

ORDINANCE #16-42

AN ORDINANCE REPLACING CHAPTER 2 “ALCOHOLIC BEVERAGE REGULATIONS” OF TITLE 5, “BUSINESS LICENSE” OF SANDY CITY ORDINANCES, ALSO PROVIDING A SAVING CLAUSE AND AN EFFECTIVE DATE FOR THE ORDINANCE.

WHEREAS, Sandy City staff is proposing revisions to Chapter 2 of Title 5 of the Revised Ordinances of Sandy City (Alcoholic Beverage Regulations) to, among other things, better coordinate regulations of alcoholic beverages by the City with the alcoholic beverage regulations of the State of Utah; and

WHEREAS, a draft of potential revisions was presented at the Sandy City Council meetings held September 20, 2016 and October 11, 2016, and staff is proposing a revised version for adoption; and

WHEREAS, Section 10-8-84, Utah Code Annotated, authorizes such amendment in order to protect the public health, safety and welfare of the City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sandy City, State of Utah, as follows:

Section 1. Amendment. Chapter 2 , “Alcoholic Beverage Regulations” of Title 5 of the Revised Ordinances of Sandy City is hereby repealed and replaced by **Exhibit "A"** which is attached hereto and by this reference made a part hereof.

Section 2. Severability. If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined to its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

Section 3. Effective Date. This ordinance shall become effective upon publication of a summary thereof.

PASSED AND APPROVED this _____ day of _____, 2016.

Stephen P. Smith, Chairman
Sandy City Council

ATTEST:

City Recorder

PRESENTED to the Mayor of Sandy City for his approval this _____ day of _____, 2016.

APPROVED this _____ day of _____, 2016.

Thomas M. Dolan, Mayor

ATTEST:

City Recorder

PUBLISHED this _____ day of _____, 2016.