
M E M O R A N D U M

DATE: September 16, 2009
TO: City Council Members
FROM: Russell Weeks
RE: Proposed Ordinance: Amending City Code Section 6.08.120 to Make Spacing Requirements for Businesses that Sell Alcoholic Beverages in City Alcohol License District B Conform to Spacing Requirements in State and City Regulations Pertaining to Community Locations
CC: Cindy Gust-Jenson, David Everitt, Ed Rutan, Frank Gray, Mary De La Mare-Schaefer, Bob Farrington, Karen Hale, Matt Lyon, Jennifer Bruno, Laura Kirwan, Janice Jardine.

This memorandum pertains to a proposed ordinance to amend City Code Chapter 6.08.120 to make spacing requirements for businesses that sell alcoholic beverages in City Alcohol License District B conform to spacing requirements in State and City regulations for community locations such as churches, schools and parks.

The proposed ordinance is scheduled for a briefing at the City Council work session September 22. The work session will be held in the Committee of the Whole Room, Room 315, of the City & County Building, 451 South State Street.

Because Chapter 6.08 pertains to the regulation of alcoholic beverage sales, it is not part of the City Code Chapter 21 which regulates land use. Because of that, it is not a legal requirement to hold a public hearing.

OPTIONS

- Adopt the proposed ordinance.
- Do not adopt the proposed ordinance.
- Amend the proposed ordinance.

POTENTIAL MOTIONS

- I move that the City Council adopt the ordinance amending City Code Section 6.08.120 setting forth location restriction for certain alcohol establishments to change spacing restrictions from 660 feet to 600 feet in conformation with other spacing restrictions within the same provision and within State law.
- I move that the City Council consider the next item on the agenda.
- I move that the City Council adopt the ordinance amending City Code Section 6.08.120 setting forth location restriction for certain alcohol establishments to change spacing restrictions from 660 feet to 600 feet in conformation with other spacing restrictions within the same provision and within State law with the

following amendments: (Council Members may propose amendments they deem necessary.)

KEY POINTS

- The proposed ordinance would change a requirement in City Code Chapter 6.08.120 that businesses licensed by the City and State to serve alcoholic beverages in the City's Alcohol License District B be located 660 feet away from each other. The proposed ordinance would change the distance requirement to 600 feet. The current ordinance already requires a minimum distance of 600 feet between businesses that serve alcoholic beverages and public schools, churches and parks.
- State law also requires a 600-foot minimum distance between businesses that serve alcoholic beverages and "community locations." Utah Code Section 32A-1-105 defines "community location" as "a public or private school; a church; a public library; a public playground; or a public park."
- There are three areas of Salt Lake City designated as Alcohol District B on the City's map of alcohol districts:
 - An area that starts at the northern city limit that runs roughly between the Union Pacific and Utah Transit Authority railroad tracks and Beck Street and 400 West Street. It also includes roughly two blocks bordered by 400 West, 800 North, 300 West and 600 West Streets.
 - An area roughly is bordered by 50 South, the railroad track complex, 100 South and Redwood Road.
 - An area roughly is bordered by Interstate 15 and the 900 South off-ramps on the north; West Temple Street on the east; the southern city limit; and a series of steps ranging from the Jordan River to 900 West Street; and 800 West Street south of 1300 South Street. The area also includes a roughly two-block area bordered by 900 South Street on the north, 700 West Street on the east, Fremont Avenue on the south, and 800 West Street on the West.

ISSUES/POTENTIAL QUESTIONS FOR CONSIDERATION

- If adopted, the proposed amendment would apply to all areas marked on the City's map of alcohol districts designated as Alcohol District B.
- According to the Administration, the goal of the proposed amendment is "to eliminate confusion in the regulatory requirements relating to the spacing of alcohol establishments."ⁱ
- The proposed ordinance would use 600 feet as a standard distance between businesses that serve alcoholic beverages and between those businesses and "community locations."ⁱⁱ
- The most immediate implication of adopting the ordinance probably would involve the Jam at the Marmalade, located at 751 North 300 West Street. The business is located within 660 feet of another business that sells alcoholic beverages. The owner of the Jam is petitioning the City to change language of the

- City's Zoning Ordinance to make social clubs a conditional use in a district designated as mixed use. The City Council has yet to consider the petition.
- o Council Members may wish to ask the Administration if any other businesses in the areas designated as Alcohol District B besides the Jam in the Marmalade might be affected by the proposed amendment.
 - o The proposed amendment does not contemplate eliminating the two businesses per block face in areas designated as Alcohol District A or the 2,000 foot minimum distance requirement for areas designated as Alcohol District C.
 - o State law includes private schools as community locations. City Code Section 6.08.120 does not appear to include facilities like that. The City Council may wish to discuss whether to include private schools as an amendment to the section if the Council adopts the proposed amendment.

BACKGROUND/DISCUSSION

The proposed amendment appears similar to a proposed amendment that would make the City's current definition of "private clubs" in Salt Lake City Code conform to the State of Utah's definitions of "dining clubs" and "social clubs."

Both proposed ordinances are described by the Administration as attempts to bring the Salt Lake City Code into conformance with Utah law. They might be described as smaller actions taken while the Administration pursues larger revisions to Salt Lake City ordinances regulating the sale and consumption of alcoholic beverages. The larger revisions may in the future include the elimination of the City map of alcohol districts in favor of other methods of designating areas where businesses that sell alcoholic beverages may locate.

Again, it might be worth noting that City Code Section 6.08.120 does not appear to include private schools as "community locations" while Utah law does. Council Members may wish to consider whether private schools might be included as an amendment to the proposed ordinance, or whether Utah law governs regardless of the City's ordinance.

It also probably is worth noting that the most immediate effect the proposed ordinance would have would be to bring one business into compliance with City Code where it would not be if the nature of the business were to change in the future. Again, it is not necessarily certain that the nature of the business will change. The business currently operates well within the bounds of City regulation.

ⁱ Transmittal Letter, Page 1.

ⁱⁱ Ibid.

6.08.120: LOCATION RESTRICTIONS:

- A. Permissible Locations: The permissible locations of establishments licensed with either a class C beer license, a class B or C private club license, or a temporary class C beer license or a temporary class B or C private club license, or any combination thereof, shall be determined by geographical proximity, based upon the following criteria:
1. a. District A: There shall be no more than two (2) licensed establishments located on any linear block. A "linear block" means both sides of a major street between two (2) intersecting major streets. For the purposes of this section, a corner establishment having abutting front footage on two (2) major streets shall be included in the linear block in which the establishment has the greatest number of front footage abutting the major street, or, if such abutting footage is equal, then the address originally filed with the city shall determine in which linear block the establishment shall be located.
 - b. District B: No licensed establishment shall be located within six hundred sixty feet (660') of another licensed establishment as measured from the nearest point on the property line of one establishment to the nearest point on the property line of the other establishment.
 - c. District C: No licensed establishment shall be located within two thousand feet (2,000') of another licensed establishment as measured from the nearest point on the property line of one establishment to the nearest point on the property line of the other establishment.
2. Major Streets: All major streets and districts will be those designated on official city map 19372, a copy of which shall be on file in the office of the city recorder. All such establishments holding a class C beer or a class B or C private club license must be located so as to front on a major street or be within a building whose main entrance fronts on a major street.
- B. Proximity To Park, School Or Church: No class C beer establishment and no class B or C nonprofit club may be licensed or operate under the provisions of this code which is in close proximity to a public park, public elementary, junior high or high school, or a church, without having first received approval from the mayor or the mayor's designee. Such approval shall be given only after:
1. The mayor or the mayor's designee has received recommendations regarding such an establishment from the planning division and the city police department; and
 2. A public hearing has been held, with actual written notice having been given, where applicable, to the director of the public services, to the school superintendent or to the church, and with notice having been given to the city and the residents thereof by at least one publication in a paper of general circulation in Salt Lake County at least ten (10) days before the hearing, in each case stating the purpose, time, date and location of such hearing; and
 3. A finding by the mayor or the mayor's designee that the proposed location will not

materially interfere with the activities and functions of such parks or school, or interfere with church worship or church related activities. For the purposes of this section, a public park or public elementary, junior high or high school or church which is located six hundred (600) or more feet from the proposed establishment shall not be considered to be in close proximity to such establishment and no notices or hearings need be given or held prior to the granting of a class C beer license or class B or C private club license. With respect to the six hundred foot (600') limitation, it shall be measured from the nearest entrance of the proposed establishment 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 public school, church, public park.

4. The applicant shall pay an additional sum of sixty dollars (\$60.00) to cover the cost of advertising the hearing. The fee shall be paid before such hearing shall be set or advertised.
5. A legally existing class F beer/brewpub, class F beer/microbrewery, class B private club, class C beer/tavern license, as defined in this chapter, shall not be deemed nonconforming for purposes of expansion, reconstruction or licensing (as long as the use is permitted in the base zoning district) if the only reason for such nonconformity is the subsequent location of a school, church or park within the spacing requirements. The subsequent location of a school, church or park within the spacing requirements of a brewpub, microbrewery, tavern or private club shall be deemed to be a waiver of spacing requirements as specified under city ordinances.

C. Exceptions: Class C beer establishments or class B or C private clubs may be allowed on streets other than those outlined in subsection A of this section, and may be allowed within the interior of a block, upon receiving approval from the mayor or the mayor's designee. Such approval shall be given only:

1. After the mayor or the mayor's designee has received recommendations from the planning division and the city police department; and
2. If the street is at least sixty feet (60') in width, or if, within the interior of the block, the entrance to the establishment is from a courtyard or mall like area with paved vehicular access and proper lighting; and
3. If the addition of such requested establishment would not cause the number of such licensed establishments to exceed nine (9) on the exterior and interior of any block, as defined in subsection A1a of this section. The foregoing notwithstanding, no more than two (2) such establishments may be located on any street located in the interior of any such block, and no more than three (3) such establishments may be located within the interior of any such block;
4. After a public hearing has been held, with actual written notice thereof having been given to the abutting property owners, and public notice thereof having been given to the residents of the city by at least one publication in a paper of general circulation in the Salt Lake County at least ten (10) days before the hearing, in each case stating the purpose, time, date and location of such hearing; and

5. A finding by the mayor or the mayor's designee, after the holding of such hearing, that the proposed location for said establishment will not:

- a. Create an undue concentration of class C beer establishments or class B or C private clubs;
- b. Materially interfere with the free flow of pedestrian or vehicular traffic;
- c. Create an undue burden in controlling and policing illegal activities in the vicinity;
- d. Create a nuisance to the community; or
- e. Adversely affect the health, safety and morals of the residents of the city.

D. Prior Location: The provisions of this section shall in no way affect the rights of the present licensees to continue their operations, so long as their licenses remain in good standing, and they continue to have their licenses reissued as provided by law until revoked or terminated for any reason.

E. Zoning Restrictions: Notwithstanding any of the provisions of subsection A of this section, all such class C beer or class B or C private club establishments must be located within commercial C-3 districts or less restrictive zoning districts or in an R-D district as an attendant use in a conference center. (Ord. 18-04 § 1, 2004: Ord. 37-99 § 4, 1999: Ord. 2-88 § 1, 1988: Ord. 34-87 § 11, 1987: prior code § 19-2-19)

SALT LAKE CITY CORPORATION

EDWIN P. RUTAN, II
CITY ATTORNEY

LAW DEPARTMENT

RALPH BECKER
MAYOR

CITY COUNCIL TRANSMITTAL



David Everitt, Chief of Staff


Date Received:



Date Sent to City Council: 08/26/2009

TO: Salt Lake City Council
Carlton Christensen, Chair

DATE: August 24, 2009

FROM: Ed Rutan, City Attorney 

RE: A request by Mayor Becker to amend Section 6.08.120 of Title 6 of the City Code to make spacing requirements between alcohol establishments consistent with state and City requirements for spacing between "community locations"

STAFF CONTACTS: Laura Kirwan, Senior City Attorney at 801-535-7685 or
laura.kirwan@slcgov.com

RECOMMENDATION: That the City Council hold a briefing and schedule a Public Hearing

DOCUMENT TYPE: Ordinance

BUDGET IMPACT: None

DISCUSSION

This originated with the City Administration in order to eliminate confusion in the regulatory requirements relating to spacing of alcohol establishments. Currently, the City Code has two different measurements for spacing relating to alcohol establishments. The first requirement relates to "locational restrictions" from a park, school or church. The current City regulation requires a six hundred foot (600') spacing from these types of facilities. This numeric value is consistent with the requirement the State has for spacing of alcohol establishments from "community locations." The other City spacing requirement, which is not required by State law, is a six hundred and sixty foot (660') spacing between alcohol establishments. The difference in numeric value of these two types of spacing regulations has caused confusion and in the past has

resulted in errors in implementation of the alcohol regulations. The proposal is to make the spacing requirement between alcohol establishments to be 600 feet; consistent with the numeric value of the State Law from community facilities. It is hoped that this amendment will clear up confusion and help improve business licensing and regulatory practices.

RELEVANT ORDINANCES:

Chapter 6 Section 08.120 of the Salt Lake City Code

Ordinance No. _____ of 2009

(Amending Section 6.08.120, *Salt Lake City Code*, pertaining to location restrictions of certain alcohol establishments.)

An ordinance amending Section 6.08.120, *Salt Lake City Code*, setting forth location restrictions for certain alcohol establishments, to change spacing restrictions from 660 feet to 600 feet in conformance with other spacing restrictions within the same provision and state law.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Salt Lake City, Utah, as follows:

SECTION 1. That Section 6.080120, *Salt Lake City Code*, be amended as follows:

6.08.120: LOCATION RESTRICTIONS:

A. Permissible Locations: The permissible locations of establishments licensed with either a class C beer license, a class B or C private club license, or a temporary class C beer license or a temporary class B or C private club license, or any combination thereof, shall be determined by geographical proximity, based upon the following criteria:

1. a. District A: There shall be no more than two (2) licensed establishments located on any linear block. A "linear block" means both sides of a major street between two (2) intersecting major streets. For the purposes of this section, a corner establishment having abutting front footage on two (2) major streets shall be included in the linear block in which the establishment has the greatest number of front footage abutting the major street, or, if such abutting footage is equal, then the address originally filed with the city shall determine in which linear block the establishment shall be located.

b. District B: No licensed establishment shall be located within six hundred ~~sixty~~ feet (~~660'~~600') of another licensed establishment as measured from the nearest point on the property line of one establishment to the nearest point on the property line of the other establishment.

c. District C: No licensed establishment shall be located within two thousand feet (2,000') of another licensed establishment as measured from the nearest point on the property line of one establishment to the nearest point on the property line of the other establishment.

2. Major Streets: All major streets and districts will be those designated on official city map 19372, a copy of which shall be on file in the office of the city recorder. All such establishments holding a class C beer or a class B or C private club license must be located so as to front on a major street or be within a building whose main entrance fronts on a major street.

B. Proximity To Park, School Or Church: No class C beer establishment and no class B or C nonprofit club may be licensed or operate under the provisions of this code which is in close proximity to a public park, public elementary, junior high or high school, or a church, without having first received approval from the mayor or the mayor's designee. Such approval shall be given only after:

1. The mayor or the mayor's designee has received recommendations regarding such an establishment from the planning division and the city police department; and
2. A public hearing has been held, with actual written notice having been given, where applicable, to the director of the public services, to the school superintendent or to the church, and with notice having been given to the city and the residents thereof by at least one publication in a paper of general circulation in Salt Lake County at least ten (10) days

before the hearing, in each case stating the purpose, time, date and location of such hearing; and

3. A finding by the mayor or the mayor's designee that the proposed location will not materially interfere with the activities and functions of such parks or school, or interfere with church worship or church related activities. For the purposes of this section, a public park or public elementary, junior high or high school or church which is located six hundred (600) or more feet from the proposed establishment shall not be considered to be in close proximity to such establishment and no notices or hearings need be given or held prior to the granting of a class C beer license or class B or C private club license. With respect to the six hundred foot (600') limitation, it shall be measured from the nearest entrance of the proposed establishment 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 public school, church, public park.

4. The applicant shall pay an additional sum of sixty dollars (\$60.00) to cover the cost of advertising the hearing. The fee shall be paid before such hearing shall be set or advertised.

5. A legally existing class F beer/brewpub, class F beer/microbrewery, class B private club, class C beer/tavern license, as defined in this chapter, shall not be deemed nonconforming for purposes of expansion, reconstruction or licensing (as long as the use is permitted in the base zoning district) if the only reason for such nonconformity is the subsequent location of a school, church or park within the spacing requirements. The subsequent location of a school, church or park within the spacing requirements of a

brewpub, microbrewery, tavern or private club shall be deemed to be a waiver of spacing requirements as specified under city ordinances.

C. Exceptions: Class C beer establishments or class B or C private clubs may be allowed on streets other than those outlined in subsection A of this section, and may be allowed within the interior of a block, upon receiving approval from the mayor or the mayor's designee. Such approval shall be given only:

1. After the mayor or the mayor's designee has received recommendations from the planning division and the city police department; and
2. If the street is at least sixty feet (60') in width, or if, within the interior of the block, the entrance to the establishment is from a courtyard or mall like area with paved vehicular access and proper lighting; and
3. If the addition of such requested establishment would not cause the number of such licensed establishments to exceed nine (9) on the exterior and interior of any block, as defined in subsection A1a of this section. The foregoing notwithstanding, no more than two (2) such establishments may be located on any street located in the interior of any such block, and no more than three (3) such establishments may be located within the interior of any such block;
4. After a public hearing has been held, with actual written notice thereof having been given to the abutting property owners, and public notice thereof having been given to the residents of the city by at least one publication in a paper of general circulation in the Salt Lake County at least ten (10) days before the hearing, in each case stating the purpose, time, date and location of such hearing; and

5. A finding by the mayor or the mayor's designee, after the holding of such hearing, that the proposed location for said establishment will not:

- a. Create an undue concentration of class C beer establishments or class B or C private clubs;
- b. Materially interfere with the free flow of pedestrian or vehicular traffic;
- c. Create an undue burden in controlling and policing illegal activities in the vicinity;
- d. Create a nuisance to the community; or
- e. Adversely affect the health, safety and morals of the residents of the city.

D. Prior Location: The provisions of this section shall in no way affect the rights of the present licensees to continue their operations, so long as their licenses remain in good standing, and they continue to have their licenses reissued as provided by law until revoked or terminated for any reason.

E. Zoning Restrictions: Notwithstanding any of the provisions of subsection A of this section, all such class C beer or class B or C private club establishments must be located within commercial C-3 districts or less restrictive zoning districts or in an R-D district as an attendant use in a conference center.

SECTION 2. This ordinance shall become effective upon signature.

Passed by the City Council of Salt Lake City, Utah this _____ day of _____, 2009.

CHAIRPERSON

ATTEST:

CITY RECORDER

Transmitted to Mayor on _____.

Mayor's Action: _____ Approved. _____ Vetoed.

MAYOR

CITY RECORDER
(SEAL)

Bill No. _____ of 2009.

Published: _____.

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Ordinance No. _____ of 2009

(Amending Section 6.08.120, *Salt Lake City Code*, pertaining to location restrictions of certain alcohol establishments.)

An ordinance amending Section 6.08.120, *Salt Lake City Code*, setting forth location restrictions for certain alcohol establishments, to change spacing restrictions from 660 feet to 600 feet in conformance with other spacing restrictions within the same provision and state law.

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1. a. District A: There shall be no more than two (2) licensed establishments located on any linear block. A "linear block" means both sides of a major street between two (2) intersecting major streets. For the purposes of this section, a corner establishment having abutting front footage on two (2) major streets shall be included in the linear block in which the establishment has the greatest number of front footage abutting the major street, or, if such abutting footage is equal, then the address originally filed with the city shall determine in which linear block the establishment shall be located.

b. District B: No licensed establishment shall be located within six hundred feet (600') of another licensed establishment as measured from the nearest point on the property line of one establishment to the nearest point on the property line of the other establishment.

c. District C: No licensed establishment shall be located within two thousand feet (2,000') of another licensed establishment as measured from the nearest point on the property line of one establishment to the nearest point on the property line of the other establishment.

2. Major Streets: All major streets and districts will be those designated on official city map 19372, a copy of which shall be on file in the office of the city recorder. All such establishments holding a class C beer or a class B or C private club license must be located so as to front on a major street or be within a building whose main entrance fronts on a major street.

B. Proximity To Park, School Or Church: No class C beer establishment and no class B or C nonprofit club may be licensed or operate under the provisions of this code which is in close proximity to a public park, public elementary, junior high or high school, or a church, without having first received approval from the mayor or the mayor's designee.

Such approval shall be given only after:

1. The mayor or the mayor's designee has received recommendations regarding such an establishment from the planning division and the city police department; and
2. A public hearing has been held, with actual written notice having been given, where applicable, to the director of the public services, to the school superintendent or to the church, and with notice having been given to the city and the residents thereof by at least one publication in a paper of general circulation in Salt Lake County at least ten (10) days

before the hearing, in each case stating the purpose, time, date and location of such hearing; and

3. A finding by the mayor or the mayor's designee that the proposed location will not materially interfere with the activities and functions of such parks or school, or interfere with church worship or church related activities. For the purposes of this section, a public park or public elementary, junior high or high school or church which is located six hundred (600) or more feet from the proposed establishment shall not be considered to be in close proximity to such establishment and no notices or hearings need be given or held prior to the granting of a class C beer license or class B or C private club license. With respect to the six hundred foot (600') limitation, it shall be measured from the nearest entrance of the proposed establishment 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 public school, church, public park.

4. The applicant shall pay an additional sum of sixty dollars (\$60.00) to cover the cost of advertising the hearing. The fee shall be paid before such hearing shall be set or advertised.

5. A legally existing class F beer/ brewpub, class F beer/ microbrewery, class B private club, class C beer/ tavern license, as defined in this chapter, shall not be deemed nonconforming for purposes of expansion, reconstruction or licensing (as long as the use is permitted in the base zoning district) if the only reason for such nonconformity is the subsequent location of a school, church or park within the spacing requirements. The subsequent location of a school, church or park within the spacing requirements of a

brewpub, microbrewery, tavern or private club shall be deemed to be a waiver of spacing requirements as specified under city ordinances.

C. Exceptions: Class C beer establishments or class B or C private clubs may be allowed on streets other than those outlined in subsection A of this section, and may be allowed within the interior of a block, upon receiving approval from the mayor or the mayor's designee. Such approval shall be given only:

1. After the mayor or the mayor's designee has received recommendations from the planning division and the city police department; and
2. If the street is at least sixty feet (60') in width, or if, within the interior of the block, the entrance to the establishment is from a courtyard or mall like area with paved vehicular access and proper lighting; and
3. If the addition of such requested establishment would not cause the number of such licensed establishments to exceed nine (9) on the exterior and interior of any block, as defined in subsection A1a of this section. The foregoing notwithstanding, no more than two (2) such establishments may be located on any street located in the interior of any such block, and no more than three (3) such establishments may be located within the interior of any such block;
4. After a public hearing has been held, with actual written notice thereof having been given to the abutting property owners, and public notice thereof having been given to the residents of the city by at least one publication in a paper of general circulation in the Salt Lake County at least ten (10) days before the hearing, in each case stating the purpose, time, date and location of such hearing; and

5. A finding by the mayor or the mayor's designee, after the holding of such hearing, that the proposed location for said establishment will not:

- a. Create an undue concentration of class C beer establishments or class B or C private clubs;
- b. Materially interfere with the free flow of pedestrian or vehicular traffic;
- c. Create an undue burden in controlling and policing illegal activities in the vicinity;
- d. Create a nuisance to the community; or
- e. Adversely affect the health, safety and morals of the residents of the city.

D. Prior Location: The provisions of this section shall in no way affect the rights of the present licensees to continue their operations, so long as their licenses remain in good standing, and they continue to have their licenses reissued as provided by law until revoked or terminated for any reason.

E. Zoning Restrictions: Notwithstanding any of the provisions of subsection A of this section, all such class C beer or class B or C private club establishments must be located within commercial C-3 districts or less restrictive zoning districts or in an R-D district as an attendant use in a conference center.

SECTION 2. This ordinance shall become effective upon signature.

Passed by the City Council of Salt Lake City, Utah this ____ day of _____, 2009.

CHAIRPERSON

ATTEST:

CITY RECORDER

Transmitted to Mayor on _____.

Mayor's Action: _____ Approved. _____ Vetoed.

MAYOR

CITY RECORDER
(SEAL)

Bill No. _____ of 2009.

Published: _____.

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APPROVED AS TO FORM
Salt Lake City Attorney's Office
Date 8/19/09
By *John P. ...*