

ORDINANCE NO. 2025-05

AN ORDINANCE ADOPTING REGULATIONS FOR BODY ART FACILITIES, FOR HEBER CITY.

WHEREAS, Heber City desires to ensure its land use regulations are consistent with evolving business practices and community needs; and

WHEREAS, City staff identified that body art facilities are currently prohibited in all zones within Heber City; and

WHEREAS, the City Attorney has recommended an amendment to the Heber City Municipal Code to address this prohibition; and

WHEREAS, the proposed amendment would permit body art facilities as a permitted use in all Commercial Zones, Industrial Zones and the Medical/Business Park Zone; and

BE IT ORDAINED by the City Council of Heber City, Utah, that Heber City Municipal Code Sections, 18.28.030 COMMERCIAL ZONES, 18.44.020 I-1 INDUSTRIAL ZONE, 18.45.020 I-2 INDUSTRIAL ZONE and 18.46.030 BUSINESS/MEDICAL PARK ZONE are **AMENDED** and Section 18.08.041 BODY ART FACILITIES is **ADOPTED** as set forth in Exhibit A, attached hereto and incorporated herein.

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 or a complete copy has been published in the Wasatch Wave or a complete copy has been posted in three public places within Heber City but not prior to the _____ day of _____, 2025.

ADOPTED AND PASSED by the City Council of Heber City, Utah this 3rd day of June, 2025, by the following vote:

	AYE	NAY	ABSTAIN
Council Member Yvonne Barney	<u>X</u>	_____	_____
Council Member Aaron Cheatwood	<u>X</u>	_____	_____
Council Member Mike Johnston	<u>X</u>	_____	_____
Council Member Sid Ostergaard	<u>X</u>	_____	_____
Council Member Scott Philips	<u>X</u>	_____	_____



APPROVED:

Heidi Franco

Mayor Heidi Franco

ATTEST:

Trina W Cook Date: *6/3/25*
RECORDER

Exhibit A

18.08.041 Body Art Facilities

"Body art facility" or "facilities" means a facility where an individual practices or instructs:

- (a) body piercing;
- (b) permanent cosmetics;
- (c) microblading; or
- (d) tattooing.

But does not include:

- (a) Branding; or
- (b) Scarification

"Microblading" means a procedure where a hand tool with a blade formed of tiny needles implants permanent or semi-permanent pigment, resembling hair, into the skin of the eyebrow area with fine and short strokes.

"Permanent cosmetics" means a permanent or semi-permanent tattoo: to the eyebrows, eyelids, lips, or other parts of the body for beauty marks, hair imitation, lash enhancement, or tissue re-pigmentation;

18.28.030 Permitted and Conditional Uses

LAND USES	C-2	C-3	C-4	Limitations
Pawn shops, tattoo, massage, smoke and vape shops, cash stores				Prohibited in all commercial Zones
Body Art Facilities	P	P	P	

18.44.020 Permitted Primary Uses

Land Uses	I-1	Limitations
Body Art Facilities	P	

18.45.020 Land Use Regulations

Land Uses	Permit Type	Limitations
Body Art Facilities	P	

18.46.030 Permitted and Conditional Uses

Land Use	BMP	Limitations
Body Art Facilities	P	