

**Ordinance No. 2022-23**

**AN ORDINANCE AMENDING THE MUNICIPAL CODE OF PARK CITY TITLE 4 GENERAL LICENSING SECTION 4-1-1 DEFINITIONS; 4-2-13 OUTDOOR SALES; 4-2-4 USE OF PUBLIC PROPERTY; 4-3-2 SPECIFIC ADDITIONAL LICENSE APPLICATION REQUIREMENTS; 4-3-4 CODE COMPLIANCE INSPECTION; 4-5-1 REGULATION OF VENDING MACHINES AND MECHANICAL DEVICES; 4-5-3 REGULATION OF NIGHTLY RENTALS; 4-5-6 REGULATION OF FOOD TRUCK LOCATIONS; 4-6-4 SINGLE EVENT ALCOHOLIC BEVERAGE LICENSE; 4-7-5 UMBRELLA ORGANIZERS; 4-7-6 STATE TAX NUMBER; 4-8-5 BACKGROUND CHECK REQUIREMENT; 4-9-1 MOBILE VENDORS GENERAL; 4-9-3 MOBILE VENDORS CONDITIONS**

WHEREAS, in 2022, the Utah legislature enacted H.B. 146, expanding the definition of *Food Truck* to include food carts and ice cream trucks;

WHEREAS, in 2022, the Utah legislature enacted S.B. 176, changing the name of the *Department of Alcoholic Beverage Control* and increasing the number of allowable single event permits;

WHEREAS, the City Council finds that it is in the public interest to clarify and refine the written laws, regulations, and ordinances contained in Title 4 of the Municipal Licensing Code so that citizens can easily access information and;

WHEREAS, the City Council conducted a duly noticed public hearing on July 14, 2022.

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

**Section I: Approval of Amendments to Title 4.** Title 4, Licensing, is hereby amended as redlined in Exhibit A.

**Section II: Effective Date.** This Ordinance shall become effective upon publication.

**PASSED AND ADOPTED** this 14<sup>th</sup> day of July, 2022.

PARK CITY MUNICIPAL CORPORATION

DocuSigned by:  
*Nann Worel*  
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Mayor Nann Worel

Attest:

DocuSigned by:  
*Michelle Kellogg*  
E5F905BB533F431... 

Michelle Kellogg, City Recorder

Approved as to form:

DocuSigned by:  
*Margaret Plane*  
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City Attorney's Office

#### **4-1-1 Definitions**

**BEDROOM.** Each room in a hotel, motel, lodge, condominium project, single family residence, fractional ownership or timeshare project, ~~condominium project, single family residence,~~ or other Nightly Lodging Facility that is intended primarily for the temporary use of transient guests for sleeping purposes.

**COMMERCIAL VEHICLES AND TRAILERS & CONSULTANT LICENSE.** Motor vehicles used for a Business's normal activities, but not used to transport people to, from, and within Park City for a Fare. Such vehicles include but are not limited to vehicles used for deliveries, cleaning or consulting, commercial hauling, and snow removal services, as well as cargo rental vehicles, concrete trucks, and dump trucks.

**DABSC.** The Utah Department of Alcoholic Beverage ~~Control~~Services.

**MOBILE VENDOR.** One who sells non-food goods such as~~feed,~~ flowers, agricultural products, ~~ice cream, candy, popcorn, or other goods~~ or merchandise from push carts, mobile wagons, or motor vehicles ~~and has a franchise to sell items in the Right of Way.~~ Mobile Vendors do not include Food Truck Operators.

**SQUARE FOOTAGE.** The aggregate number of square feet of area within a Place of Business that is used by a licensee Engaging in Business.

**UNIT.** Any separately rented portion of a hotel, motel, condominium, apartment building, single family residence, duplex, triplex, or other residential dwelling without limitation.

**UNSOLICITED DELIVERY.** The delivery of any unsolicited newspaper or publication, sample product, or advertising material. Unsolicited newspapers or publications, sample products, or advertising material shall include, but not be limited to, handbills describing or offering goods or services for sale, any goods or products that were not previously ordered by the homeowner or occupant, any newspaper or publication delivered without a subscription by the owner or occupant, and any coupons or rebate offers for goods and services.

#### **4-2-13 Outdoor Sales**

Sidewalk Sale permits are not issued during Special Events. However, the Finance Department may grant a license to regularly licensed retail and service based Park City businesses, per the Land Management Code, to hold outdoor sales five (5) times a year for a duration of no longer than three (3) days for each outdoor sale, and additionally for up to fifteen (15) individual Sundays per calendar year, either within the Business's own

property or on public sidewalks or streets adjoining the Place of Business on the following terms:

#### **4-2-4 Use Of Public Property**

The City Council may grant specific temporary licenses to applicants to sell food, alcoholic beverages, or merchandise in City parks or at other locations on public property. In granting these temporary licenses, preferences shall be given to Non-Profit Corporations and civic groups before profit-making businesses ~~are licensed to conduct a temporary Business~~ within the parks or on other City property. Such licenses shall be issued only after the appropriate City department approves the temporary license and the City executes a concessions or franchise contract with the temporary licensee.

#### **4-3-2 Specific Additional License Application Requirements**

- A. **Alcoholic Beverages.** Applications for all alcoholic beverage licenses must include the following additional information:
1. The street address of the Place of Business;
  - ~~2. A Background Check Certificate obtained from the Utah Bureau of Criminal Identification and issued no earlier than one year before the date of application;~~
  - ~~3.2.~~ Proof that the applicant has complied with the requirements specified in the Alcoholic Beverage Control Act;
  - ~~4.3.~~ The location of any other alcoholic beverage licenses held by the applicant;
  - ~~5.4.~~ The name and Utah address for the Business's agent for service of process;
  - ~~6.5.~~ A signature by the applicant stating under oath that the facts contained therein are true; and
  6. If the applicant is a partnership, association, corporation, or limited liability company the applicant shall include a certificate of existence, a copy of the articles of incorporation or the written partnership agreement, and the name, street and mailing address, age, citizenship, ~~and Background Check Certificate from the Utah Bureau of Criminal Identification~~ for each officer, partner, or director.
  7. ~~An affirmation indicating each officer, partner, or director meets the licensee qualifications set forth in the statutes of Utah and this Title.~~
- B. **Single Event Temporary Liquor License.** Applications for a Single Event Temporary Liquor License must include the following additional information:
1. The street address of the Place of Business;
  - ~~2. A notarized and detailed statement by the applicant certifying their criminal history;~~
  - ~~2. Proof that the applicant has complied with the requirements specified in the Alcoholic Beverage Control Act;~~

3. The location of any other alcoholic beverage licenses held by the applicant;
4. The name and Utah address for the Business's agent for service of process;
5. A signature by the applicant stating under oath that the facts contained therein are true;
6. A certificate of existence, or a copy of the articles of incorporation, or the written partnership agreement, or other applicable documentation showing the entity has been in existence for at least one (1) calendar year prior to the date of application;
7. The name, contact information, and/or any other information needed by the City to verify each officer, partner, or director meets the requirements set forth in the statutes of Utah and this Title; and
8. An affirmation indicating each officer, partner, or director meets the licensee qualifications set forth in the statutes of Utah and this Title.
9. Within the HCB and HRC Districts, A Single Event Temporary Liquor Permit may only be issued for those Vibrant locations within the HCB and HRC Districts that are Vibrant as Defined in Section 4-2-15.

C. **Nightly Rentals.** All ~~new and renewal~~ applications for nightly rentals must first pass a Business License Inspection from the Building Department and must also contain the following information:

1. Owner's name;
2. Legal address including unit number of each Unit;
3. The name, address, and telephone number of a local responsible party who is available by telephone twenty-four (24) hours per day;
4. Utah State Tax ID number; and
5. Supplements to the application ~~and cover letter~~ with any information that changes.

#### **4-3-4 Code Compliance Inspection**

A. **INSPECTIONS FOR CODE COMPLIANCE.** ~~Prior to applying for a license under this Title for a~~ A new Business not previously licensed at ~~that a~~ location, or an existing Business with a change of Square Footage, use, or location, ~~the applicant~~ shall be required to have the prospective Place of Business inspected ~~prior to application~~ by the Building Department, and if necessary, other government agencies to ensure compliance with building, fire, municipal, and health codes. ~~Except if the Business is a Conventional Chain Business located within a Storefront Property in the HRC or HCB Districts, the applicant may apply without an Inspection, but must provide a~~ A copy of the Business License inspection report showing passed ~~prior to the License being~~ must be provided prior to the License being issued.

- B. **NOTICE OF INFRACTION.** No license can be ~~applied for~~issued until the required inspection reveals that the prospective Place of Business is in substantial compliance with the building, fire, and health codes. If during the inspection process any code infractions are found, corrections shall be made and a re-inspection scheduled within a reasonable period as identified by the inspector or Chief Building Official not to exceed thirty (30) calendar days.

#### **4-5 Regulation Of Specific Businesses**

##### **4-5-1 Repealed by Ord. 2022-24 on 7/14/2022**

##### **4-5-1 Regulation Of Vending Machines And Mechanical Devices**

~~It shall be unlawful to install, or permit to be installed, any kind of mechanical device operated by coin, token, or currency, which sells goods, merchandise, food, beverages, candy, or entertainment services without first having paid the applicable fee on that mechanical device. Further, it shall be unlawful for any Person to permit a machine to be placed on or within his/her premises or Place of Business any such mechanical device on which the fee has not been paid.~~

##### **4-5-3 Regulation Of Nightly Rentals**

All nightly rental Units must be inspected by the Building Department and issued a license before being offered for rent.

- A. **LICENSEE.** The licensee for rentals under this Section shall be the owner. The local representative shall be deemed the responsible party.
- B. **MANAGEMENT STANDARDS.** The authorized lodging must be properly managed. As a condition to holding a valid license, the licensee agrees to provide or arrange for adequate property management services. In the event an owner's association exists, it shall be responsible for property maintenance. In the event an owner agrees to be responsible for property maintenance, the licensee must present a statement to that effect signed by the owner. The minimum services and management regulations required include:
1. Snow removal during winter months to a level that allows safe access to the building over the normal pedestrian access to the Unit;
  2. Snow removal service to off-street parking facilities associated with the rental property so that off-street parking is at all times available for occupant use;
  3. Summer yard maintenance, including landscaping, weed control, and irrigation to a level that is consistent with the level of landscaping and maintenance on adjoining and nearby properties;
  4. Structural maintenance to preserve substantial code compliance as described herein is required;
  5. Routine upkeep, including painting and repair to a level that is consistent with the level of maintenance on adjoining or nearby properties;

6. Trash collection which ensures that trash cans are not left at the curb for any period in excess of twenty-four (24) hours; the property must be kept free from accumulated garbage and refuse;
7. Housekeeping service as a part of hotel or property management company included in property management license;
8. On-street parking for nightly rental uses shall not result in an obstruction to traffic and pedestrian circulation or public safety;
9. No outdoor display of goods and merchandise shall be permitted as part of any nightly rental use;
10. Unless expressly permitted under the Municipal Sign Code, no signs will be permitted for nightly rental uses;
11. Nightly rentals may not be used for commercial uses not otherwise permitted in the zone. Nightly rentals may not be converted to Corporate Sponsor or Business houses which are used primarily to distribute retail products or personal services to invitees for marketing or similar purposes, regardless of whether such products or services are charged for. A Corporate Sponsor is any Business enterprise or combination of Business enterprises which provide funding for any special event in the amount of fifty percent (50%) or more of the funds necessary to promote the event or account for fifty percent (50%) or more of the event operating expenditure budget.

C. **NOISE AND OCCUPANCY CONTROL.** The licensee and the owner of rentals under this Section are responsible for regulating the occupancy of the Unit and noise created by the occupants of the Unit. Violation of the Noise Ordinance, violation of occupancy loads, failure to use designated off-street parking, illegal conduct, or any other abuse, which violates any law regarding use or occupancy of the premises, is grounds for revocation. Failure to collect and deposit sales tax is also a violation of the license and grounds for revocation.

D. **REVIEW CRITERIA.** In determining whether or not a Business license for rental authorized under this Section shall be issued, the application shall be reviewed to see if, in addition to standards and conditions applicable to issuance of all Business licenses, the following conditions and standards are met:

1. The Unit is located within a zone and subzone designated as allowing rentals for the period which the license is applied for;
2. The access to the rental Unit and the layout of the Unit is such that noise and physical trespass from the proposed rental Unit is not likely to be a substantial intrusion to the adjoining properties. If the proposed rental Unit is a single family home or duplex and shares an access, hallway, common wall, or driveway with another dwelling, written consent of the owner of the other dwelling is required;
3. The applicant must designate a responsible party. The responsible party must be a property management company, realtor, lawyer, owner, or other individual, who resides within a 1-hour drive of the property, or, in the case of a company, has offices in Summit County. The responsible party is personally liable for the failure to properly manage the rental. The

responsible party must be available by telephone, or otherwise, twenty-four (24) hours per day, and must be able to respond to telephone inquiries within twenty (20) minutes of receipt of such inquiries. The responsible party is also designated as the agent for receiving all official communications under this Title from Park City. If the licensee is a property management company or individual other than the owner, such company or individual must comply with applicable state law, including the Securities Division Real Estate Division in the Utah Code, as amended, which requires those who receive valuable consideration to lease property to have a state license;

4. The application must bear a sales tax ~~collection and accounting~~ number for the rental operation. This number may be the sales tax ~~accounting~~ number used by the property management company responsible for that Unit, or may be specific to the Unit, but no license will be effective until the sales tax number is provided.

#### **4-5-6 Regulation Of Food Trucks Locations**

**A licensed Food Truck must be properly managed in an approved Food Truck Location. The applicant shall ensure that a Food Truck Location is operated in a manner consistent with the following:**

**A. Location and Site Requirements. Food Trucks must be properly licensed and may only operate at approved Food Truck Locations.**

1. Size and location of the Site shall be located within a zone designated as allowing Food Truck Locations; ~~and~~
2. Food Truck(s) must not be located within ten feet (10') of the extension of any building entranceway, doorway, or emergency egress; ~~and~~
3. Food Truck(s) shall not operate within the right-of-way unless a franchise agreement has been granted; ~~and~~
4. On lots less than one-half (1/2) acre, no more than one (1) Food Truck is allowed to operate; ~~and~~

**~~B. Site Requirements~~**

- ~~1.5. \_\_\_\_\_ Food Truck(s) and/or patrons must not impede safe movement of vehicular and pedestrian traffic, snow removal, parking lot circulation or access to any public alley, access easement, or sidewalks and pathways; and~~
- ~~2.6. \_\_\_\_\_ Food Truck(s) shall be sited on an approved hard-surfaced area; and~~
- ~~3. Signs and lighting shall be affixed to the Food Truck. Signs shall comply with Title 12 Sign Code and lighting shall comply with LMC 15-5-5(J) Lighting.~~
- ~~4.7. \_\_\_\_\_ Food Truck(s) shall not have a drive-through; and~~
- ~~5.8. \_\_\_\_\_ Shall provide trash and recycling pickup areas and shall identify the location of restroom facilities; and~~

6.9. Food Truck Locations may not occupy code required parking areas for previously approved Development Activity, except for public parking areas approved by a concession contract by City Council in the Historic Commercial Business District.

**B. Sales Within the Public Right-of-Way and Franchise Agreements.**

1. In order to control vending within any public right-of-way in Park City, only those Food Trucks who have obtained the grant of a franchise from the City or under a permitted Special Event may operate within the public right-of-way. Absent all proper permitting, vending within any public right-of-way is strictly prohibited.
2. The City, in its sole discretion, may determine the number of franchises to award based upon public necessity, demand of service, pedestrian and vehicular traffic compatibility, competition, and public safety. Any violation of the franchise agreement is grounds for voiding the franchise agreement, in addition to any other remedy at law.

**C. Operation Requirements.** Unless a franchise agreement or permit specifies operation requirements for a specific Food Truck different from the requirements in this section, Food Truck(s) must be operated in a manner consistent with the following:

1. Food Truck(s) may not park in one location for more than twelve (12) hours during any twenty-four (24) hour period; ~~and~~
2. Food Truck(s) in Commercial Zoning Districts shall operate no later than 2:00 a.m.;
3. Food Truck(s) in Residential Zoning Districts shall operate no later than 10:00 p.m.;
4. Amplified music or noise is not permitted; ~~and~~
5. If proposed, there shall be a designated plan for the control of delivery and service vehicles, delivery of supplies, loading and unloading zones; ~~and~~
6. Food Truck(s) shall be occupied by the owner or operator at all times; ~~and~~
7. Food Truck Locations within 500 feet of a Level Four and/or Level Five Special Event area may have Conditions of Approval restricting operation during a Special Event period.;
8. Signs and lighting shall be affixed to the Food Truck(s). Signs shall comply with Title 12 Sign Code and lighting shall comply and LMC 15-5-5(J) Lighting; and
9. Food Trucks may only operate on property that has been issued a Food Truck Conditional Use Permit under Title 15, Land Management Code. Food Trucks may only operate on private property with the express prior written permission of a person with authority to act on behalf of the property owner. The written permission shall include any restrictions such as specific location on the property, hours of operation, limitations on employee and/or public sales, etc. Food Trucks are prohibited on City property except as authorized in writing by the City on City-owned property for which a Food Truck Conditional Use Permit under Title 15,

Land Management Code, has been issued. The Food Truck, while operating, shall produce the written permission upon request of an authorized City official.

**D. Homemade Food Producer**

7. Those producing homemade food or homemade food products pursuant to the Home Consumption and Homemade Food Act are required to obtain a Business license pursuant to this Title but may be exempt from health department approval required in Subsection A so long as the producer meets the requirements outlined in Utah Code Ann. 4-5a-101 et seq., as amended.

**4-6-4 Single Event Alcoholic Beverage License**

A. **Single Event Alcoholic Beverage License Required.** It shall be unlawful for any Person to sell or serve alcohol at any event within the City without first procuring a Single Event Alcoholic Beverage License as required by this Title.

1. No alcoholic beverages may be served at any event(s) at which natural Person(s) or entities (including, but not limited to corporations, partnerships, unincorporated associations, or joint ventures) will be Engaging In Business unless a Single Event Alcoholic Beverage License is secured prior to the event. A City issued Single Event Alcoholic Beverage License is required if Engaging In Business at an event, even if a State Department of Alcoholic Beverage ~~Control~~-Sevices license is not required.
2. In addition to the City license, a State Temporary Beer Event Permit, or Single Event Permit shall be required for all sales of beer or liquor at any event. No license may be transferred, assigned, or subleased in any manner. Licenses are invalidated by transfer or attempted transfer. All licensees shall comply with the provisions of the Alcoholic Beverage Control Act and this Title.
3. A Single Event Alcoholic Beverage License shall grant a bona fide association, corporation, church, or political organization, or a recognized lodge, chapter, or other local unit that is conducting a convention, civic, or community enterprise the privilege to store, sell, serve, and consume alcoholic beverages in accordance with (i) an applicant's State liquor license or (ii) in case of Business activity where a State liquor license is not required.
4. The privileges granted by this license shall be limited by the type of temporary license or permit the applicant obtains from the State as follows:
  - a. Where an applicant obtains a State Temporary Beer Event Permit, this license shall carry the privileges and responsibilities granted State Temporary Beer Event Permit holders and shall authorize the storage, sale, service, and consumption of beer for a period not to

exceed thirty (30) days. A State Temporary Beer Event Permit may authorize multiple sales outlets on different properties under one State Temporary Beer Event Permit. No Person, entity, or association shall in any one (1) calendar year operate under a Single Event Alcoholic Beverage License for more than a total of ninety (90) days; or

- b. Where an applicant obtains a State Single Event Permit, this license shall carry the privileges and responsibilities granted State Single Event Permit holders and shall authorize for a period not to exceed one-hundred and twenty (120) consecutive hours or five (5) consecutive days the storage, sale, service, and consumption of liquor. In any one (1) calendar year an applicant may not obtain more than: four single event permits if one or more of the single event permits is a 120 hour single event permit; or 24 single event permits if each of the single event permits issued is a 72 hour single event permit. In any one (1) calendar year an applicant may obtain up to twelve (12) licenses provided that all such licenses in the calendar year are for seventy two (72) hours or fewer. If any license issued to an applicant within one (1) calendar year exceeds seventy two (72) hours, applicant may obtain no more than four (4) Single Event liquor licenses for that one (1) calendar year.

5. Unless otherwise provided for in this Title, Single Event Alcoholic Beverage Licenses shall be valid only if a licensee has received a State liquor license from the Utah Alcoholic Beverage Control Commission for the same event. All licensees must notify the Finance Manager or his/her designee immediately if their State license is denied, revoked, or suspended for any reason. In the event an applicant is not required to obtain a State Temporary Beer Event Permit or State Single Event Permit, the privileges granted by a Single Event Alcoholic Beverage License shall be contingent upon the type of alcoholic beverages to be served at the event as established by the Single Event Alcoholic Beverage License application. Applicants serving only beer at an event shall receive the privileges and shall be subject to the limitations described in (4)(a) above. Applicants serving any liquor at an event shall receive the privileges and shall be subject to the limitations described in (4)(b) above.
6. Subject to the limitations set forth in (4)(a) and (4)(b), a Single Event Alcoholic Beverage License shall authorize the storage, sale, service, and consumption of alcoholic beverages in conjunction with a Special Event, convention, civic or community event and pursuant to the Utah Alcoholic Beverage Control Act and the ordinances of Park City.
7. No Person under the age of twenty-one (21) shall sell or serve alcohol under a Single Event Alcoholic Beverage License.

- B. **Single Event Alcoholic Beverage License Application.** Applications for a Single Event Alcoholic Beverage License shall be made on behalf of a bona fide association, corporation, church, or political organization, or a recognized lodge, chapter, or other local unit, in writing, to the Finance Manager or his/her designee

and include the information as required in this Title. Applications may take up to ten (10) business days to process. As provided by this Title, applicants may not store, sell, serve, or otherwise facilitate the consumption of alcoholic beverages by others until applicant has procured a license as required by this Chapter and, if required, a State issued license.

- C. **Single Event Alcoholic Beverage License Fee.** The liquor License Fee shall be set by resolution as listed in the Business License Fee Schedule for all Single Event Alcoholic Beverage Licenses. The License Fees shall be used by the City to defray, in part, the costs of alcohol related enforcement and responding to alcohol related offenses within Park City. This License Fee ~~may~~ shall be waived by the Finance Manager or his/her designee for Single Event Licenses issued to Persons participating in community sponsored events, or in events sponsored by or for the benefit of Non-Profit Corporation, or civic, religious, or charitable organizations.

#### **4-7-5 Umbrella Organizers**

For Type 1 and 2 convention sales licenses, if multiple vendors are sharing a space, an umbrella organizer may obtain a convention sales license for the entire space as long as each individual vendor provides an individual tax identification number. The umbrella organizer will be charged a License Fee and, if applicable, the required trash payment fee for the umbrella license as well as a fee for each vendor listed on the application. All vendors included in the umbrella license must be located under one physical address. The umbrella organizer is also responsible for having an appropriate Business license.

#### **4-7-6 State Tax Number**

The applicant must provide an individual Utah sales tax identification number if sales transactions are taking place, federal tax identification numbers if only promotion or Gifting is taking place, as part of the license application to assist in verifying the collection and reporting of sales tax.

#### **4-8-5 Background Check Requirement**

1. Before a For-Hire Ground Transportation Business allows an individual to provide For-Hire Ground Transportation services or drive a For-Hire Ground Transportation Vehicle, the business shall obtain a criminal background check on the individual.
2. The criminal background check report or certificate shall be maintained by the business ~~for~~ a minimum of three (3) years.

#### **4-9-1 General**

It shall be unlawful to sell non-food goods such as~~food~~, flowers, agricultural products, ~~ice cream, candy, popcorn, or other goods~~ or merchandise from push carts, mobile

wagons, or motor vehicles on private or public property except as authorized and licensed under this Title and Title 15, Land Management Code.

#### **4-9-3 Terms And Conditions**

Licensed Mobile Vendors shall be subject to the following terms and conditions:

- ~~1. **Health Department Approval.** All Mobile Vendors serving food or garden produce for human consumption from any cart, wagon, or motor vehicle must have the means of preparing, keeping, and serving the foods approved by the Summit County Health Department. This approval, in writing, must be submitted as part of the license application. Withdrawal of Health Department approval for sanitary or health violations is grounds for revocation of the City license.~~
- ~~2.1. **Limitations On Locations.** If a franchise has been obtained from the City, Mobile Vendors vending from motor vehicles, which shall include any motorized means of conveyance that is required to be licensed by the State Division of Motor Vehicles shall be restricted in the Single Family Zone, the RD-MPD Zones within Park Meadows, all Historic Residential Zones (HR-1, HR-2, HRC, HRM), and Sullivan Lane, as designated on the Official Zoning Map of Park City. Mobile Vendors are prohibited from vending in locations included in any special event boundary. Mobile Vendors vending on City rights-of-way during construction or other situations creating a public health or safety concern may be prohibited by the City Engineer or Chief of Police. The City will inform any franchise holder of these limitations and the duration of their effect.~~
- ~~3.2. **Vendors Required To Move Location.** It shall be unlawful for any Mobile Vendor to obstruct pedestrian or vehicular traffic on streets or sidewalks. It shall also be unlawful for any Mobile Vendor to remain in a fixed location for more than one hour at a time. Mobile Vendors shall move a distance of at least fifty feet (50') from their prior location every hour during which they are Conducting Business. It shall be unlawful for any Mobile Vendor Engaging in Business in a location that impairs reasonable pedestrian or vehicular access to any adjoining building, alley, yard, or other property.~~
- ~~4.3. **Franchise Agreement.** The City, in its sole discretion, may determine the number of franchises to award based upon public necessity, demand of service, pedestrian and vehicular traffic compatibility, competition, and public safety. Any violation of the franchise agreement is grounds for **Business license revocation** voiding the franchise agreement, in addition to any other remedy at law.~~
- ~~5. **Food Truck Operator.** Food Trucks may only operate on property that has been issued a Food Truck Conditional Use Permit under Title 15, Land Management Code. Food Trucks may only operate on private property with the express prior written permission of a person with authority to act on behalf of the property owner. The written permission shall include any restrictions such as specific location on the property, hours of operation, limitations on employee and/or public sales, etc. Food Trucks are prohibited on City property except as authorized in writing by the City on City-owned property for which a Food Truck~~

~~Conditional Use Permit under Title 15, Land Management Code, has been issued. The Food Truck, while operating, shall produce the written permission upon request of an authorized City official.~~

- ~~6. **Homemade Food Producer.** Those producing homemade food or homemade food products pursuant to the Home Consumption and Homemade Food Act are required to obtain a Business license pursuant to this Title but may be exempt from health department approval required in Subsection A so long as the producer meets the requirements outlined in Utah Code Ann. 4-5a-1-1 et seq., as amended.~~