS WHEREOF, the City Council has passed, approved and enacted this Ordinance this _____ day of _____, 1974.

CITY COUNCIL OF PARK CITY

By _____

MAYOR

ATTEST:

CITY RECORDER

ORDINANCE NO. 3-74

AN ORDINANCE GRANTING TO PARK CITY TRANSPORTATION SERVICES, INC. A NON-EXCLUSIVE FRANCHISE TO OPERATE A PUBLIC BUS COMPANY WITHIN THE CORPORATE LIMITS OF PARK CITY, UTAH.

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, SUMMIT COUNTY, STATE OF UTAH: that

Section 1. There is hereby granted to Park City Transportation Services, Inc., (herein after called the COMPANY) the non-exclusive right, privilege and franchise for a period of fifteen (15) years from and after Sep 1, 1974, 1974, to maintain and operate in, along, over and across the present and future streets, alleys, and public places in Park City, Utah (hereinafter called the CITY), a bus company for the purpose of transporting public passengers for hire. Company shall have a non-exclusive right and authority during the term of the franchise granted by this ordinance to equip, maintain, and operate bus services for the transportation of passengers over specified routes between various locations in Park City, Utah, together with such other service as the Company may be further authorized to provide by the Public Service Commission of Utah, between Park City and Park City West initially, and any other such routes authorized in the future. City shall have the right to approve or disapprove annually the services, rates and schedules of Park City Transportation Services, Inc., franchised by the ordinance.

A. In the event the Company is desirous of selling, transferring, assigning, or otherwise disposing of the authority granted by this Ordinance, then and in that event, Company shall obtain the approval of the Park City Council, Park City, Utah.

B. Company shall also have the right and authority to purchase, lease, construct, equip, own, maintain, and operate such machinery, equipment, building, and other facilities as are reasonably necessary to conduct a public bus service, and the right to buy, hold, own, or lease any and all real estate necessary to conduct business.

Section 2. The bus service shall be conducted in such manner as to provide passengers comfortable and reasonably quick transportation over the scheduled routes under rules and regulations that City may from time to time require. A schedule of routes and stops shall be provided to the City prior to inception of service and be reasonably posted to the public. All buses shall be maintained

in a clean and safe condition at all times, and be equipped with safety equipment as required by the Utah Public Service Commission. Each bus driver shall be duly licensed as required by the State of Utah. Further, the Company shall at all times herein provide Public Liability Insurance in the amounts not less than those required by the Public Service Commission of Utah.

A. Company shall at all times act as an independent contractor and shall at no time be considered an agent, agency or employees of Park City, Utah, a municipal corporation. Company shall hold City harmless from any and all acts or conduct of Company, its employees, agents, representatives, or otherwise, and shall maintain sufficient insurance to satisfy any claim, contracts, agreements, or otherwise, incurred by Company in the operation of the bus service.

Section 3. Rates to be charged together with any other tariffs are to be in accordance with rate schedules consistent with those required by the Public Service Commission of Utah or the Park City Council, Park City, Utah.

Section 4. As a further consideration for this franchise and in lieu of a business license tax upon the Company, or business within the City, the Company agrees to pay sum equal to two and one-half (2 1/2%) percent on its gross revenue within the corporate limits of Park City, Utah.

A. Within forty-five days after the close of each quarter in each calendar year, the Company shall file with the City Treasurer of Park City, a report of such gross revenues for such quarter. Such reports shall contain a statement of gross revenue and any deductions made because of adjustments or corrections as herein provided together with a computation of the amount to be paid. Coincidentally with the filing of such report the Company shall pay to City Treasurer the amount thus computed. Within thirty (30) days after the filing of such report and payment, or such additional time as the City Treasurer may request, the Treasurer shall examine such report, determine the accuracy of the amounts reported and if he finds any errors, report the same to the Company for correction; if the amount as paid be found deficient the Company shall promptly remit the difference, and if the amount as paid be found excessive the City shall promptly remit the difference. The Company shall pay any such deficiency within ten (10) days from the date of notification by the City Treasurer and in the event such payment is not so remitted to the City, the Company shall pay twice the amount of deficiency.

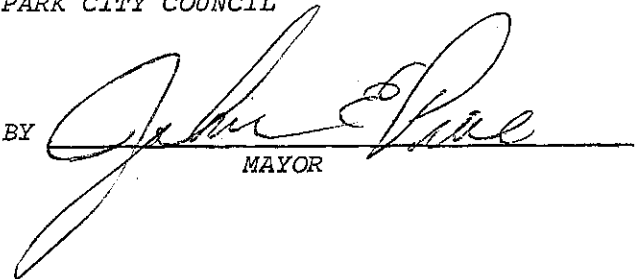
Section 5. The Company shall be liable for all ordinances, resolutions and mandates governing its bus operation by the City Council, Park City, Utah. In the event the Company shall violate any such ordinances, resolutions or mandates or the provisions of this Ordinance, then and in that event, the franchise granted herein shall be deposited in the office of the City Recorder of Park City, Utah and published at least once in a newspaper published within said City and shall become effective at the expiration of the twentieth day after publication or the thirtieth day after its final passage, whichever of said dates is most remote from the final passage of this Ordinance.

Section 7. Park City Transportation Services, Inc., within thirty (30) days after the effective date of this ordinance shall file its acceptance thereof in writing with the City Recorder of Park City, Utah, otherwise this Ordinance shall become null and void.

PASSED, ADOPTED AND ORDERED POSTED by the City Council of Park City, Utah, this _____ day of _____, 1974.

PARK CITY COUNCIL

BY



MAYOR

ATTEST:

CITY RECORDER

Date of first posting _____

AN ORDINANCE
6-74 - 9-74
CHAPTER LXVI

AN ORDINANCE repealing Chapter LXVI, adopted the 19th day of August, 1965, Ordinance No. 10-73, Park City Ordinances; reenacting as herein amended Chapter LXVI, Park City Ordinances concerning the Municipal Water and Sanitary Sewer System establishing water and sewer charges and rates; providing for their collection; providing for combined water and sewer bills; providing for connections to the water and sewer system and impose connection charges; providing for the discontinuance of service for the non-payment of water or sewer charges; establishing a penalty for failure to connect to such sewer system; making other provisions incidental thereto; providing for fees for scavenger service; and declaring an emergency:

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, SUMMIT COUNTY, STATE OF UTAH:

SECTION 1. Chapter LXVI Park City Ordinances, adopted the 19th day of August, 1965, and Ordinance No. 10-73, Park City Ordinances are hereby repealed.

SECTION 2. As used in this Ordinance:

(A) The monthly rates for water supplied within the corporate limits of Park City, Utah payable in advance shall be as follows:

(1) Single family residences, multiple unit residences, apartment houses, rental units, condominiums, hotels, motels, trailer courts, boarding houses and rooming houses, rented on not less than a monthly basis exclusively throughout the year, \$5.00.

(2) Multiple unit residences, apartment houses, rental units, condominiums, hotels, motels, trailer courts, boarding houses and rooming houses, rented on less than a month to month basis during any part of the year, \$1.50 per person capable of being accommodated.

(3) Any commercial businesses NOT serving food or beverages or rendering services wherein water is used or consumed, \$6.50.

(4) Any commercial business NOT serving food or beverages, but rendering services wherein water is consumed, \$8.30.

(5) Any commercial business establishment serving food or beverages, \$7.00 plus an additional \$.25 per person capable of being seated and served on a stool, at a table, or otherwise.

(6) Churches, \$5.00.

(7) Schools, \$.05 per student.

(8) Special users and any and all uses not herein above mentioned shall be charged a monthly rate as determined by the City Council of Park City.

(9) In all of the foregoing rates where the service rendered creates an unequal consumptive use of water, an equitable rate will be determined by the City Council of Park City.

(B) The monthly sewer rates for sewer services within the corporate limits of Park City, Utah payable in advance shall be as follows:

- (1) Single family residences, \$3.35.
- (2) Multiple unit residences, apartment houses, rental units, condominiums, hotels, motels, trailer courts, boarding houses and rooming houses, \$.50 per person capable of being accommodated.
- (3) Any commercial businesses NOT serving food or beverages or rendering services wherein water is used or consumed, \$3.35.
- (4) Any commercial businesses NOT serving food or beverages, but rendering services wherein water is used or consumed, \$3.35.
- (5) Any commercial business establishment serving food or beverages, \$7.00 plus an additional \$.10 per person capable of being seated and served on a stool, at a table, or otherwise.
- (6) Churches, \$3.35.
- (7) Schools, \$.05 per student.
- (8) Special users and any and all uses not herein above mentioned shall be charged a monthly rate as determined by the Board of Trustees of the Snyderville Basin Sewer Improvement District.
- (9) In all of the foregoing rates where the service rendered creates an unequal burden upon the sewer system an equitable rate will be determined by the Board of Trustees of the Snyderville Basin Sewer Improvement District.

(C) Special Rates:

The City Council of Park City may from time to time fix special rates and conditions for users of the water system upon such terms and conditions as are equitable and proper. The Board of Trustees of the Snyderville Basin Sewer Improvement District may from time to time fix special rates and conditions for the users of the sewer system upon such terms and conditions as are equitable and proper.

(D) Charges for water services rendered outside the corporate limits of Park City, Utah shall be double those applying within the corporate limits.

(E) All applicants for water service shall pay to the city a connection fee as follows:

- (1) Single family residences, apartments, condominium apartments and similar units shall pay a minimum connection fee of \$300.00 per unit plus a fee for each bedroom in excess of one bedroom as follows:
- (a) Minimum fee, \$300.00
 - (b) One bedroom, \$300.00
 - (c) Two bedroom, \$400.00
 - (d) Three bedroom \$500.00
 - (e) More than three bedrooms, \$500.00 plus \$50.00 for each additional bedroom.
 - (f) For the purpose of calculating the above listed fees, every room and/or sleeping loft will be considered a bedroom except kitchens, bathrooms, one dining room per unit, one living room per unit, entry halls, closets not exceeding 60 square feet each, hallways, laundry rooms or garages. This method is used to prevent owners or builders from avoiding paying these connection fees by labeling sleeping areas as dens, studies, or by other devices.
- (2) Hotels, Motels and Lodges, \$200.00 per room plus a fee for any commercial space as herein after defined, developed for use in conjunction with said hotel, motel or lodge. Provided, that in the event a room can accommodate more than two (2) persons the connection fee shall be \$200.00 plus \$50.00 per person the room is capable of accommodating.
- (3) Commercial users such as restaurants, bars, night clubs, offices, shops, service businesses, manufacturers, lumber yards, building material suppliers, and all other commercial enterprises, including such operations developed in connection with hotels, motels, and lodges, but not limited thereto, shall pay a connection fee based on the following schedule.
- (a) Minimum, \$400.00
 - (b) Fifty cents (\$.50) per square foot for the first 1000 square feet.

- (c) \$500.00 plus \$.25 cents per square foot for the excess over 1000 square feet.
- (4) Warehouses, storage sheds, storage yards, etc., \$300.00.
- (5) Trailer Parks, Mobil Homes, R. V. Parks, \$400.00 per trailer, mobile home, or R. V. space.
- (6) Churches, \$300.00
- (7) There shall be no connection fee for public schools and public owned buildings.
- (8) There shall be no connection fee for Fire Protection Equipment and Fire Sprinkler Systems.
- (9) Dormitory Residential Uses, \$100.00 for each person that said dormitory is capable of accommodating.
- (10) All applicants for water service shall include in their system a suitable frost free water meter. Cost of making the connection and the cost of purchasing and installing the water meter and water meter vault shall be paid by the applicant and shall be in addition to the connection fees herein above described.
- (F) All applicants for sewer service shall pay a connection fee for each sewer connection as determined by the Board of Trustees of the Snyderville Basin Sewage Improvement District.

SECTION 3. That the rates and charges herein provided may be changed and readopted from time to time by the Park City Council and/or the Board of Trustees of the Snyderville Basin Sewage Improvement District, in the manner provided by law, provided that such rates and charges will always be sufficient to produce the amounts required by the outstanding water and sewer revenue bonds of the City.

SECTION 4. Before any excavation may be made in, under or through the streets, alleys or public ways of Park City or in, under or through the curb, gutters, sidewalks or other municipal improvements of said City, other than those made by or under the direction and control of Park City, the person, firm or corporation making the excavation shall apply to the City Recorder for a permit therefor. As a condition precedent to the issuance of a permit, the permit holder and the property owner for whom the excavation is to be made are jointly and severally liable to Park City for all claims for damages and for the restoration of the street, alley,

public way, curb, gutter, sidewalk or other municipal improvement to a good and safe condition. Any property owner, who for more than five (5) days after notice, fails to repair any damage caused by the excavation shall have the water service to the premises discontinued until the damage has been repaired in a satisfactory and workman-like manner.

SECTION 5. That bills submitted for monthly sewer service shall be consolidated with bills submitted for water service and scavenger service to those persons who are liable for the payment of charges for such services. Such consolidated bill shall be paid in full as a unit, and payment of one portion thereof shall not be permitted without payment of the remainder. In the event that any such bill is not paid within twelve (12) days from the first day of the month for which it is due, such bill shall be deemed delinquent and a penalty of ten (10%) per cent shall be added thereto, and if such bill remains delinquent for more than thirty (30) days, all water service to the premises concerned shall be immediately cut off.

SECTION 6. That it shall be unlawful for the owner or other person having charge of or occupying any property upon which a building shall have been or is being constructed for residential, commercial or industrial use, any part of which building is within two hundred feet of any street, alley or way in which a public sewer is then in existence and used in the City to construct or permit to be constructed or to use or permit to be used any privy, vault, septic tank or cesspool connected with such building. Each such owner or other person shall within ninety (90) days after having been given notice by the City that any accepted public sewer is ready to receive connections forthwith cause such building to be connected with said sewer. It shall thereafter be unlawful for such owner or other person to have the plumbing in such building remain unconnected to the public sewer or to maintain or use or cause or permit to exist any privy, vault, septic tank or cesspool to which said building is connected or which is used by the occupant thereof. Whenever an accepted public sewer is available to receive connections therewith, the manager of the system shall cause appropriate notice to be served upon the owner, agent or other person having charge of or occupying all property coming within scope of this section, that said public sewer is ready to receive connections therewith and that all plumbing must be connected with such sewer.

Whenever the owner, agent or other person having charge of or oc-

cupying any property coming within the scope of this section has been properly notified to make connection with an available public sewer and has not made or caused to be made such connection, or when such connection has been made but the connection charge therefor has not been paid, any water and sewer service to such premises shall immediately be discontinued.

SECTION 7. As used in this Ordinance:

(A) The monthly rates for scavenger service supplied within the corporate limits of Park City, Utah payable in advance shall be as follows:

- (1) Single family residences, \$2.00
- (2) Any multiple unit residence, apartment house, rental unit, condominium, hotel, motel, trailer court, boarding house, rooming house, commercial business establishment, school, church, or any and all uses not herein above mentioned shall pay a monthly rate to be determined by the Park City Council, which in any event may not be less than \$2.00 a month and shall be equalized with the rate in Paragraph one (1) above upon the basis of services rendered.
- (3) Charges for scavenger services outside the corporate limits of Park City, Utah shall be double those applying within the corporate limits.
- (4) Bills submitted for the monthly scavenger service shall be consolidated with the bill submitted for monthly sewer and water services.

SECTION 8. Failure to comply with any of the provisions of this Ordinance is hereby declared a misdemeanor.

SECTION 9. All Ordinances, resolutions and orders or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 10. In the opinion of the City Council, it is necessary to the peace, health and safety of the inhabitants of Park City, that this Ordinance become effective upon its adoption and first posting.

PARK CITY COUNCIL

By


MAYOR

ATTEST:


CITY RECORDER

ORDINANCE NO. 7 - 74

AN ORDINANCE revising Section 787, Revised Ordinances of Park City, Providing for the removal of snow, hail, and sleet from the sidewalks of Park City and providing for the collection of any expenses incurred by Park City and further providing any violation of this ordinance to be a misdemeanor.

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, SUMMIT COUNTY, STATE OF UTAH:

SECTION 1. Section 787, Revised Ordinances of Park City, Summit County, State of Utah, is hereby revised and enacted as contained herein.

SECTION 2. It shall be unlawful for the owner, occupant, lessor of any property abutting on any paved sidewalk to fail to remove or cause to be removed from such paved sidewalk all hail, snow, or sleet falling thereon within twenty-four (24) hours after such hail, snow, or sleet has ceased falling; provided that this ordinance shall only be applicable to those streets located in Park City, Utah having paved sidewalks abutting both sides of said streets.

SECTION 3. In the event the owner, occupant, lessor of any property as described in Section 1 of this ordinance shall fail to remove all hail, snow, or sleet as provided in this ordinance and if Park City Municipal Corporation removes any such hail, snow, or sleet, the abutting property owner, occupant or lessor, in addition to any criminal action commenced by Park City, shall be liable to Park City Municipal Corporation for all costs, expenses, and fees expended by Park City Municipal Corporation to remove said hail, snow, or sleet, and said liability shall constitute a lien against said property.

SECTION 4. Any violation of this ordinance shall be a misdemeanor and failure to remove such hail, snow, or sleet within each twenty-four (24) hour period shall constitute a separate offense.

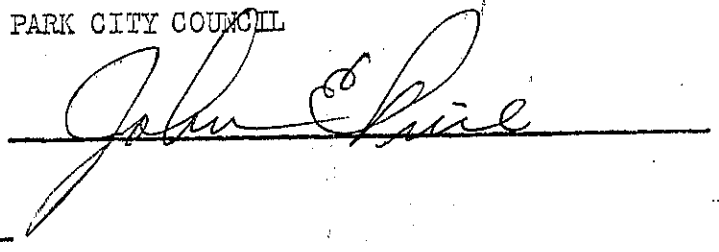
SECTION 5. In the opinion of the City Council, it is necessary to the peace, health and safety of the inhabitants of Park City, that this Ordinance become effective upon its adoption and first posting.

PARK CITY COUNCIL

ATTEST:



City Recorder



ORDINANCE NO. 8-74

AN ORDINANCE REPEALING SIGN ORDINANCE PARK CITY, UTAH AS AMENDED AND AS ADOPTED BY THE CITY COUNCIL OF PARK CITY, UTAH, ON THE 4TH DAY OF FEBRUARY, 1965, AND PUBLISHED IN THE PARK RECORD FEBRUARY 11, 1965. AS AMENDED BY THE CITY COUNCIL ON THE 7TH DAY OF APRIL, 1966, AND PUBLISHED IN THE PARK RECORD APRIL 14, 1966, AND ENACTING A NEW CHAPTER OF THE REVISED ORDINANCES OF PARK CITY, UTAH, 1940, TO BE KNOWN AS CHAPTER LV; PROVIDING FOR PERMITS AND ESTABLISHING REGULATIONS GOVERNING THE USE OF OUT-DOOR SIGNS WITHIN THE CORPORATE LIMITS OF PARK CITY, UTAH, FIXING THE FEES FOR PERMITS, AND PROVIDING THE PENALTY FOR THE VIOLATION THEREOF; AND ENACTING A NEW CHAPTER OF THE REVISED ORDINANCES OF PARK CITY, UTAH, 1940, TO BE KNOWN AS CHAPTER LV; PROVIDING FOR SIGN PERMITS AND ESTABLISHING REGULATIONS GOVERNING THE USE, DISPLAYING, OR OTHERWISE, OF ALL SIGNS WITHIN THE CORPORATE LIMITS OF PARK CITY, UTAH, FIXING THE FEES FOR PERMITS, AND PROVIDING THE PENALTY FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, SUMMIT COUNTY, STATE OF UTAH, that

SECTION 1. Chapter LV, Revised Ordinances of Park City, Utah

is enacted as follows:

(A) The term "Sign" or "Signs" as used in this ordinance, encompasses all lettering, printed matter, pictures, drawings, models, replicas, insignias, trademarks, logos, and mast-heads displayed to the public, for the purpose of advertising or providing directional instructions.

(B) The purpose of these criteria is to allow for the preservation and maintenance of the desired visual character of Park City. It is required, therefore, that "Signs" within the city conform to the standards contained herein.

(C) It shall be unlawful to erect, construct, reconstruct, alter, paint or repaint or change the use of any structure, wall, marquee, or any piece of work comprised of parts joined together in some definite manner which is to be used as a "Sign" or picture to convey or direct a message to the general public without first obtaining a signed permit approved by the Park City Planning Commission, provided, however, that a signed permit

area of that of a rectangle which will encompass all lettering of said "Sign".

(6) No "Sign" should be placed on a structure in a manner that will disfigure or conceal architectural features or details.

(7) Materials such as wood, wrought iron, steel, metal grill-work, etc., which were used during the period of the late 19th Century are generally acceptable. Simplicity and restraint in material selection is important. Materials should be consistent with the acceptable architectural materials.

(8) "Signs" may be lighted by flood lights or projected light adjacent to the "Sign". Neon or plastic "Signs" are not allowed. "Signs" that flash, blink, revolve, or are otherwise in motion, will not be allowed.

(9) All "Signs" which are in existence on the effective date of this Ordinance as amended, which do not conform to the requirements thereof, shall be non-conforming "Signs". The use of such non-conforming "Signs" may be continued, but except for normal maintenance or repair, said "Signs" shall not be enlarged or altered in any manner, unless such enlargement or alteration conforms to the provisions of this Ordinance.

(10) A fee of \$1.00 per square foot of "Sign" area is payable to Park City Municipal Corporation.

(11) "Sign" Permit Applications and Instructions are available at the City Records Office.

(12) A colored rendering giving "Sign" dimensions, method of hanging (either projecting or flush mounted), identifying materials to be used and showing "Sign" area in relation to Store frontage must accompany the application. The Planning Commission will not consider an application without the colored

shall not be required to repaint exactly as it previously was, any of the aforesaid, which at the time of the proposed repainting conform in all respects with the provisions of this ordinance.

(D) The following definitions and criteria shall govern any "Sign" or "Signs" allowed within the corporate limits of Park City, Utah;

(1) "Signs" shall be painted on or attached to the building that houses the business which the "Sign" or "Signs" advertise. Signs may be painted on or displayed in the windows of a building, be attached flush to a building or project from it. If the "Sign" is of the projecting variety, it should not project more than 36 inches from the face of the building. It must have at least eight feet ground clearance and cannot be taller than the building to which it is attached. However, a "Sign" may project to a maximum of three feet above the roof if it is flush with the face of the side on which it appears.

(2) All "Signs" attached to a building should also meet the approval of the City Building Inspector in that the method of attachment is such that sufficient strength is incorporated in the design of the attachment so as not to afford a hazard to passers-by.

(3) "Signs" may be painted, gilded, smalted/routed, burned or etched in relief or intaglio and should convey a handicraft appearance.

(4) The total area of the "Sign" or "Signs" on any one building should constitute not more than 15% of the area of the side of said building on which the "Sign" appears regardless of the number of businesses occupying said building.

(5) The area of a "Sign" should be construed as the area of the background and will include the sum of all faces of the "Sign". "Signs" without a background shall have an

PARK CITY COUNCIL

By _____
MAYOR

ATTEST:

CITY RECORDER

Date of first posting:

Ordinance 8-74 NO. 8-74
PARK CITY SIGN ORDINANCE
AS AMENDED

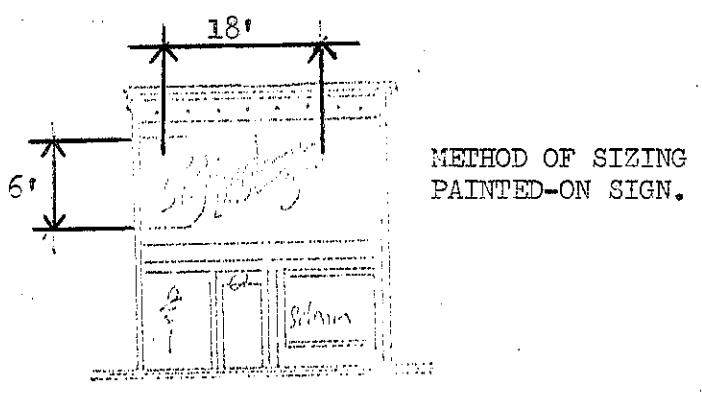
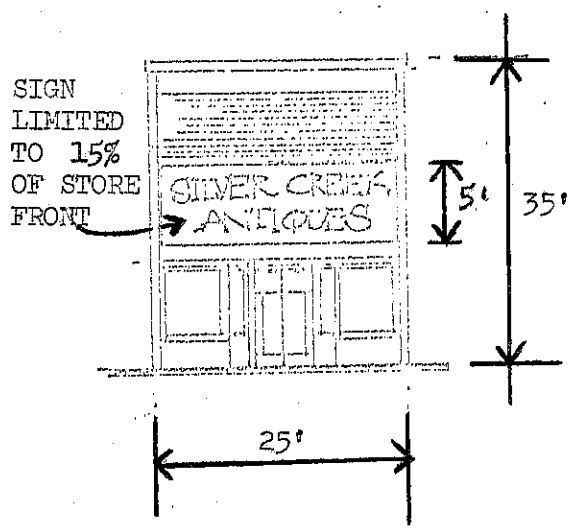
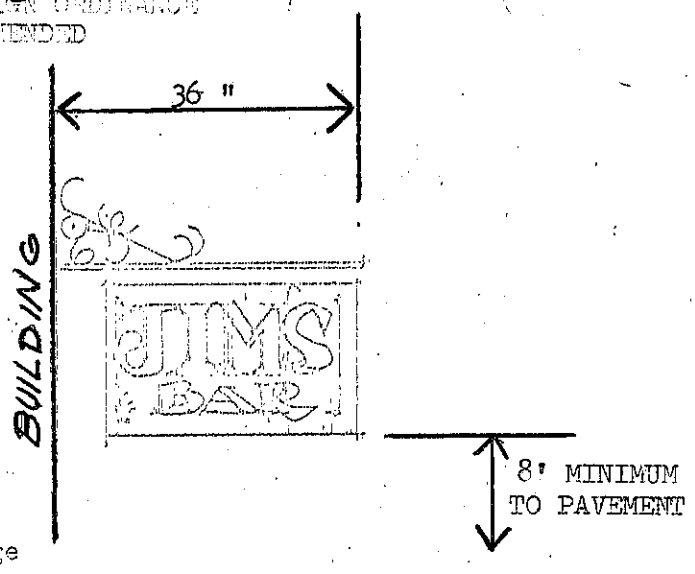
The term "Sign" encompasses all lettering, printed matter, pictures, drawings, models, replicas, insignias, trademarks, logos, and mastheads displayed to the public for the purpose of advertising or providing directional instructions.

The purpose of these criteria is to allow for the preservation and maintenance of the desired visual character of Park City. It is required, therefore, that "Signs" within the city conform to the following standards:

It shall be unlawful to erect, construct, reconstruct, alter, paint, repaint, or change the use of any structure, wall, marquee, or any piece of work comprised of parts joined together in some definite manner which is to be used as a "Sign" or picture to convey or direct a message to the general public, without first obtaining a signed permit; provided, however, that a signed permit shall not be required to repaint exactly as it previously was, any of the aforesaid, which at the time of the proposed repainting conforms in all respects with the provisions of this ordinance

"Signs" shall be painted on, attached to, or erected only on the building that houses the business, or upon the property occupied by the business, which the "Sign" or "Signs" advertise. "Signs" may be painted on or displayed in the windows of a building, be attached flush to a building, project from it, or free-standing upon the property. If the "Sign" is of the projecting variety, it should not project more than thirty-six (36) inches from the face of the building. It must have at least eight (8) feet ground clearance and cannot be taller than the building to which it is attached. However, a "Sign" may project to a maximum of three (3) feet above the roof if it is flush with the face of the side on which it appears, but not to exceed the maximum building height allowed in the zone in which said "Sign" is to be located.

All "Signs" attached to a building shall also meet the approval of the City Building Inspector in that the method of attachment is such that sufficient strength is incorporated in the design of the attachment so as not to afford a hazard to passers-by.



"Signs" may be painted, gilded, smalted/routed, burned or etched in relief or intaglio and should convey a handicraft appearance. "Signs" shall be kept in good repair and be properly maintained.

The total area of the "Sign" or "Signs" on any one building should constitute not more than 15% of the area of the side of said building on which the "Sign" appears regardless of the number of businesses occupying said building.

The area of a "Sign" should be construed as the area of the overall background and will include the sum of all faces of the "Sign". "Signs" without a background shall have an area of that of a rectangle which will encompass all lettering of said "Sign".

No "Sign" should be placed on a structure in a manner that will disfigure or conceal architectural features or details.

Outdoor free-standing "Signs" are defined to be any card, paper, metal, wooden, glass, plaster, stone, or painting on any surface whatsoever and of any kind, placed for outdoor advertising, identification, or directional purposes on the ground or attached to any tree, wall, bush, fence, post, building, structure, and any to be located only on the property occupied by the business which the "Signs" or "Sign" advertise. Outdoor free-standing "Signs" not on the property occupied by the business which the "Sign" or "Signs" advertise, or provide directions to such property, are not authorized. The total area of an outdoor or free-standing "Sign" shall not exceed one (1) square foot of "Sign" area for each four (4) linear feet of street frontage occupied by the principal business or enterprise. Set back requirements from property lines will be determined by the Planning Commission on a case-by-case basis.

Materials such as wood, wrought iron, steel metal grill-work, etc., which were used during the period of the late 19th Century are generally acceptable. Simplicity and restraint in material selection is important. Materials should be consistent with the acceptable architectural materials.

"Signs" may be lighted by flood lights or projected light adjacent to the "Sign". Neon or plastic "Signs" are not allowed. "Signs" that flash, blink, revolve, or are otherwise in motion, will not be allowed.

The erection, construction, or maintenance of any "Sign", contrary to any provision of this Chapter is declared to be a violation of this ordinance and unlawful. The city shall immediately, upon any such violation having been called to its attention, institute injunction, abatement or any other appropriate action to prevent, enjoin, abate, or remove such violation. Such action may also be instituted by any property owner who may be especially damaged by any violation of this ordinance. The remedies provided by law. Any violation of this ordinance which is not remedied within thirty (30) days after notice shall constitute an offense

punishable by a fine not in excess of \$100.00 or imprisonment in the city jail for a term of not in excess of thirty (30) days or both such fine and imprisonment. Each day of violation after notice shall constitute a separate offense.

All "Signs" which are legally in existence on the effective date of this ordinance as amended, which do not conform to the requirements hereof, shall be non-conforming "Signs". The use of such non-conforming "Signs" may be continued, but except for normal maintenance or repair, said "Signs" shall not be enlarged or altered in any manner, unless such enlargement or alteration conforms to the provisions of this ordinance.

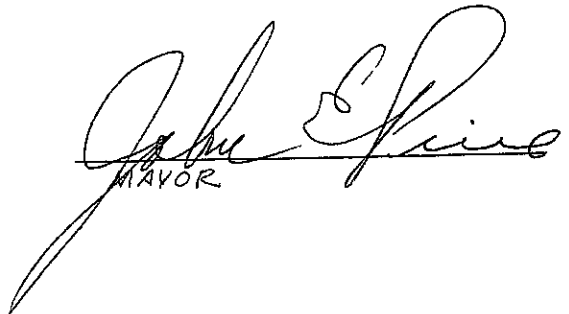
A fee of \$1.00 per square foot of "Sign" area is payable to Park City Municipal Corporation.

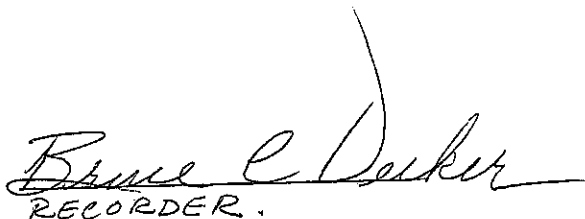
"Sign" Permit Applications are available at the City Recorder's Office.

A colored rendering giving "Sign" dimensions, method of hanging (either projecting or flush mounted, or erecting) identifying materials to be used and used and showing "Sign" area in relation to store frontage must accompany the application. The Planning Commission will not consider an application without the colored rendering.

The Park City Planning Commission retains the authority to deviate from these regulations in extenuating cases not specifically covered by these regulations.

Nov 7, 1974


MAYOR


RECORDER.

ORDINANCE NO. 10 --74

AN ORDINANCE ESTABLISHING A BUSINESS REVENUE LICENSE

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, SUMMIT COUNTY, STATE OF UTAH, THAT:

Section 1. Definitions. For the purpose of this ordinance the following terms shall have the meanings herein prescribed:

(A) Business. "Business" means and includes all activities engaged in within the corporate limits of Park City carried on for the business of gain or economic profit, except that the acts of employees rendering service to employers shall not be included in the term business unless otherwise specifically prescribed.

(B) Engaging in Business. "Engaging in business" includes but is not limited to, the sale of tangible personal property at retail or wholesale, the manufacturing of goods or property and the rendering of personal services for others for a consideration by persons engaged in any profession, trade, craft, business, occupation or other calling, except the rendering of personal services by an employee to his employer under any contract of personal employment.

(C) Place of Business. "Place of business" means each separate location maintained or operated by the licensee within Park City from which business activity is conducted or transacted.

(D) Employee. "Employee" means the operator, owner or manager of said place of business and any persons employed by such person in the operation of said place of business in any capacity and also any salesman, agent or independent contractor engaged in the operation of said place of business in any capacity.

(E) Number of Employees. "Number of employees" shall mean the average number of employees engaged in business at the place of business each regular working day during the preceding calendar year. In computing said number, each regular full-time employee shall be counted as one employee, and each part-time employee shall be counted as that fraction which is formed by using the total number of hours worked by such employee as the numerator and the total number of hours regularly worked by a full-time employee as the denominator.

(F) Person. "Person" shall mean any individual, receiver, assignee, trustee in bankruptcy, trust, estate, firm, co-partnership, joint venture, club, company, business trust, corporation, association, society or other group of individuals acting as a unit, whether mutual, cooperative, fraternal, non-profit or otherwise.

Section 2. License fee levied.

(A) There is hereby levied upon the business of every person engaged in business in Park City at a place of business

within the City, an annual license fee of \$50.00 per business, plus an additional fee of \$15.00 for each and every employee engaged in the operation of said business, based upon the number of employees defined in Section 1 of this ordinance.

(B) There is hereby levied upon every person engaged in business in Park City, Utah, in addition to the fee set forth in Section 2 (A) allowing beer to be sold on the premises, a fee of \$100.00.

(C) There is hereby levied upon every person engaged in business in Park City, Utah, in addition to the fee set forth in Section 2 (A) and (B) who allow patrons to consume intoxicating liquor and be served setups, a fee of \$50.00.

(D) There is hereby levied upon every person engaged in business in Park City, Utah, in addition to those fees set forth in Section 2 (A) (B) and (C) who are designated as a "private club" a fee of \$250.00.

(E) There is hereby levied upon the business designated as a "nightly lodging facility" of every person engaged in such business in Park City, Utah, an annual fee of \$50.00 plus the sum of \$10.00 per multiple of four (4) persons who can be accommodated at such facility.

(F) There is hereby levied upon every person engaged in business in Park City, Utah, not having a place of business in said City, and not exempt as provided by Section 10 of this ordinance, a license fee as set forth in Section 2 (A) of this ordinance.

Section 3. Unlawful to operate without license. It shall be unlawful for any person to engage in business within Park City without first procuring the license required by this chapter. All licenses issued under the provisions of this ordinance are non-transferrable.

Section 4. License additional to all regulatory licenses. The license fee imposed by this ordinance shall be in addition to any and all other taxes or licenses imposed by any other provisions of the ordinances of Park City.

Section 5. Delinquent date and penalty. All license fees imposed by this ordinance shall be due and payable on or before January 1 of each year and in the event any fee is not paid on or before such date, or a false return is filed, a penalty of ten percent (10%) of the license fee shall be assessed.

Section 6. Records to be maintained. It shall be the duty of every person liable for the payment of any license fee imposed by this ordinance to keep and preserve for a period of three years such books and records as will accurately reflect the number of employees from which can be determined the amount of any license fee for which he may be liable under the provisions of this ordinance.

Section 7. Unlawful to file false return. It shall be unlawful for any person to make a return that is false knowing the same to be so.

Section 8. Revocation of license. Any person to whom a license is

issued may have the same revoked by order of the City Council upon his violating any provision, or his failing to comply fully with all the provisions of this ordinance.

Section 9. License fees declared to be a debt. Any license fee due and unpaid under this ordinance and all penalties thereon shall constitute a debt to Park City and shall be collected by court proceedings in the same manner as any other debt in like manner, which remedy shall be in addition to all other existing remedies.

Section 10. Exemptions to license.

(A) No license fee shall be imposed under this ordinance upon any person engaged in business for solely religious, charitable, eleemosynary or other types of strictly non-profit purpose who is tax exempt in such activities under the laws of the United States and the State of Utah, nor shall any license fee be imposed on any person engaged in a business specifically exempted from municipal taxation and fees by the laws of the United States or the State of Utah; nor shall any license fee be imposed upon any person not maintaining a place of business within Park City who has paid a like or similar license tax or fee to some other taxing unit within the State of Utah, and which taxing unit exempts from its license tax or fee, by reciprocal agreement or otherwise, businesses domiciled in Park City and doing business in such taxing unit.

(B) Reciprocal agreement. The City Manager may, with approval of the City Council, enter into reciprocal agreements with the proper officials of other taxing units, as may be deemed equitable and proper in effecting the exemption provided for in paragraph (A) of this section.

Section 11. Fee not to constitute undue burden on interstate commerce. None of the license fees provided for by this ordinance shall be applied as to occasion an undue burden on interstate commerce. In any case where a license fee is believed by a license or applicant for license to place an undue burden upon such commerce, he may apply to the City Manager for an adjustment of the fee so that it shall not be discriminatory, unreasonable or unfair as to such commerce. Such application may be made before, at or within six months after payment of the prescribed license fee. The applicant shall, by affidavit and supporting testimony show his method of business and the gross volume or estimated gross volume of business and such other information as the City Manager may deem necessary in order to determine the extent, if any, of such undue burden on such commerce. The City Manager shall then conduct an investigation, comparing applicant's business with other businesses of like nature and shall make findings of facts from which he shall determine whether the fee fixed by this ordinance is discriminatory, unreasonable or unfair as to applicant's business and shall recommend to the City Council a license fee for the applicant in an amount that is non-discriminatory, reasonable and fair, and if the City Council is satisfied that such license fee is the amount that the applicant should pay, it shall fix the license fee in such amount. If the regular license fee has already been paid, the City Council shall order a refund of the amount over and above the fee fixed by the Council. In fixing the fee to be charged, the City Manager shall have the power to base the fee upon a percentage of gross sales, or

employees, or may use any other method which will assure that the fee assessed shall be uniform with that assessed on businesses of like nature; provided, however, that the amount assessed shall not exceed the fee prescribed in section 2.

Section 12. Branch establishments. A separate license must be obtained for each branch establishment or location of business engaged in, within the City, as if such branch establishment or location were a separate business and each license shall authorize the licensee to engage only in the business licensed thereby at the location or in the manner designated in such license, provided, that warehouses and distributing places used in connection with or incident to a business licensed under this ordinance shall not be deemed to be separate places of business or branch establishments.


Section 13. Joint license. Whenever any person is engaged in two or more businesses at the same location within the City, such person shall be required to obtain separate licenses for conducting each of such businesses, but shall be issued one license which shall specify on its fact all such businesses. The license tax to be paid shall be computed as if all of said businesses were separate businesses being conducted at such location. Where two or more persons conduct separate businesses at the same location, each such person shall obtain a license for such business and pay the required license tax for such business.

Section 14. Revenue measure. This ordinance is enacted solely to raise revenue for municipal purposes and is not intended for regulation and is not a substitute for other regulatory ordinances.

Section 15. Separability clause. If any subsection, sentence, clause, phrase or portion of this ordinance, including but not limited to any exemption, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of Park City hereby declares that it would have adopted this ordinance and each subsection, sentence, clause, phrase, or phrase, or portion thereof, irrespective of the fact that any one or more subsections, sentences, clauses, or portions thereof be declared invalid or unconstitutional.

In the opinion of the City Council, it is necessary for the preservation of the peace, health and safety of this City that this ordinance shall be effective immediately.

PASSED, ADOPTED AND ORDERED POSTED by the City Council of Park City, Utah, this 12th day of December, 1974.


MAYOR

ATTEST:


CITY RECORDER

Date of first posting: _____