

ORDINANCE NO. 2014-10

AN ORDINANCE AMENDING SECTIONS 5.48, 17.08.010, 17.52.030, 17.56.040(A), 17.64.030, 17.68.030, 17.72.030, AND 17.72.040; AND ENACTING 17.72.045 OF THE SOUTH JORDAN MUNICIPAL CODE.

WHEREAS, State law authorizes the City to regulate business licensing and zoning of pawnbrokers, secondhand merchandise dealers, secondary metals dealers, and similar businesses; and

WHEREAS, such business are generally closely regulated, including regulations to aid police in preventing and solving property crimes, due to the higher likelihood of crimes committed in relation to the property involved in such business; and

WHEREAS, such business are regulated in many different manners by different jurisdictions in relation to location, distance between similar businesses, limiting the total number of such businesses in different manners, licensing requirements (including inspection and reporting), mandatory holding periods prior to resale, and other statutory schemes that best fit each jurisdiction; and

WHEREAS, the South Jordan City Council has determined that such businesses in South Jordan should be restricted to conditional uses in the C-F, C-I, and P-C zones, with a 1,000 feet buffer between such businesses, and with each business being at least 300 travel feet and 100 straight feet from community locations (matching the City's requirement for off-premises beer sales); and

WHEREAS, the current ordinance includes a mix of distance separation and zoning requirements which are not consistent; and

WHEREAS, accomplishing the same requires the updating of sections of both the business license and the zoning titles.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, UTAH AS FOLLOWS:

SECTION 1. Amending. Section 5.48 of the South Jordan Municipal Code, is amended as follows:

Chapter 5.48

PAWNBROKERS, SECONDHAND MERCHANDISE DEALERS, ~~JUNK DEALERS~~, SECONDARY METALS DEALERS OR RECYCLERS AND SIMILAR BUSINESSES

5.48.010: DEFINITIONS:

5.48.020: APPLICABILITY (REP. BY ORD. 2010-21, 12-7-2010):

- 5.48.030: LICENSE REQUIRED; APPLICATION; FEES:**
- 5.48.040: BUSINESS LOCATION; SUPPLEMENTAL LICENSE:**
- 5.48.050: ZONING, LOCATION, AND SIGNAGE RESTRICTIONS:**
- 5.48.060: LICENSE BOND:**
- 5.48.070: GROUNDS FOR REFUSAL, SUSPENSION OR REVOCATION OF LICENSE:**
- 5.48.080: APPEAL PROCEDURE (REP. BY ORD. 2010-21, 12-7-2010):**
- 5.48.090: COMPLIANCE WITH STATE LAW:**
- 5.48.100: FALSE STATEMENTS:**
- 5.48.110: PROPERTY TO BE KEPT THIRTY DAYS (REP. BY ORD. 2010-21, 12-7-2010):**
- 5.48.120: REPORTING STOLEN ITEMS:**
- 5.48.130: DEALERS AND PREMISES; GENERAL REGULATIONS:**

5.48.010: DEFINITIONS:

For the purpose of this chapter, the following words shall have the meaning as herein defined:

ANTIQUÉ DEALER: A business operating at an established location that offers for sale antique items, as defined by 13-32a-101~~2~~, Utah Code Annotated.

COIN DEALER: A person or business whose sole business activity is the selling and purchasing of coins and precious metals, as defined by 13-32a-101~~2~~, Utah Code Annotated.

~~**JUNK DEALER:** Any person, firm or corporation which engages in buying or selling old metals (other than precious metals), glass, rags, rubber, paper or other junk from a fixed place of business. For the purposes of this chapter "junk dealer" shall not include any person defined as a "scrap metal dealer".~~

PAWNBROKER: A person whose business engages in the following activities:

- A. Loans money on one or more deposits of personal property;
- B. Deals in the purchase, exchange, or possession of personal property on condition of selling the same property back again to the pledger or depositor;
- C. Loans or advances money on personal property by taking chattel mortgage security on the property and takes or receives the personal property into his possession, and who sells the unredeemed pledges;
- D. Deals in the purchase, exchange, or sale of used or secondhand merchandise or personal property; or
- E. Engages in a licensed business enterprise as a pawnshop.

PAWNSHOP: The physical location or premises where a pawnbroker conducts business.

RECEIVES: Acquiring possession, control, or title or lending on the security of the property.

SECONDARY METALS ~~SCRAP METAL~~ DEALER OR RECYCLER: A dealer in the business of buying, selling, or processing regulated metals as defined in section 76-10-901(9), Utah Code Annotated.

SECONDHAND MERCHANDISE DEALER: An owner or operator of a business that:

- A. Deals in the purchase, exchange, or sale of used or secondhand merchandise or personal property; and does not function as a pawnbroker. This includes a precious metal dealer who is not licensed as a coin dealer.
- B. "Secondhand merchandise dealer" does not include the owner or operator of an antique shop or any other business excluded under 13-32a-10(23) or 112.5402, Utah Code Annotated. (Ord. 2010-21, 12-7-2010)

5.48.020: APPLICABILITY:

(Rep. by Ord. 2010-21, 12-7-2010)

5.48.030: LICENSE REQUIRED; APPLICATION; FEES:

A. Required:

- 1. It is unlawful for any person to carry on the business of ~~antique dealer, coin dealer, junk dealer,~~ pawnbroker, secondary metals dealer or recycler, scrap metal dealer, or secondhand merchandise dealer without previously having obtained a license to operate in accordance with the provisions of this chapter. A separate license shall be required for each location and for the conduct of business by each dealer;
- 2. If, during the license year, there is a change in the information that a person provided in obtaining or renewing a license under this chapter, the person shall report the change in writing to the business licensing official within thirty (30) days after the change occurs and certify that the information is true and correct under the penalties of perjury.

B. Application For License:

- 1. Each application for a license shall be made on the form the business licensing official requires, and the applicant shall certify that the information given is true and correct under the penalties of perjury;
- 2. Each application for a dealer's license shall contain such information as deemed necessary by the chief of police and the business licensing official, including, but not limited to, a statement that the applicant authorizes the police department or any other law enforcement agency to inspect the books, records, inventory, and premises of the business during normal business hours;
- 3. Only individuals may apply for a license under this chapter;

- a. If an application for a license is made on behalf of a corporation or a limited partnership, the license shall be applied for by and issued to the president of the corporation or members of the partnership who are authorized to act for it;
 - b. If the application is made on behalf of a partnership, the license shall be applied for by and issued to all of the partners who are authorized to act for the partnership. Where any partner is a corporation or a limited partnership, the application shall be made by and issued to the president of the corporation or to an individual as general partner for the limited partnership;
 - c. Each individual who applies for a license under this chapter assumes, as an individual, all responsibilities of the dealer and, as an individual, is subject to all conditions, restrictions and requirements imposed on dealers;
4. Each individual applying for a license under this chapter shall not be issued a license until such time as the police department has conducted a background investigation on the applicant and recommended favorable consideration of the application. No such applicant may be authorized to conduct any business until his or her application has been approved by the police department and the applicant has complied with all other licensing and bonding provisions contained in this chapter.
- C. Fees: The license fee for each of the occupations regulated by this chapter shall be established by resolution of the city council. (Ord. 2010-21, 12-7-2010)

5.48.040: BUSINESS LOCATION; SUPPLEMENTAL LICENSE:

- A. Business Location: A person may conduct the licensed business only from the fixed permanent location as specified in the application for the license which shall be other than a motel or hotel room generally used by transients.
- B. Supplemental License: A dealer may not remove or relocate the location specified in the license for the business or open any additional location unless the person has applied for and obtained a supplemental license from the business licensing official. (Ord. 2010-21, 12-7-2010)

5.48.050: ZONING, LOCATION, AND SIGNAGE RESTRICTIONS:

- A. General Restrictions: It is unlawful for any business licensed under this chapter to do business at any location within the city not zoned for such business. Businesses licensed pursuant to this chapter shall only be allowed in areas zoned for their use.
- B. Restrictions On Businesses: Restrictions on businesses licensed under this chapter:
 1. They shall not be permitted as a home occupation;
 2. They shall not be permitted to locate;

- a. Closer than one thousand feet (1,000') to another business licensed under this chapter, as measured in a straight line between the closest property line of the lots on which they are located.
- b. ~~Closer than one thousand feet (1,000') to residences, churches, public parks, public libraries, or schools; measured in a straight line between the closest property line of the lots on which they are located. Within three hundred feet (300') of any community location (defined as a private or public school, church, public library, public playground or park), as measured from the nearest entrance of the outlet by following the shortest route of either ordinary pedestrian traffic, or where applicable, vehicular travel along public thoroughfares, whichever is the closer, to the property boundary of the community location or within one hundred feet (100') of any community location, measured in a straight line from the nearest entrance of the proposed outlet to the nearest property boundary of the community location.~~
- e. ~~Closer than one thousand feet (1,000') to an agricultural or residential zoning boundary, measured in a straight line between the closest property line of the lots on which they are located.~~

C. Signage Restrictions For Pawnbrokers: Notwithstanding anything contrary contained in this code in regard to signage, the most restrictive requirements for signs shall prevail. Signs for pawnbroker businesses shall be limited as follows:

- 1. No more than one exterior monument sign shall be allowed;
- 2. No pole signs shall be allowed;
- 3. No sign shall be allowed to exceed thirty two (32) square feet;
- 4. No animation shall be permitted on or around any sign, or the exterior walls or roof of such premises;
- 5. No descriptive art or designs depicting any activity related to, or inferring, the nature of the business shall be allowed on any sign. Said signs shall contain alphanumeric copy only;
- 6. Only flat signs shall be permitted;
- 7. Painted wall advertising shall not be allowed;
- 8. Other than signs specifically allowed by this chapter, the pawnbroker businesses shall not construct or allow to be constructed any temporary sign, banner, light or other device designed to draw attention to the business or its location. (Ord. 2010-21, 12-7-2010)

5.48.060: LICENSE BOND:

Each application for a license under the provisions of this chapter shall post with the license official a cash or satisfaction corporate surety bond, in a form acceptable to the city, payable to the city in the amount of ~~two thousand five hundred dollars (\$2,500.00) one thousand seven hundred fifty dollars (\$1,750.00)~~. Any criminal or civil fines assessed against the business, officers or managers for violations of city ordinances shall be taken from this bond if not paid in

cash within ten (10) days after notice of the fine unless an appeal is filed as provided by this chapter. In the event that funds are drawn against the cash or surety bond to pay such fines, the bond shall be replenished to two thousand five hundred dollars (\$2,500.00)~~one thousand dollars (\$1,000.00)~~ within fifteen (15) days of the date of notice of any draw against it. (Ord. 2010-21, 12-7-2010)

5.48.070: GROUNDS FOR REFUSAL, SUSPENSION OR REVOCATION OF LICENSE:

The city may refuse to grant a license under this chapter and may suspend, revoke or refuse to renew the license of any person if it finds:

- A. The person has violated or is attempting to violate any provisions of this chapter.
- B. A similar license issued to the person has been suspended, revoked or refused in another jurisdiction for a reason which would justify such an action under this chapter.
- C. Any officer, manager, agent or employee of the individual or dealer has violated or is attempting to violate any provisions of this chapter unless the individual or dealer:
 1. Had no knowledge of the wrongful conduct and in the exercise of reasonable diligence could not have known of the conduct; and
 2. Was unable to prevent the violation or attempted violation with the exercise of reasonable diligence.
- D. The person or dealer has been convicted of theft or receiving stolen property on one or more occasions within the past five (5) years. (Ord. 2010-21, 12-7-2010)

5.48.080: APPEAL PROCEDURE:

(Rep. by Ord. 2010-21, 12-7-2010)

5.48.090: COMPLIANCE WITH STATE LAW:

- A. All businesses licensed under this chapter shall comply with the Utah pawnshop and secondhand merchandise transaction information act or the Utah regulation of metals dealers act, including, but not limited to, recordkeeping, customer fingerprinting, database entry, and holding periods. (Ord. 2010-21, 12-7-2010)

5.48.100: FALSE STATEMENTS:

Any dealer who, in making his or her statement as contemplated in this chapter in selling, offering or trying to sell any item described in this chapter, willfully makes a false statement or gives untrue information, shall be guilty of a class B misdemeanor. (Ord. 2010-21, 12-7-2010)

5.48.110: PROPERTY TO BE KEPT THIRTY DAYS:

(Rep. by Ord. 2010-21, 12-7-2010)

5.48.120: REPORTING STOLEN ITEMS:

A. Reporting Of Stolen Goods: It shall be the duty of every licensee to report to the police department any article pledged with or sold, pawned or deposited, or which is sought to be pledged with him or her, or sold, pawned or deposited, if he or she shall have reason to believe that the article was stolen or lost, and found by the person attempting to pledge it or sell it in the case of a lost article. (Ord. 2010-21, 12-7-2010)

5.48.130: DEALERS AND PREMISES; GENERAL REGULATIONS:

A. Proscribed Sellers: It is unlawful for any licensee under this chapter, his or her agent, servants or employees to receive or purchase any goods, article or thing in pawn, pledge or sale from a person who is intoxicated, obviously mentally deficient, or from a person under the age of eighteen (18) years.

B. Employees: It is unlawful for any licensee under this chapter to employ any person under the age of eighteen (18) years to receive any pledge or make any loan.

C. Licensee Responsible For Acts Of Employees: The holder of a license under this chapter is liable for any and all acts of his or her employees and for any violation by them of the provisions of this chapter.

D. Barrier Required Around Open Storage: It is unlawful for the owner of, occupant of, or person having control of any lot, yard or any other premises within the city limits to keep, collect, permit, maintain or store in the open thereon, ~~any metal, glass, bottles, rags, cans, sacks, rubber, paper or other articles commonly known as junk or any articles known as~~ secondhand merchandise goods, wares or merchandise, without enclosing said lot, yard or premises with a solid visual barrier not less than seven feet (7') high and maintaining said barrier in a good condition.

E. Secondhand Merchandise Dealers; Restrictions: No person licensed under this chapter as a secondhand merchandise dealer shall purchase, barter, exchange or sell any secondhand merchandise other than that of the same type and character which comprise his or her principal business.

F. Ordinance Posted: It is unlawful for any person to conduct or transact any business licensed under this chapter unless he or she shall keep conspicuously posted in his or her place of business a copy of this chapter.

~~G. Right To Redeem Forfeited Articles: It is unlawful in all cases in which an article pledged has been forfeited, for a sale or other disposition thereof to be made by the pledgee within the period of six (6) months after the forfeiture of the pledge, unless the period of loan is less than three (3) months; in which case the period of redemption shall be three (3) months.~~

~~H. Vehicles: Every vehicle used by a junk dealer in the conduct of his or her business, shall bear thereon, in legible characters, the name and address of the owner and proprietor thereof.~~

~~I. Premises: Any premises, area or piece or parcel of land licensed and used as a junkyard shall have not more than two (2) entrances and two (2) exits, each of which shall not exceed fifteen feet (15') in width at the perimeter of the premises. All exterior fencing shall comply with all applicable Salt Lake Valley board of health rules and regulations, and city zoning ordinances.~~

GJ. Hours: It is unlawful for any licensee under this chapter to receive or purchase any goods in trade, pawn or pledge or to sell or otherwise dispose of any goods or materials or to keep his or her place of business open before seven o'clock (7:00) A.M. or after seven o'clock (7:00) P.M. of any day including Sunday.

HK. Connection With Other Business: It is unlawful for any licensee under this chapter to keep or maintain his or her business in the same room or rooms with any other business whatsoever unless prior approval of the business licensing official has been obtained. The partition wall separating the licensee's business from any other business must be of solid material and all connecting doors or other openings must be securely closed and locked at all times. Gratings, lattice or similar openwork or contrivance will not be a sufficient partition under the provisions of this chapter. Patrons must enter and take exit from all licensee's places of business through outside doors and entrances.

IL. Serial Number; Owner's Personal Identification Mark: No business licensed pursuant to this chapter shall receive any item which has obviously had the manufacturer's serial number or an owner's personal identification mark altered, defaced or obviously mutilated or removed. (Ord. 2010-21, 12-7-2010)

SECTION 2. Amending. Section 17.08.010 of the South Jordan Municipal Code, is amended as follows:

RETAIL: Pertaining to the sales of goods or services to the ultimate consumer which goods or services are taxable under the retail sales tax provisions of Utah state law. Retail sales which are exempt from taxation may not be conducted in any commercial zone in the city. Retail does not include businesses regulated by chapter 5.48 of this code.

~~SECONDHAND MERCHANDISING: The marketing of goods which are used or recycled, except those goods specifically allowed in this title.~~

PAWNBROKER, SECONDHAND MERCHANDISE DEALER, SECONDARY METALS DEALER OR RECYCLER AND SIMILAR BUSINESSES: Businesses regulated by chapter 5.48 of this code.

SECTION 3. Amending. Section 17.52.030 of the South Jordan Municipal Code, is amended as follows:

17.52.030: CONDITIONAL USES:

A conditional use permit may be issued for the following uses in the C-C zone:

Automotive services, including lube, tune up, wash, inspection, tires, mufflers, minor repairs.

Banks, credit unions, financial institutions, freestanding banking kiosks.

Beauty and fitness centers.

Bed and breakfast inn.

Daycare center facility.

Drive-through facilities for allowed uses.

Educational and training activities.

Electronic vending machines.

Equipment and appliance light repairs and service enclosed within a building.

Fast food with no eating accommodations.

Gas stations, convenience stores.

Laundry.

Lumber, building materials and landscaping retail sales yards.

Medical, health or dental services.

Mortuary, funeral home.

Office service.

Pharmacy.

Preschool center facility.

Public or quasi-public facilities.

Religious activities.

~~Secondhand goods retailing.~~

Self-storage facilities, maximum total of six (6) acres.

Theaters, amusement, recreational activities.

Title loan, check cashing or other similar deferred deposit loan businesses no closer than one mile from a similar business. (Ord. 2012-12, 10-2-2012)

SECTION 4. Amending. Section 17.56.040(A) of the South Jordan Municipal Code, is amended as follows:

17.56.040: USE REGULATIONS:

Uses may be conducted in the C-N zone only in accordance with the following regulations:

- A. Only allowed permitted, conditional or accessory uses as set forth in this chapter may be conducted in C-N zones. A conditional use permit must be obtained prior to the establishment of a conditional use. Sexually oriented business and pawnbroker, secondhand merchandise dealer, secondary metals dealers and recyclers and similar businesses ~~secondhand merchandising~~ are prohibited in C-N zones.

SECTION 5. Amending. Section 17.64.030 of the South Jordan Municipal Code, is amended as follows:

17.64.030: CONDITIONAL USES:

A conditional use permit may be issued for the following uses in the C-F zone:

Automobile sales, new and ancillary used.

Automobile sales, used; minimum eight thousand (8,000) square foot building required.

Automotive services enclosed within a building including lube, tune up, automatic wash, inspection, tires, mufflers, minor repairs.

Bed and breakfast inn.

Convention, arena, reception and assembly facilities.

Cultural exhibits and activities.

Custom storage; limited to six (6) total acres within the zone, and not allowed on property with a general plan land use designation of TOD or on property located east of 250 West.

Daycare center facility.

Drive-through facilities for allowed use.

Educational and training activities.

Entertainment, amusement, recreational activities.

Equipment and appliance light repairs and service enclosed within a building.

Fast food with no eating accommodations.

Gas stations, convenience stores.

Golf courses and ranges.

Laundry.

Lumber, building material and landscaping retail sales yards.

Medical, health or dental services.

Nature or zoological exhibits.

Office buildings with commercial office uses.

Parks.

Pawnbroker, secondhand merchandise dealer, secondary metals dealers and recyclers and similar businesses.

Pharmacy.

Preschool center facility.

Public or quasi-public facilities.

Recreational vehicle and boat sales, new and ancillary used.

Religious activities.

~~Secondhand goods retailing.~~ (Ord. 2012-12, 10-2-2012)

SECTION 6. Amending. Section 17.68.030 of the South Jordan Municipal Code, is amended as follows:

17.68.030: CONDITIONAL USES:

A conditional use permit may be issued for the following uses in the I-F zone:

Manufacturing, processing and/or distribution of the following items and those not listed elsewhere:

Agricultural products.

Chemical products.

Metal products.

Paper, cardboard and packaging products.

Rubber and plastic products.

Wood products.

Personal and business services:

Automotive services enclosed within a building including lube, tune up, automatic wash, inspection, tires, mufflers, minor repairs.

Bed and breakfast inn.

Building and maintenance services.

Catering, food services.

Coating, plating, engraving.

Convention, arena, reception and assembly facilities.

Cultural exhibits and activities.

Daycare center facility.

Drive-through facilities for allowed uses.

Educational and training activities.

Entertainment, amusement and recreational activities.

Equipment and appliance light repairs and service enclosed within a building.

Golf courses and ranges.

Laundry.

Medical, health or dental services.

Nature or zoological exhibits.

Parks.

Preschool center facility.

Public or quasi-public facilities.

Printing and publishing.

Religious activities.

Retailing:

Agricultural products.

Automobile sales, new and ancillary used.

Automobile sales, used; minimum eight thousand (8,000) square foot building required.

Fast food with no eating accommodations.

Gas stations, convenience stores.

Lumber, building material and landscaping sales yards.

Pawnbroker, secondhand merchandise dealer, secondary metals dealers and recyclers and similar businesses.

Recreational vehicle and boat sales, new and ancillary used.

~~Secondhand goods retailing.~~ (Ord. 2012-12, 10-2-2012)

SECTION 7. Amending. Section 17.72.030 of the South Jordan Municipal Code, is amended as follows:

17.72.030: PERMITTED USES:

The following uses may be conducted anywhere within the P-C zone:

Daycare facilities.

Healthcare facilities.

Home based occupations according to chapter 17.98 of this title.

Industrial and manufacturing uses.

Mix of permitted uses (including, without limitation, office/commercial, office/residential, retail/residential) within individual structures.

Open space, including landscaped areas and areas in natural vegetation, golf courses, parks, recreational areas.

Public facilities, such as schools, playgrounds and trails.

Religious activities.

Residential uses of all types on a range of lot sizes including, without limitation, single-family detached; single-family attached; multi-family residential; townhomes; loft apartments; residential units above ground floor retail, commercial or office uses and condominiums.

Retail, service, office, hotel, restaurant, entertainment and all other commercial uses of any type except as otherwise identified in this chapter as a conditional or prohibited use.

Other accessory uses which are ancillary to, and designed to serve, any of the foregoing uses. (Ord. 2011-01, 2-1-2011)

SECTION 8. Amending. Section 17.72.040 of the South Jordan Municipal Code, is amended as follows:

17.72.040: CONDITIONAL USES:

A conditional use permit may be issued for the following uses in the P-C zone:

Pawnbroker, secondhand merchandise dealer, secondary metals dealers and recyclers and similar businesses.

~~Each developer requesting the creation of a P-C zone or approval of a P-C zone plan, community structure plan, master subdivision plat or project plan/preliminary subdivision plat may propose, in the applicable P-C zone plan, community structure plan, master subdivision plat or project plan/preliminary subdivision plat, the inclusion of: a) land use categories in addition to those set forth in section 17.72.020 of this chapter; b) specific uses within each land use category in addition to the permitted uses set forth in section 17.72.030 of this chapter; and c) land uses that the community development director deems to be substantially or materially inconsistent with the purpose and function of the P-C zone and the land use categories as described in this chapter and in the land use element of the general plan. Such decisions of the community development director can be appealed to the city council. The inclusion of any proposed additional land use category or any additional permitted use must be approved by the city council as a conditional use. Design standards for such conditional use shall be included in the applicable master subdivision plat or project plan/preliminary subdivision plat. (Ord. 2007-02, 1-16-2007)~~

SECTION 9. Enacting. Section 17.72.045 of the South Jordan Municipal Code, is enacted as follows:

17.72.045: CREATION OR APPROVAL OF P-C ZONE PLANS OR PLATS:

Each developer requesting the creation of a P-C zone or approval of a P-C zone plan, community structure plan, master subdivision plat or project plan/preliminary subdivision plat may propose, in the applicable P-C zone plan, community structure plan, master subdivision plat or project plan/preliminary subdivision plat, the inclusion of: a) land use categories in addition to those set forth in section 17.72.020 of this chapter; b) specific uses within each land use category in addition to the permitted uses set forth in section 17.72.030 of this chapter; and c) land uses that the community development director deems to be substantially or materially inconsistent with the purpose and function of the P-C zone and the land use categories as described in this chapter and in the land use element of the general plan. Such decisions of the community development director can be appealed to the city council. The inclusion of any proposed additional land use category or any additional permitted use must be approved by the city council as a conditional use. Design standards for such conditional use shall be included in the applicable master subdivision plat or project plan/preliminary subdivision plat. (Ord. 2007-02, 1-16-2007)

SECTION 10. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all sections, parts, provisions and words of this Ordinance shall be severable.

SECTION 11. Effective Date. This Ordinance shall become effective immediately following publication or posting as required by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, STATE OF UTAH, ON THIS 3rd DAY OF June, 2014 BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Mark Seethaler	<u>X</u>	_____	_____	_____
Chuck Newton	<u>X</u>	_____	_____	_____
Donald Shelton	_____	_____	_____	<u>X</u>
Steve Barnes	_____	_____	_____	<u>X</u>
Christopher Rogers	<u>X</u>	_____	_____	_____

Mayor: 
David L. Alvord

Attest: 
City Recorder

Approved as to form:


Office of the City Attorney

