

PARK CITY MUNICIPAL CORPORATION
P.O. BOX 1480 - PARK CITY, UT 84060 - 435-615-5225



SEXUALLY ORIENTED BUSINESS EMPLOYEE LICENSE APPLICATION – 2012

Check all that apply

New: _____ Renewal: _____

Employer/Employee Type:

Escort Services:

Office-only Employee: ____ Outcall Non-Performer: ____ Escort: ____ Designated Agent: ____

Semi-Nude Business:

Non-Performer: ____ Sexually-oriented Entertainer: ____ Designated Agent: ____

Adult Motion Picture Theater: ____

Adult Bookstore or Adult Video Store: ____

Adult Theater: ____

BUSINESS INFORMATION

Name of Business: _____

Doing Business As: _____

Physical Business Address: _____ Business Phone: _____

City: _____ State: ____ Zip: _____

Mailing Address: _____

City: _____ State: ____ Zip: _____

Applicant's Job Title: _____

APPLICANT INFORMATION

1. Legal Name: _____ Date of Birth: _____ Age: _____

2. Home Address: _____

3. City: _____ State: ____ Zip: _____ Telephone Number: _____

4. SSN#: _____ Place of Birth: _____ Utah ID# or DL#: _____

5. Sex: _____ Height: _____ Weight: _____ Hair Color: _____ Eye Color: _____

(Proof that applicant is 21 years of age is required as part of this application – Attach copy of government ID card showing date of birth)

6. List any other name(s) or alias(es) you have used, such as; maiden name, previous married names, nickname, name listed on website, screen name or stage name: _____

7. List any license(s) or permit(s) that you have obtained in the last five (5) years, including whether you have possessed or previously possessed any liquor licenses. Also list all other jurisdictions in which you have owned or operated, or presently own or operate a Sexually Oriented Business: _____

8. In the last five years, have you ever had a license, permit or authorization to do business denied, revoked, or suspended in this or any other city, county, state or territory? ____ If yes, state the date, name of the jurisdiction and the reason(s) for such denial, suspension or revocation: _____

(A copy of any order of denial, revocation or suspension must be attached to this application.)

9. a. In the last five years, have you been convicted of any criminal charge that has not been expunged? Yes/No ____ (This disclosure shall include identification of all ordinance violations, except minor traffic offenses).

9. b. In the last five years, have you entered a nolo contendere (no contest) plea to any crime that has not been expunged? Yes/No ____ (This disclosure shall include identification of all ordinance violations, except minor traffic offenses).

9. c. Have you entered a plea that is currently being held in abeyance? Yes/No ____ (This disclosure shall include identification of all ordinance violations, except minor traffic offenses).

10. If you answered yes to question #9a, #9b or #9c above, please list below: the date, place, nature of each conviction or plea of nolo contendere (no contest), plea and sentence or other disposition; identifying the convicting jurisdiction, sentencing court, and provide the case or docket number(s): _____

Date and time of meeting with Police Chief or his/her designee _____

Checklist of Attachments:

Required:

If Applicable:

_____ Proof of Age

_____ A copy of any order of license denial, revocation, suspension

_____ 2 Color Photos

_____ Fingerprints (*Fingerprints shall be taken by the Park City Police Department*)

_____ Criminal Background Check

STATEMENT

I CERTIFY UNDER PENALTY OF PERJURY AND LICENSE REVOCATION THAT I AM THE EMPLOYEE OF THE SEXUALLY ORIENTED BUSINESS LISTED IN THIS APPLICATION; THAT I HAVE READ, KNOW AND FULLY UNDERSTAND THE INFORMATION AND PROVISIONS OF THIS LICENSE AND THE ACCOMPANYING ORDINANCE SECTION GOVERNING BUSINESS LICENSES; I CERTIFY THAT THE INFORMATION PROVIDED AND REPRESENTATION MADE ARE COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND MY APPLICATION IS IN ACCORDANCE WITH PARK CITY ORDINANCES AND STATE LAW. _____

THIS LICENSE SHALL BE VOID IF INFORMATION OR REPRESENTATIONS PROVIDED BY LICENSEE IS INCORRECT OR LATER CHANGES AND I FAIL TO UPDATE SUCH INFORMATION WITHIN TEN BUSINESS DAYS OF THE CHANGE OF INFORMATION. _____

I ACKNOWLEDGE AND UNDERSTAND THE FOLLOWING: 1) THAT THIS IS NOT A LICENSE, BUT MERELY AN APPLICATION FOR AN EMPLOYEE LICENSE FOR A SEXUALLY ORIENTED BUSINESS WITHIN PARK CITY. 2) THAT IF MY APPLICATION IS APPROVED, I SHALL BE NOTIFIED AND ISSUED A LICENSE CERTIFICATE WHICH MUST BE CARRIED AT ALL TIMES WHILE ENGAGED IN LICENSED ACTIVITIES, AND, IF THE EMPLOYEE IS SEMI-NUDE, THE LICENSE CERTIFICATE SHALL BE VISIBLY DISPLAYED IN THE SAME ROOM AS THE EMPLOYEE IS PERFORMING. 3) THAT ALL EMPLOYEE LICENSES EXPIRE ON DECEMBER 31ST OF THE YEAR ISSUED. 4) THAT THE GRANTING OF THIS EMPLOYEE LICENSE FOR A SEXUALLY ORIENTED BUSINESS WITHIN PARK CITY DOES NOT DISCHARGE OR REPLACE ANY OTHER LICENSING OR REGISTRATION REQUIREMENTS I MAY HAVE UNDER CITY, COUNTY, STATE OR FEDERAL LAWS. _____

I UNDERSTAND THAT IT IS UNLAWFUL FOR ANY SEXUALLY ORIENTED BUSINESS TO EMPLOY, RETAIN OR CONTRACT, OR FOR ANY INDIVIDUAL TO BE EMPLOYED OR CONTRACTED BY A SEXUALLY ORIENTED BUSINESS IN THE CAPACITY OF A SEXUALLY ORIENTED BUSINESS EMPLOYEE, UNLESS THAT EMPLOYEE FIRST OBTAINS AND POSSESSES A SEXUALLY ORIENTED BUSINESS EMPLOYEE LICENSE PER SECTION 4-9-16(A). _____

I UNDERSTAND THAT ALL OWNERS, CORPORATIONS, PARTNERSHIPS, OR ANYONE WHO HAS ANY OWNERSHIP INTEREST IN THE SEXUALLY ORIENTED BUSINESS SHALL BE CRIMINALLY LIABLE AS A PARTY TO ANY VIOLATION OF THIS SECTION. IN ADDITION, ANY MANAGER OR PERSON WITH SUPERVISORY STATUS OVER THE UNLICENSED EMPLOYEE SHALL BE CRIMINALLY LIABLE AS A PARTY TO ANY SUCH VIOLATION PER SECTION 4-9-16(B). _____

I UNDERSTAND THAT ANY EMPLOYEE WHO KNOWINGLY, INTENTIONALLY, RECKLESSLY, OR WITH CRIMINAL NEGLIGENCE INTRODUCES, FURNISHES, ARRANGES, TRANSPORTS, ASSISTS OR REFERS, OR OFFERS TO INTRODUCE, FURNISH, ARRANGE, TRANSPORT, ASSIST OR REFER ANY UNLICENSED EMPLOYEE TO PROVIDE, OR FOR THE PURPOSE OF PROVIDING, ESCORT SERVICES SHALL BE CRIMINALLY LIABLE PER SECTION 4-9-16(C). _____

I UNDERSTAND THAT ANY APPLICANT DENIED A SEXUALLY ORIENTED BUSINESS LICENSE OR EMPLOYEE LICENSE MAY APPEAL PURSUANT TO SECTION 4-2-11(A), PROVIDED SUCH REQUEST IS FILED WITHIN TEN (10) DAYS AFTER RECEIPT OF NOTICE OF DENIAL. _____

I UNDERSTAND THAT IT IS UNLAWFUL FOR ANY SEXUALLY ORIENTED BUSINESS TO:

ALLOW PERSONS UNDER THE AGE OF EIGHTEEN (18) YEARS, OR THE AGE OF TWENTY ONE (21) YEARS IF REQUIRED BY APPLICABLE LIQUOR ORDINANCE, ON THE BUSINESS PREMISES, EXCEPT THAT IN ADULT BUSINESSES, WHICH EXCLUDE MINORS FROM LESS THAN ALL OF THE BUSINESS PREMISES, MINORS SHALL NOT BE PERMITTED IN EXCLUDED AREAS

ALLOW, OFFER OR AGREE TO CONDUCT ANY ESCORT SERVICES WITH PERSONS UNDER THE AGE OF EIGHTEEN (18) YEARS; _____

ALLOW, OFFER OR AGREE TO ALLOW ANY ALCOHOL BEING STORED, USED OR CONSUMED ON OR IN THE BUSINESS PREMISES; _____

ALLOW THE OUTSIDE DOOR TO THE PREMISES TO BE LOCKED WHILE ANY CUSTOMER IS IN THE BUSINESS PREMISES; _____

ALLOW, OFFER OR AGREE TO GAMBLING ON THE BUSINESS PREMISES; _____

ALLOW, OFFER OR AGREE TO ANY EMPLOYEE OF A SEXUALLY ORIENTED BUSINESS TOUCHING ANY PATRON OR CUSTOMER; _____

ALLOW, OFFER OR AGREE TO ILLEGAL POSSESSION, USE, SALE OR DISTRIBUTION OF CONTROLLED SUBSTANCES ON THE BUSINESS PREMISES; _____

ALLOW SEXUALLY ORIENTED BUSINESS EMPLOYEES TO POSSESS, USE, SELL OR DISTRIBUTE CONTROLLED SUBSTANCES, WHILE ENGAGED IN THE ACTIVITIES OF THE BUSINESS; _____

ALLOW, OFFER OR AGREE TO COMMIT PROSTITUTION, SOLICITATION OF PROSTITUTION, SOLICITATION OF A MINOR OR COMMITTING ACTIVITIES HARMFUL TO A MINOR TO OCCUR ON THE BUSINESS PREMISES, OR IN THE EVENT OF AN ESCORT OR ESCORT SERVICES, THE ESCORT OR EMPLOYEE COMMITTING, OFFERING OR AGREEING TO COMMIT PROSTITUTION, ATTEMPTING TO COMMIT PROSTITUTION, SOLICITING PROSTITUTION, SOLICITING A MINOR, OR COMMITTING ACTIVITIES HARMFUL TO A MINOR; _____

ALLOW, OFFER, COMMIT OR AGREE TO ANY SPECIFIED SEXUAL ACTIVITY IN THE PRESENCE OF ANY CUSTOMER OR PATRON; _____

ALLOW, OFFER OR AGREE TO ALLOW A PATRON OR CUSTOMER TO COMMIT SPECIFIED SEXUAL ACTIVITIES IN THE PRESENCE OF AN EMPLOYEE OR ON THE BUSINESS PREMISES; _____

ALLOW, OFFER OR AGREE TO ANY EMPLOYEE OF A SEXUALLY ORIENTED BUSINESS APPEARING BEFORE ANY CUSTOMER OR PATRON IN A STATE OF NUDITY; _____

ALLOW, OFFER, OR AGREE TO COMMIT AN ACT OF LEWDNESS AS DEFINED IN SECTION 8-4-20 OF THIS CODE; OR NOT PERMIT THE POLICE DEPARTMENT OR OTHER PROPER CITY OFFICIAL TO HAVE ACCESS AT ALL TIMES TO ALL PREMISES LICENSED OR APPLYING FOR A LICENSE UNDER THIS CHAPTER, OR TO MAKE PERIODIC INSPECTION OF SAID BUSINESS PREMISES WHETHER THE OFFICER OR OFFICIAL IS IN UNIFORM OR PLAIN CLOTHES. _____

I UNDERSTAND THAT IT IS UNLAWFUL FOR ANY BUSINESS OR EMPLOYEE PROVIDING ESCORT SERVICES CONTRACTED FOR OR PROVIDED IN PARK CITY, TO FAIL TO COMPLY WITH THE FOLLOWING REQUIREMENTS:

ALL BUSINESSES LICENSED TO PROVIDE ESCORT SERVICES SHALL PROVIDE TO EACH PATRON A WRITTEN CONTRACT IN RECEIPT OF CONSIDERATION FOR SERVICES. THE CONTRACT SHALL CLEARLY STATE THE TYPE OF SERVICES TO BE PERFORMED, THE LENGTH OF TIME SUCH SERVICES SHALL BE PERFORMED, THE TOTAL AMOUNT SUCH SERVICES SHALL COST THE PATRON, AND ANY SPECIAL TERMS OR CONDITIONS RELATING TO THE SERVICES TO BE PERFORMED. THE CONTRACT NEED NOT INCLUDE THE NAME OF THE PATRON. THE BUSINESS OPERATOR SHALL KEEP AND MAINTAIN A COPY OF EACH WRITTEN CONTRACT ENTERED INTO PURSUANT TO THIS SECTION FOR A PERIOD NOT LESS THAN ONE YEAR FROM THE DATE OF PROVISION OF SERVICES. THE CONTRACTS SHALL BE NUMBERED AND ENTERED INTO A REGISTER LISTING THE CONTRACT NUMBER, DATE, NAMES OF ALL EMPLOYEES INVOLVED IN THE CONTRACT AND PECUNIARY COMPENSATION PAID. _____

ALL ESCORT SERVICES LICENSED SHALL MAINTAIN AN OPEN OFFICE AT WHICH AT LEAST ONE RESPONSIBLE EMPLOYEE CONDUCTS THE AFFAIRS OF THE BUSINESS AND ACTS AS MANAGER AND LICENSEE'S DESIGNATED AGENT AND MAY BE PERSONALLY CONTACTED DURING ALL HOURS ESCORTS ARE WORKING. THE ADDRESS AND PHONE NUMBER OF THE BUSINESS PREMISES SHALL APPEAR AND BE INCLUDED IN ALL PATRON CONTRACTS AND PUBLISHED ADVERTISEMENTS. _____

ESCORT SERVICES SHALL NOT ADVERTISE IN SUCH A MANNER THAT WOULD LEAD A REASONABLY PRUDENT PERSON TO CONCLUDE THAT SPECIFIED SEXUAL ACTIVITIES WOULD BE PERFORMED BY THE ESCORT. THE BUSINESS OPERATOR SHALL KEEP AND MAINTAIN COPIES OF ALL PUBLISHED ADVERTISEMENTS FOR A PERIOD NOT LESS THAN ONE YEAR FROM THE DATE OF PUBLISHING. _____

I DO KNOW AND UNDERSTAND THE STATE LAWS AND PARK CITY ORDINANCES GOVERNING "SEXUALLY ORIENTED BUSINESSES" AND UNDERSTAND THAT APPLICATION FOR A SEXUALLY ORIENTED BUSINESS EMPLOYEE LICENSE SHALL CONSTITUTE A WAIVER OF DISCLOSURE FOR A CRIMINAL BACKGROUND CHECK BY THE PARK CITY POLICE DEPARTMENT, THE UTAH BUREAU OF CRIMINAL IDENTIFICATION, AND THE FEDERAL BUREAU OF INVESTIGATION FOR THE PROPOSE OF ANY PROCEEDINGS INVOLVING THE EMPLOYEE LICENSE APPLICATION.

Signature of Applicant

Sworn and subscribed before me this _____ day of _____, in the year _____

Notary Public

My commission expires: _____

WAIVER OF CONFIDENTIALITY OF RECORDS

I, _____, having made application with Park City Municipal Corporation for issuance of a **Sexually Oriented Business Employee** license, hereby waive the benefit of any local, state or federal statute, rule, ordinance, regulation or other law prescribing the confidentiality of any records or documents, whether formal or informal, pending or closed, maintained by any public or private agency or organization as those records or documents pertain to residency, business location, business activities, education and/or training, employment, civil litigation, criminal litigation, law enforcement investigation, or business license denial or revocation of any jurisdiction.

I hereby authorize and request every public or private agency, organization, or person maintaining such records to furnish to the Park City Police Department and/or the Park City Licensing Office, or their agents or representatives, any information contained therein and to permit them to inspect and make copies of such records and documents.

I hereby release Park City Corporation, including but not limited to the Park City Police Department and the Park City Licensing Office, their employees, agents and representatives, and any agency, organization, or person furnishing them information from all liability arising out of any investigation concerning the aforementioned employee license application. I further agree that a copy of this waiver shall function as an original.

Date

Signature

Date

Witness Signature