

Ordinance No. 2023-30

**AN ORDINANCE AMENDING LAND MANAGEMENT CODE SECTION 15-15-1
DEFINITIONS TO COMPLY WITH CHANGES TO STATE CODE**

WHEREAS, the Utah Legislature passed Senate Bill 174 *Local Land Use Development Revisions* modifying the Internal Accessory Dwelling Unit definition;

WHEREAS, the Utah Legislature passed House Bill 408 *Mobile Business Licensing Amendments* modifying the Food Truck definition;

WHEREAS, on May 10, 2023, the Planning Commission conducted a duly noticed public hearing and unanimously forwarded a positive recommendation on the proposed Land Management Code amendments to the City Council;

WHEREAS, on June 15, 2023, the City Council conducted a duly noticed public hearing on the proposed Land Management Code amendments.

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

SECTION 1. AMEND MUNICIPAL CODE OF PARK CITY TITLE 15 LAND MANAGEMENT CODE. The recitals are incorporated herein as Findings of Fact. Municipal Code of Park City Title 15 Land Management Code Section 15-15-1 *Definitions* is hereby amended as outlined in Attachment 1.

SECTION 2. EFFECTIVE DATE. This Ordinance shall be effective upon publication.

PASSED AND ADOPTED THIS 15th day of June, 2023.

PARK CITY MUNICIPAL CORPORATION

DocuSigned by:

Nann Worel

57775BCB46414F6...

Nann Worel, Mayor

Attest:



DocuSigned by:

Michelle Kellogg

E5F905BB533F431...

City Recorder

Approved as to form:

DocuSigned by:

MD Her

B7478B7734C7490...

City Attorney's Office

Attachment 1

1 **15-15-1 Definitions**

2

3 **FOOD TRUCK. As defined in Utah Code Section 11-56-102, as amended.**

4 "Food Truck" means:

5 A. ~~a fully encased food service establishment:~~

6 1. ~~on a motor vehicle or on a trailer that a motor vehicle pulls to transport; and~~

7 2. ~~from which a food truck vendor, standing within the frame of the vehicle,~~

8 ~~prepares, cooks, sells, or serves food or beverages for immediate human~~

9 ~~consumption; and~~

10 3. ~~does not include the sale of any products other than food and beverages for~~

11 ~~human consumption.~~

12 B. ~~a food cart; or~~

13 C. ~~an ice cream truck.~~

14 D. "Food cart" means a cart:

15 1. ~~that is not motorized; and~~

16 2. ~~that a vendor, standing outside the frame of the cart, uses to prepare, sell, or~~

17 ~~serve food or beverages for immediate human consumption.~~

18 E. "Ice cream truck" means a fully encased food service establishment:

19 1. ~~on a motor vehicle or on a trailer that a motor vehicle pulls to transport;~~

20 2. ~~from which a vendor, from within the frame of the vehicle, serves ice cream;~~

21 3. ~~that attracts patrons by traveling through a residential area and signaling the~~

22 ~~truck's presence in the area, including by playing music; and~~

23 4. ~~that may stop to serve ice cream at the signal of a patron.~~

24

25 **INTERNAL ACCESSORY DWELLING UNIT**. ~~An accessory dwelling unit created~~
26 ~~within the Building Footprint of a Single Family Dwelling that is occupied as the~~
27 ~~primary residence of the owner of record and for the purpose of offering a long-~~
28 ~~term rental of 30 consecutive days or longer.~~ As defined in Utah Code Section 10-
29 9a-511.5, as amended.

30