

**ORDINANCE NO. 2018-20**

**AN ORDINANCE AMENDING TITLE 6 AND TITLE 18 REGARDING HOUSEHOLD PET DAYCARE.**

BE IT ORDAINED by the City Council of Heber City, Utah, Section 18.28.030 Permitted Uses within the C-2 Zone of the Heber City Municipal Code is hereby AMENDED as follows.

**18.28.030 Permitted Uses**

The following uses shall be permitted in the C-2 commercial zone upon compliance with requirements set forth in this title:

- A. Assembly of appliances from previously prepared parts;
- B. Auto body and fender shops, auto painting;
- C. Beer parlors and alcohol-dispensing establishments;
- D. Electrical appliance shops (wholesale);
- E. Engraving and printing establishments;
- F. Fraternity buildings, clubs, lodges;
- G. Funeral establishments, mortuaries and wedding chapels;
- H. Garages and used car lots;
- I. Gymnasium or physiculture establishments;
- J. Home occupations (board of adjustment approval not required);
- K. Hospitals;
- L. Household Pet Daycare as defined and regulated by Title 6 of this Code, provided all kennels are located indoors and each building containing kennels is located at least 400 feet from any residentially zoned property;
- M. Motels, cafes, food drive-ins, offices;
- N. Office buildings, clinics and public utility buildings;
- O. Parking lots, commercial;
- P. Pawn shops;
- Q. Recreation vehicle courts subject to requirements set forth in Chapter 18.96 of this title;
- R. Retail establishments and service enterprises;
- S. Revival tents, temporary;
- T. Schools and other public buildings;
- U. Secondhand stores;
- V. Service stations;
- W. On-premises signs;
- X. Stone and monument sales establishments;
- Y. Taxidermy shops;
- Z. Tire recapping with all activities inside a building;
- AA. Utility buildings and public buildings;

- BB. Wholesale establishments with stock on premises but excluding establishments whose principal activity is that of a storage warehouse;
- CC. Other uses similar to the foregoing uses which are ruled by the board of adjustment to be in harmony with the intent of this zone.
- DD. Nursery schools, family day care, mini-day care, and day care centers if they meet the conditions set forth in Chapter 18.86.
- EE. One-family dwellings located one story above or below the ground floor level if (a) each dwelling unit contains at least 500 square feet of living space and (b) in addition to the parking required by Section 18.72 for the commercial portion of the building, at least one parking place is assigned to and available for each such dwelling unit (this provision, as to said individual units, supersedes section 18.72.020 N 1).
- FF. The keeping of grazing animals as regulated by Section 18.68.135.

BE IT ORDAINED by the City Council of Heber City, Utah, Section 18.36.020 Permitted Uses within the C-3 Zone of the Heber City Municipal Code is hereby AMENDED as follows.

**18.36.020 Permitted Uses**

The following uses shall be permitted in the C-3 central commercial zone: Any use permitted in the C-2 commercial residential zone, except for recreational vehicle courts and Household Pet Daycare.

BE IT ORDAINED by the City Council of Heber City, Utah, Section 18.40.020 Permitted Uses within the C-4 Zone of the Heber City Municipal Code is hereby AMENDED as follows.

**18.40.020 Permitted Uses**

The following uses shall be permitted in the C-4 general commercial zone:

1. Any use permitted in the C-3 zone, except Household Pet Daycare;
2. Accessory buildings;
3. Auction houses;
4. Caretaker dwelling;
5. Fences and walls;
6. Hay, grain and livestock feed sales establishments;
7. Manufacturing, compounding and processing;
8. Motels, cafes and filling stations;
9. Pasturing of animals;
10. Plumbing shops, carpenter shops, hardware and retail lumber yards;
11. Recreation vehicle courts subject to requirements in Chapter 18.92 of this title;
12. Signs, accessory and non-accessory;
13. Used car sales lots and farm equipment sales establishment;

14. Warehouses, trucking and storage buildings;
15. Welding and sheet metal shops;
16. Other uses similar to those set out in this section which are interpreted by the board of adjustment to be in harmony with the intent of the C-4 zone.

BE IT ORDAINED by the City Council of Heber City, Utah, Title 6.0 Animals of the Heber City Municipal Code is hereby AMENDED as follows.

**6.02.175 Household Pet Daycare.** A commercial establishment that has a primary purpose of providing same day, short-term daycare of Household Pets in a purposely-designed establishment, and are distinguished from Kennels by the fact that they do not provide overnight boarding services. Household Pet Daycare is permitted only within the C-2 Commercial Zone in Heber City.

**6.21.025 Household Pet Daycare**

Household Pet Daycare Facilities shall meet all the requirements for Kennels found in Section 6.21.020, excepting, however, that Household Pet Daycare Facilities shall not be permitted to provide overnight boarding services.

This Ordinance shall take effect and be in force from and after (a) its adoption, (b) a copy has been deposited in the office of the City Recorder and (c) a short summary of it has been published in the Wasatch Wave.

ADOPTED and PASSED by the City Council of Heber City, Utah this 17<sup>th</sup> day of May, 2018, by the following vote:

	AYE	NAY
Council Member Jeffery M. Bradshaw	<u>X</u>	_____
Council Member Heidi Franco	<u>X</u>	_____
Council Member Jeffrey Smith	<u>X</u>	_____
Council Member Ronald R. Crittenden	<u>X</u>	_____
Council Member Wayne Hardman	<u>X</u>	_____

APPROVED:



Kelleen Potter  
Mayor Kelleen L. Potter

ATTEST:

Amy Bridge Date: 5-17-18  
RECORDER