

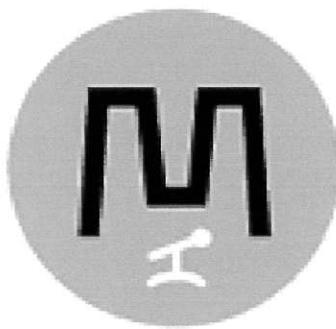
MURRAY
CITY COUNCIL

Council Meeting

6:30 p.m.

Call to Order

Pledge of Allegiance



MURRAY
CITY COUNCIL

Council Meeting Minutes

Murray City Municipal Council

Chambers

Murray City, Utah

The Murray City Municipal Council met on Tuesday, April 16, 2019 at 6:30 p.m. for a meeting held in the Murray City Center Council Chambers, 5025 South State Street, Murray, Utah.

Council Members in Attendance:

Dave Nicponski, Chair	District #1
Dale Cox, Vice Chair	District #2
Jim Brass	District #3
Diane Turner	District #4
Brett Hales	District #5

Others in Attendance:

Blair Camp	Mayor	Jan Lopez	Council Director
G.L. Critchfield	City Attorney	Jennifer Kennedy	City Recorder
Doug Hill	Chief Administrative Officer	Jennifer Heaps	Communications & Public Relations Director
Craig Burnett	Police Chief	Brenda Moore	Acting Finance Director
Danny Astill	Public Works Director	Jon Harris	Fire Chief
Matt Erkelens	Forestry Supervisor	Kim Sorensen	Parks & Recreation Director
Bruce Turner	Power Department Operations Manager	Melinda Greenwood	Community & Economic Development (CED) Director
Robert White	IT Director	Joe Goodman	Water Distribution Supervisor
Pattie Johnson	City Council	Mike Dykman	Administrative Assistant Chief
Citizens			

Opening Ceremonies

Call to Order – Mr. Nicponski called the meeting to order at 6:30 p.m.

Pledge of Allegiance – The Pledge of Allegiance was led by Michael Romero

Approval of Minutes

Council Meeting – March 19, 2019

MOTION: Mr. Hales moved to approve the minutes. The motion was SECONDED by Ms. Turner. Voice vote taken, all “ayes.”

Special Recognition

1. Murray City Council Resident Service Award to Thomas Richard Henry for outstanding community service.

Staff Presentation: Jim Brass, Councilmember

Mr. Brass spoke about Mr. Henry's many accomplishments and contributions to the community. He presented Mr. Henry with the Resident Service Award.

Mr. Henry said this award is very special to his heart and that no one person can do all this. He has had many friends who have been part of everything he has done.

2. Murray City Council Employee of the Month, Joe Goodman, Water Distribution Supervisor.

Staff Presentation: Brett Hales, Councilmember and Danny Astill, Public Works Director

Mr. Hales said the Council started the Employee of the Month Program because they felt it was important to recognize the City's employees. He presented Mr. Goodman with a certificate, a \$50 gift card and told him that his name would appear on the plaque located in the Council Chambers. He expressed his appreciation to Mr. Goodman for all he does for the City.

Mr. Astill spoke about the responsibilities of Mr. Goodman's job and the accomplishments he's had during his ten years with the city.

3. Consider a Joint Resolution of the Mayor and Municipal Council of Murray City, Utah declaring Friday, May 3, 2019 as Murray Arbor Day.

Mayor Camp read the Joint Resolution.

MOTION: Mr. Brass moved to adopt the Joint Resolution. The motion was SECONDED by Mr. Hales.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

Mayor Camp presented the Joint Resolution to Matt Erkelens, Forestry Supervisor
Mr. Erkelens thanked the City Council and Mayor.

Citizen Comments – Comments are limited to 3 minutes unless otherwise approved by the Council.

Alexander Teemsma – Murray City, Utah

Mr. Teemsma said he and his wife have been operating a short-term rental out of their property, through Airbnb, for the past ten months, but after the city received a complaint from one of their neighbors, they have been asked to discontinue. The Teemsma's received a letter and met with Mark Boren, where they learned they are in violation of an ordinance. They hope Murray City, with the support of its citizens, will revisit the ordinance. Until then, they will comply with the ordinance and stop running their short-term rental.

Public Hearings

Staff and sponsor presentations and public comment will be given prior to Council action on the following matter.

1. Consider an ordinance amending the City's Fiscal year 2018 – 2019 Budget.

Staff Presentation: Brenda Moore, Acting Finance Director/Controller

Ms. Moore explained this is an amendment to the budget for the current year. The city has received \$237,000 of additional revenue from things such as the Zoo, Arts, and Parks, reimbursements for equipment for firefighting in California, and various other grants. Those funds will be allocated to various areas in the General Funds that have had unexpected expenses. There is no financial impact to the city; the revenue coming in is offsetting the additional expenses that are going out.

Ms. Moore said the city has also received approximately \$344,000 worth of grants and direct reimbursements for firefighting.

Jimmy Johns Corporation is giving the city \$6,000 to help sponsor some Parks and Recreation programs.

The Division of Forestry and Fire is giving the city a grant for vegetation improvements along the Jordan River Parkway as well as a grant to the Police Department for overtime so they can help patrol the Jordan River Parkway.

Ms. Moore said another item in this amendment is to authorize the Director of Finance and Administration to transfer any amounts from the General Fund to the Capital Projects Fund at the end of the year if the General Fund's fund balance will be over the allowable state amount of 25%. She explained this is necessary in order to stay in compliance with the law.

Ms. Moore said in the Capital Projects fund, money is being authorized for Valley Communications which will pay 50% of the new fire stations alerting system. Money is also being transferred from the Capital Projects Fund to the Perpetual Care Fund for the

Cemetery Niche project.

It was determined that the Munis billing system should be paid for by the Enterprise Funds since they are the direct recipients and will be the ones using that system. Therefore, money is being put back into reserves from the Capital Projects Fund and the Enterprise Funds that will be using the Munis system will increase their budgets for system support and maintenance.

The public hearing was open for public comments. No comments were given, and the public hearing was closed.

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

Business Items

1. Consider a resolution providing notice of a pending land use ordinance to amend the provisions of the City's Sign Code, Chapter 17.48, dealing with off premises signs relating to electronic message centers and applicable definitions.

Staff Presentation: Melinda Greenwood, CED Director

Ms. Greenwood said this resolution would direct staff to go to the Planning Commission and work to make amendments in the city's land use code that would legislate electronic signs. The city has been working on the sign for the past year, but this portion has not been worked on yet. This resolution will allow staff to put a hold on any applications that would come in during the next 180 days while staff is working on and getting an amended ordinance passed.

MOTION: Ms. Turner moved to adopt the resolution. The motion was SECONDED by Mr. Brass.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye

Mr. Nicponski Aye

Motion passed 5-0

2. Consider a resolution declaring support for the Locally Preferred Alternative for the Midvalley Connector Bus Rapid Transit Project.

Staff Presentation: Melinda Greenwood, CED Director

Ms. Greenwood said in February 2019, representatives from the Utah Transit Authority (UTA) made a presentation to the city where they explained the process that UTA had recently gone through to determine a route for a Bus Rapid Transit (BRT). The Midvalley portion of the BRT will eventually go into Murray City, so UTA is asking the city to show its support by adopting a resolution.

MOTION: Mr. Hales moved to adopt the resolution. The motion was SECONDED by Mr. Cox.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

3. Consider a resolution approving a Cooperation Agreement between Murray City and the Utah Division of Forestry, Fire and State Lands for a grant for the removal of invasive species and habitat improvement along the Jordan River Canal.

Staff Presentation: Kim Sorensen, Parks and Recreation Director

Mr. Sorensen said this agreement is for a \$22,500 grant to assist the city in cleaning-up a six-acre parcel of land the city owns located north of 4500 South on the eastside of the Jordan River. The grant does not require any kind of match. They will plant native trees and plants that can be controlled better than the ones that are currently there.

Mr. Hales asked how they got this grant.

Mr. Sorensen replied it was money the State Legislature appropriated last year.

MOTION: Ms. Turner moved to adopt the resolution. The motion was SECONDED by Mr. Hales.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

4. Consider an ordinance amending Chapter 13.40.050 (D) of the Murray City Municipal Code changing fees in the Murray City Cemetery.

Staff Presentation: Kim Sorensen, Parks and Recreation Director

Mr. Sorensen said they are preparing to add niche space to the cemetery. They did a survey of other cemeteries and their niche costs. The results of the survey indicated the cemetery needs to increase fees to keep up with the market and to ensure enough revenue comes in to keep up with the costs of niches.

The fees being recommended for adjustment are:

- Disinterment – standard and monument: \$1,300 for resident and non-resident
- Re-burial to double depth: \$2,000 for resident and non-resident
- Lettering for the niche: \$200 for resident and non-resident
- Opening and Closing the niche: 100 for resident and non-resident
- Niche for cremains: \$800/resident and \$900/non-resident
- Opening and closing double-depth: \$750 for the first for residents

Mr. Sorensen noted that the Parks and Recreation Advisory Board gave this proposal a unanimous approval.

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

5. Consider an ordinance amending Chapter 15.24 of the Murray City Municipal Code related to the Fire Code.

Staff Presentation: Mike Dykman, Administrative Assistant Chief

Mr. Dykman said over the years, this ordinance has become quite cluttered and confusing with detail variances from the International Fire Code as well as the Building Code. The ordinance was well intended and appropriate, but the ordinance has become somewhat outdated and inconsistent with other codes and standards, including the International Building Code. These inconsistencies lead to confusion within the Building Department, project developers and in fact, they may have been out of compliance with codes and standards adopted by the State of Utah.

The proposed amendment to Chapter 15.24 of the Murray City Municipal Code is intended to eliminate inconsistency and confusion. The timing of this coincides with the adoption of the International Fire Code by the Utah State Fire Prevention Board as well as the Utah Legislature. Plus, the most recent adoption of the fire codes and standards that accompany it go into effect on July 1, 2019.

The proposed ordinance outlines a fee schedule for permits that are commonly granted by the Fire Department as well as defines violations and penalties for failure to comply with the ordinance that are in line with State Law. The proposed ordinance also provides for an appeal process.

MOTION: Mr. Cox moved to adopt the ordinance. The motion was SECONDED by Mr. Hales.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

6. Consider a resolution of the Murray City Municipal Council approving the selection of HBME, LLC as the independent audit firm to provide auditing services and authorizing the execution of an agreement between the City and HBME, LLC.

Staff Presentation: Janet Lopez, Council Director

Ms. Lopez said the city recently did a request for proposal for an independent finance audit service. Seven proposals were received and reviewed by a committee based on their experience, qualifications of staff, scope of work, references, and costs. The company that was selected was HBME. The agreement is for three years with the option to extend for an additional two years.

MOTION: Mr. Hales moved to adopt the resolution. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Mr. Cox	Aye
Mr. Brass	Aye
Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 5-0

Mayor's Report and Questions

Mayor Camp reported on the following items:

- The Senior Recreations Center held a symposium last week to help seniors recognize and avoid fraud. They had about 75 participants.
- Approximately 500 responses have been received to the Parks and Recreation Master Plan survey.
- The Park Center will be closed this Sunday for Easter and starting May 1, it will be closed every Sunday as part of their regular summer hours.

Adjournment

The meeting was adjourned at 7:17 p.m.

Jennifer Kennedy, City Recorder

Murray City Municipal Council

Chambers

Murray City, Utah

The Murray City Municipal Council met on Tuesday, May 7, 2019 at 6:30 p.m. for a meeting held in the Murray City Center Council Chambers, 5025 South State Street, Murray, Utah.

Council Members in Attendance:

Dave Nicponski, Chair	District #1
Dale Cox, Vice Chair – Excused	District #2
Jim Brass – Excused	District #3
Diane Turner	District #4
Brett Hales	District #5

Others in Attendance:

Blair Camp	Mayor	Jan Lopez	Council Director
G.L. Critchfield	City Attorney	Jennifer Kennedy	City Recorder
Doug Hill	Chief Administrative Officer	Jennifer Heaps	Communications & Public Relations Director
Craig Burnett	Police Chief	Brenda Moore	Controller/Acting Finance Director
Danny Hansen	IT	Jon Harris	Fire Chief
Robert White	IT Director	Kim Sorensen	Parks & Recreation Director
		Jim McNulty	Community & Economic Development (CED) Manager
Scouts		Citizens	

Opening Ceremonies

Call to Order – Mr. Nicponski called the meeting to order at 6:30 p.m.

Pledge of Allegiance – The Pledge of Allegiance was led by Jim McNulty, CED Manager

Approval of Minutes

Council Meeting – April 2, 2019

MOTION: Mr. Hales moved to approve the minutes. The motion was SECONDED by Ms. Turner. Voice vote taken, all “ayes.”

Citizen Comments – Comments are limited to 3 minutes unless otherwise approved by the Council.

Jack Pate – Murray City, Utah

Mr. Pate has an office at 36 West Fireclay Avenue. He said there are a lot of apartment buildings and parking problems by his office. He requested the city do some parking regulation, which they did. The city installed two hour parking signs which are being ignored. Mr. Pate was told that the city did not have the resources to patrol for parking issues, so he watched for parking issues to report to the police. When he called to report the information he collected to the police department, he was told the City Prosecutor has forbidden the police to ticket parked cars.

Mr. Pate said Murray has an excellent reputation, but they do need to have some type of parking enforcement.

Adam Thompson – Murray City, Utah

Mr. Thompson asked where the Mayor and City Council stand on the plastic bag ordinance discussion that is coming up on May 14, 2019. He feels this issue will have unintended consequences. He is wondering why the flyer that was handed out advertising the meeting only addressed one side of this issue and tries to push people towards banning plastic bags.

Mr. Thompson said banning plastic bags can actually increase litter in the city, not decrease it. Creating alternative bags leaves a higher carbon footprint than creating a plastic bag does and sustainable bags have to be used 143 times to get the same output as a plastic bag. He doesn't think this decision is as simple as, what he sees as, Murray sending a signal out that they are better than other communities. He thinks the cost of banning plastic bags far outweighs the benefits of banning them.

Senator Kathleen Riebe – Senate District 8

Senator Riebe said the budget was interesting this year because of the restructuring of the tax plan. They thought they had a lot of money going into the session but found out they didn't have as much money coming out of the session and during the session there was a bill that was going to change the tax structure that fell apart. The Tax Task Force has been created and will start working soon.

Senator Riebe said the thought was to have services taxed, but there was a lot of pushback from the community. They are now going to go back and see if they can come up with a better plan for that. She knows that Murray is dramatically impacted by point of sales tax and she was very cognizant of that during the session. She works hard with the League of Cities and Towns to ensure no city is negatively impacted by any tax changes.

Public Hearings

Staff and sponsor presentations and public comment will be given prior to Council action on the following matters.

1. Consider an ordinance relating to land use; amends the Zoning Map for the property located at 1104 West Winchester Street, Murray City, Utah from the O-S (Open Space) Zoning District to the R-1-6 (Single-Family Medium Density Residential) Zoning District. Applicant: Think Architecture

Staff Presentation: Jim McNulty, CED Manager

(See Attachment 1 for slides used during this presentation)

Mr. McNulty said this property is 2.19 acres and is currently zoned open space. He showed an aerial view of the site and noted that the property backs up to the city's golf course.

Mr. McNulty said the rezoning of this property to R-1-6 is supported by the Future Land Use Map designation and will not have negative impacts to the surrounding properties infrastructure or utilities. The requested rezoning has been carefully considered based on the characteristics of the site and surrounding area and the policies and objectives of the 2017 Murray City General Plan. Both staff and the Planning Commission have recommended approval of this proposal. Mr. McNulty noted that the Planning Commission's vote was unanimous in favor of the zoning amendment.

Ken Olson – Applicant

Mr. Olson introduced himself as the owner of the property and asked the Council if they had any questions for him. No questions were asked.

Mr. Hales asked Mr. McNulty how many homes would be allowed or could fit on this property.

Mr. McNulty replied a maximum of 10 – 12 homes could fit on this property.

The public hearing was open for public comments.

Kate Sturgeon – Murray City, Utah

Ms. Sturgeon asked the City Council to think carefully about this decision. It's 10 – 12 homes next to the golf course, but they are not making land or greenspace anymore and once it's gone, it's gone. She asked if this is the best use for this property. She asked the Council to also consider how congested this area is becoming.

Scott Haupt – Murray City, Utah

Mr. Haupt would like to see this property stay the same rather than to see homes built on it. There is no additional land here in Murray and he thinks if the city could purchase the property it could be used for a dog park or a pickle ball court.

Scott McGavin – Murray City, Utah

Mr. McGavin said he is one of the owners of the property. He said he has had several meetings with Dave Carruth, who manages the maintenance at the golf course, because people use his property on Winchester Street to get through to the city's property and

steel things from the golf course maintenance shed. Mr. McGavin has photos of someone who has been on his property that he has turned over to the police. People have been living in the house that is on the property and it has been a nightmare for the Murray Police Department. He believes putting homes on that property would be an upgrade to the neighborhood.

Mr. Nicponski closed the public hearing.

Mr. Hales said he knows the city doesn't own this property, but that they tried to purchase that property in the past. He wanted to know why the city never purchased this property.

Mayor Camp replied the Turpin's, who owned that property for many years, were unwilling to sell it to the city.

MOTION: Ms. Turner moved to adopt the ordinance. The motion was SECONDED by Mr. Hales.

Council roll call vote:

Ms. Turner	Aye
Mr. Hales	Aye
Mr. Nicponski	Aye

Motion passed 3-0

2. Consider a resolution approving a waiver of rent to the Boys and Girls Club of Greater Salt Lake.

Staff Presentation: G.L. Critchfield, City Attorney

Mr. Critchfield said the Council has been provided with a proposed resolution and a proposed lease agreement between the city and the Boys and Girls Club. Sometime ago, the city purchased, what was formally Creekside High School. That was purchased subject to two tenants who had leases with the school district, so the city took over those leases. Now the city is looking to change those leases. When the city purchased that property, the intent was not to be a landlord, but the property came available at a good time. KidsEat has given the city notice that they are going to vacate, so this lease will only be with the Boys and Girls Club.

The city has proposed to waive the rent for the Boys and Girls Club if they maintain the building and the grounds and they are amenable to that. This is a non-profit organization receiving a gift which requires the City Council's approval.

The public hearing was open for public comments. No comments were given, and the public hearing was closed.

Ms. Turner asked what the value of the gift would be.

Mr. Critchfield replied at the time the city purchased the building, they were renting it for \$1,000 a month or about \$0.80 a square foot, which he believes is below market rate. He thinks the current market rate is between \$1.25 or \$1.50 per square foot.

Mr. Hales asked how long the lease agreement would be for.

Mr. Critchfield replied the time period is not filled in on the agreement. There has been talk and the thought was to have the lease for two years at the most.

MOTION: Mr. Hales moved to adopt the resolution adding the lease agreement would be for no more than two years. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Ms. Turner Aye
Mr. Hales Aye
Mr. Nicponski Aye

Motion passed 3-0

Business Items

1. Consider a resolution adopting the Tentative Budget, as amended, for the Fiscal Year beginning July 1, 2019 and ending June 30, 2020 and scheduling a hearing to receive public comment before the final budget is adopted.

Staff Presentation: Brenda Moore, Controller/Acting Finance Director

Ms. Moore said her staff has made the adjustments that were requested. They added \$30,000 to help a department within the General Fund pay for a clean vehicle. They also increased the sidewalks allocation by \$100,000 and made some small technical changes that were overlooked in the previous budget.

MOTION: Mr. Hales moved to adopt the resolution. The motion was SECONDED by Ms. Turner.

Council roll call vote:

Ms. Turner Aye
Mr. Hales Aye
Mr. Nicponski Aye

Motion passed 3-0

2. Consider a resolution approving the Murray Central Station Small Area Plan. This item was postponed to a June meeting.

Mayor's Report and Questions

Mayor Camp went over the following items:

- The Parks and Recreation Master Plan Survey will close this week. They have had over 1,200, almost 1,300 responses.
- The Utah Department of Transportation (UDOT) is working on I-15 and the city is receiving calls about the bridge work on I-15 over Winchester Street and further south by the Trax. Unfortunately, the work is loud, will be heard in the evening hours, and is expected to continue for the next six weeks. Anyone with questions can also contact UDOT directly.
- Mayor Camp thanked the departments that participated in the Arbor Day celebration last Friday. There were 300 – 400 people in attendance, including elementary school students. He thanked the Parks, Power, and Public Works Department as well as the Shade Tree Commission for their help with the event.
- The secondary art show for Junior High and High School students is currently on display at Fashion Place Mall near Dillard's. It will be on display through Thursday during regular mall hours.

Mr. Nicponski thanked the Mayor for his professional and outstanding job he did in selecting the city's new finance director.

Adjournment

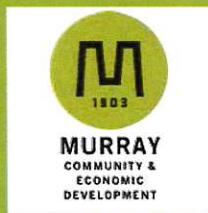
The meeting was adjourned at 7:05 p.m.

Jennifer Kennedy, City Recorder

Attachment 1

CITY COUNCIL MEETING

May 7, 2019



Parkway Village Rezoning Zoning Map Amendment

1104 West Winchester Street

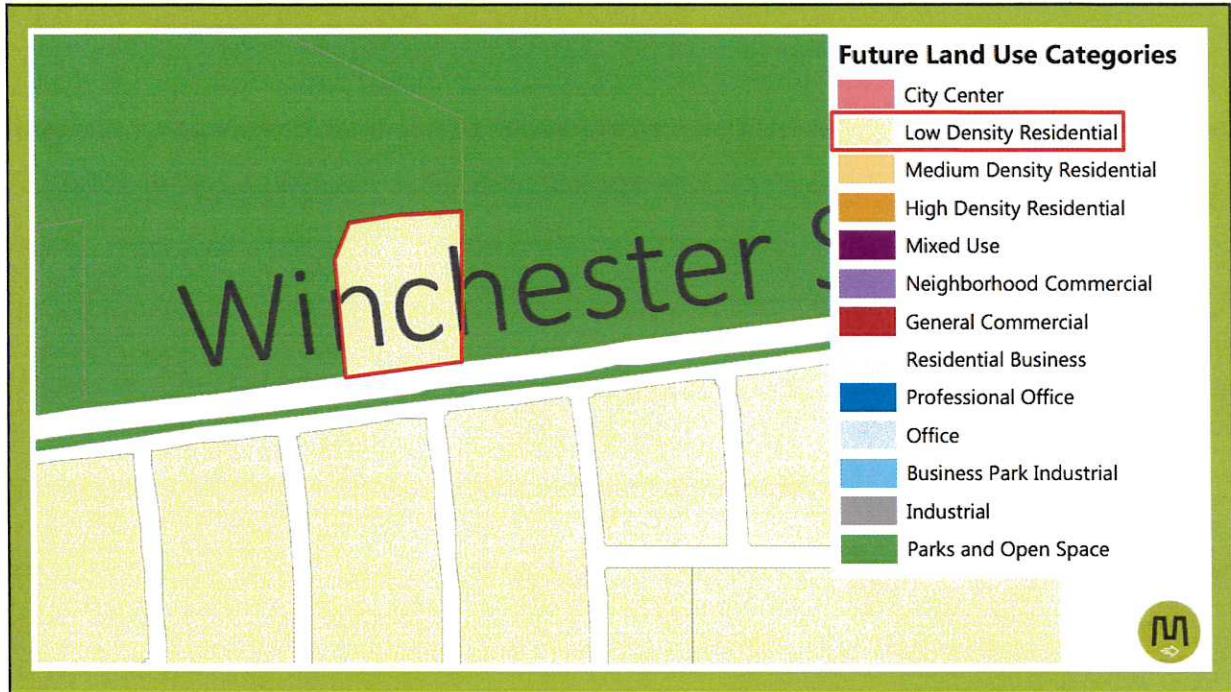
Existing Zoning Designation: Open Space, O-S Zone

Proposed Zoning Designation: Single Family Residential, R-1-6 Zone

Property Size: 2.19 Acres





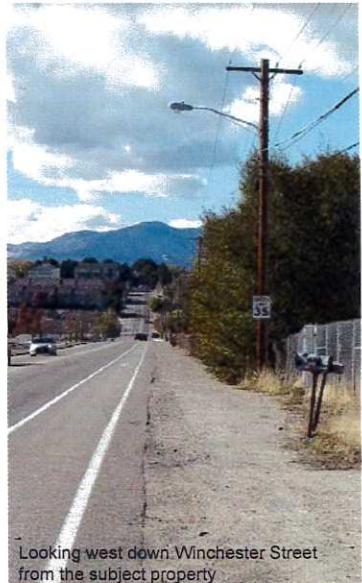




Subject property, looking north across Winchester Street



Looking south across Winchester Street



Looking west down Winchester Street from the subject property



Staff Findings

1. The rezoning of the property to R-1-6 is supported by the Future Land Use Map designation of Low Density Residential and will not have negative impacts to the surrounding properties, infrastructure, or utilities.
2. The requested rezoning has been carefully considered based on the characteristics of the site and surrounding area and the policies and objectives of the 2017 Murray City General Plan, and have been found to support the goals of the Plan.
3. The proposed amendment to the Zoning Map from O-S to R-1-6 is in harmony with the established Low Density Residential land use designation of the subject property.

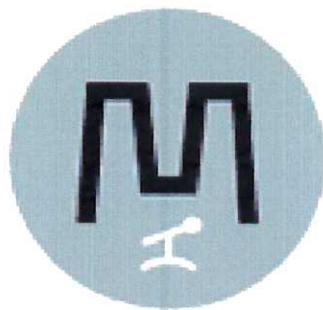


Staff & Planning Commission Recommendations to Amend the Murray City Zoning Map

City staff recommended that the Planning Commission forward a recommendation of APPROVAL to the City Council for the requested amendment to the Zoning Map designation for the property located at 1104 West Winchester Street from Open Space, O-S to Single-Family Residential, R-1-6.

On March 7, 2019, the Planning Commission held a public hearing and forwarded a recommendation of APPROVAL to the City Council for the requested amendment to the Zoning Map designation for the property located at 1104 West Winchester Street from Open Space, O-S to Single-Family Residential, R-1-6.





MURRAY
CITY COUNCIL

Special Recognition #1



MURRAY

Power Department

Employee of the Month

Council Action Request

Council Meeting

Meeting Date: May 21, 2019

Department Director Blaine Haacke	Purpose of Proposal Employee of the Month
Phone # 801-264-2715	Action Requested Employee of the Month, Matt Youngs
Presenters Blaine Haacke	Attachments See 2nd page
	Budget Impact None
Required Time for Presentation	Description of this Item Matt Youngs, Power Department Employee of the Month.
Is This Time Sensitive No	
Mayor's Approval 	
Date May 1, 2019	Any additional space needed is available on second page.

Continued from Page 1:

Matt Youngs, Power Department Employee of the Month May 2019

Matt has been with the Power Department since February of 2015. He came from Seattle City Power, one of the nation's largest municipally owned utilities. He works with us as an Energy Services/Regulatory Compliance Manager.

Because of our continued need to stay in compliance with National and Regional reliability standards, the Power Department opted to hire a seasoned, knowledgeable officer, who knew the Federal Energy Regulatory Commission (FERC) and North American Reliability Council (NERC) guidelines and policies. We got that and more! We "stole" Matt from the Northwest and Matt moved back home with his family to Utah. His roots are here as he started his utility experience with another municipal utility north of here.

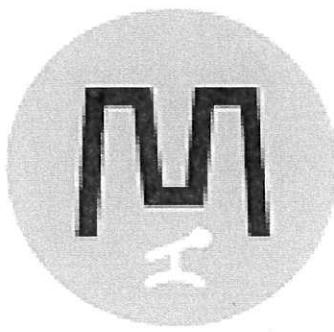
In the past four years, Matt has fine tuned our NERC requirements and has led that division into the required audits, which has resulted in the Power Department being in compliance. Compliance requires systematic calibration and testing of our generation and substation relays and devices, of which we have hundreds. Matt's efforts have led our system to better reliability, potentially fewer outages, and most importantly, kept us off the regulatory radar screen.

In addition to his NERC responsibilities, Matt manages our educational outreach efforts in the community. He meets with hundreds, if not thousands, of public-school students and explains how electricity is made and how to be safe around it. He enjoys being in the classroom as an invited guest and especially enjoys the fun, yet educational activity of the Van de Graaf generator. He can make kid's hair stand on end as he exhibits the power of electricity and safe practices. Matt has hundreds of long-term friends through the years and former students still remember his presentations. Matt manages all aspects of the community awareness program. He organizes the Department's September Public Power Day as we welcome hundreds of citizens to the park to learn more about our utility.

Most recently, Matt was able to submit an application for a grant from the State to install Electric Vehicle Chargers. We were notified of the preliminary grant of \$157,000 to cover the installation costs of car chargers at the Park Center. We are working towards receiving bids and estimates for the project. Matt was the key, instrumental contact for this project. He took this assignment without reservation and the City will be rewarded for years to come because of his efforts.

We are so happy Matt has come back to Utah and recognize that he is stellar employee in our Power Department. He is a key player.

Matt and his wife, Debi, have a home in Centerville and have four gorgeous girls and one red-headed little boy. They are a model family and Matt is a model employee.



MURRAY
CITY COUNCIL

Special Recognition #2



MURRAY

Fire/Murray City Fire

EMS Week /EMS Week Recognition

Council Action Request

Council Meeting

Meeting Date: May 21, 2019

Department Director Jon Harris	Purpose of Proposal EMS week recognition at city council meeting May 21, 2019
Phone # 801-264-2780	Action Requested Mayor will recognize the week of May 19-25 as EMS week.
Presenters Chad Pascua Dr. Adam Balls	Attachments Joint Resolution
Budget Impact	N/A
Required Time for Presentation	Description of this Item EMS week is an annual recognition that is presented at city council meeting. The Mayor will present the proclamation and then a fire dept representative will speak.
Is This Time Sensitive Yes	
Mayor's Approval 	
Date May 7, 2019	

Joint Resolution No. _____

**A JOINT RESOLUTION OF THE MAYOR
AND MUNICIPAL COUNCIL OF MURRAY CITY, UTAH
TO DESIGNATE AND SUPPORT THE WEEK OF
MAY 19-25, 2019
AS
EMERGENCY MEDICAL SERVICES WEEK**

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; and

NOW, THEREFORE, BE IT RESOLVED, that in recognition of this event, and of all those who serve in Emergency Medical Services, I, Mayor Blair Camp and the Municipal Council of Murray City do hereby proclaim, designate and support with much appreciation the week of

May 19-25, 2019
as
EMERGENCY MEDICAL SERVICES WEEK

And, we encourage the community to observe this week with appropriate programs, ceremonies and activities while remembering to thank those who are called to serve in so great a capacity, sometimes at their own peril.

PASSED, APPROVED AND ADOPTED by the Mayor and Municipal Council of Murray City, Utah
this 21st day of May, 2019.

MURRAY CITY CORPORATION

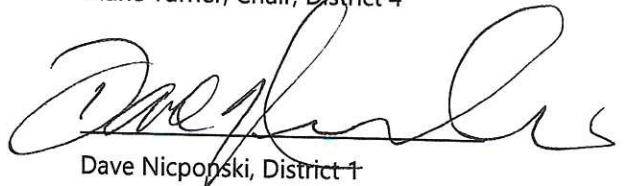


D. Blair Camp, Mayor

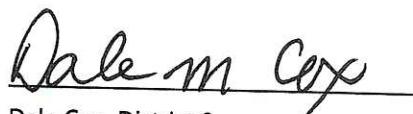
MURRAY CITY MUNICIPAL COUNCIL



Diane Turner, Chair, District 4



Dave Nicponski, District 1



Dale Cox, District 2

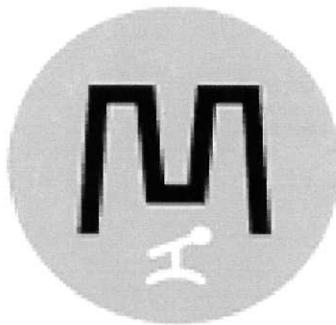
ATTEST:

Jennifer Kennedy, City Recorder

James A. Brass, District 3



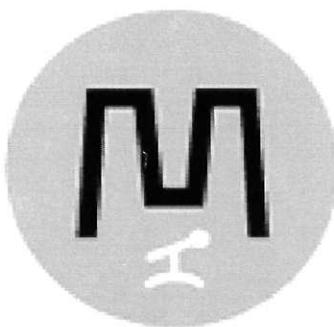
Brett A. Hales, District 5



MURRAY
CITY COUNCIL

Citizen Comments

Limited to three minutes, unless otherwise approved by Council



MURRAY
CITY COUNCIL

Public Hearing #1

Murray City Corporation

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on the 21st day of May, 2019, at the hour of 6:30 p.m. of said day in the Council Chambers of Murray City Center, 5025 South State Street, Murray, Utah, the Murray City Municipal Council will hold and conduct a Public Hearing to consider land use code text amendments to chapter 17.48 of the Murray City Municipal Code relating to the sign code.

The purpose of this public hearing is to receive public comment concerning the proposed land use code text amendment as described above.

DATED this _____ day of _____, 2019.

MURRAY CITY CORPORATION

Jennifer Kennedy
City Recorder

DATE OF PUBLICATION: May 10, 2019

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 17.48 OF THE MURRAY CITY MUNICIPAL CODE RELATING TO THE SIGN CODE

Section 1. Purpose. The purpose of this ordinance is to amend Chapter 17.48 of the Murray City Municipal Code relating to the City's sign code.

Section 2. Amend chapter 17.48. Chapter 17.48 of the Murray City Municipal Code shall be enacted as follows:

Chapter 17.48 SIGN CODE

- 17.48.010: FINDINGS, PURPOSE AND INTENT:**
- 17.48.020: SCOPE, INTERPRETATION AND SEVERABILITY:**
- 17.48.0320: ILLUSTRATIONS; SHORT TITLE:**
- 17.48.0430: DEFINITIONS:**
- 17.48.0540: PERMITS REQUIRED:**
- 17.48.0650: PERMISSION OF PROPERTY OWNER:**
- 17.48.0760: APPLICATION:**
- 17.48.0870: ISSUANCE; TERM ADMINISTRATION AND ENFORCEMENT:**
- 17.48.0980: FEES NONCONFORMING SIGNS:**
- 17.48.1090: INSPECTION PROHIBITED SIGNS:**
- 17.48.1100: REGULATIONS ESTABLISHED GENERAL SIGN STANDARDS:**
- 17.48.1240: RESIDENTIAL AND AGRICULTURAL ZONES; SIGNS PERMITTED TEMPORARY SIGNS:**
- 17.48.1320: GENERAL OFFICE ZONE STANDARDS FOR SIGNS NOT REQUIRING A PERMIT:**
- 17.48.1430: RESIDENTIAL NEIGHBORHOOD BUSINESS ZONE STANDARDS FOR SIGNS THAT REQUIRE A PERMIT:**
- 17.48.1540: OPEN SPACE ZONE RESIDENTIAL ZONE SIGNS:**
- 17.48.160: AGRICULTURAL ZONE SIGNS:**
- 17.48.1750: HOSPITAL ZONE OPEN SPACE ZONE SIGNS:**
- 17.48.1860: COMMERCIAL AND MANUFACTURING ZONES TRANSIT ORIENTED DEVELOPMENT, MURRAY CITY CENTER DISTRICT AND MIXED USE ZONE SIGNS:**
- 17.48.19065: TRANSIT ORIENTED AND MIXED USE ZONES RESIDENTIAL NEIGHBORHOOD BUSINESS ZONE SIGNS:**
- 17.48.17200: OFF PREMISES SIGNS COMMERCIAL AND MANUFACTURING ZONE SIGNS:**
- 17.48.18210: HEIGHT ADJUSTMENTS FOR EXISTING OUTDOOR ADVERTISING SIGNS GENERAL OFFICE ZONE SIGNS:**
- 17.48.2240: PROFESSIONAL OFFICE ZONE SIGNS:**

- 17.48.1902320: FLOODPLAIN BUSINESS PARK ZONE SIGNS:
17.48.243000: ELECTRONIC MESSAGE CENTERS HOSPITAL ZONE SIGNS:
17.48.21540: SEXUALLY ORIENTED BUSINESS SIGNS SPECIAL EVENT SIGNS:
17.48.22650: MENU BOARDS FOR DRIVE-IN RESTAURANTS OFF PREMISE SIGNS:
17.48.27630: ELECTRIC AWNING SIGNS HEIGHT ADJUSTMENT FOR EXISTING OUTDOOR ADVERTISING SIGNS:
17.48.28740: MONUMENT/GROUND SIGNS ELECTRONIC MESSAGE CENTER SIGNS:
17.48.2980: SEXUALLY ORIENTED BUSINESS SIGNS:
17.48.3090: SIGN PERMIT PROCESS:
17.48.250: LOTS WITH TWO OR MORE FRONTAGES; GENERAL REQUIREMENTS AND LIMITATIONS:
17.48.260: SIGN CLEARANCE FROM OVERHEAD UTILITY LINES:
17.48.270: FLAT SIGNS; LOCATION AND DEPTH:
17.48.280: HEIGHT REGULATIONS; SIGNS ON PARAPET WALLS, SLOPING AND SHED ROOFS:
17.48.290: DETACHED SIGNS; NUMBER OF PANELS:
17.48.300: LIMITATION ON PROJECTION:
17.48.310: PROJECTING SIGNS; MAXIMUM DISTANCE:
17.48.320: SIGNS ON ARCHITECTURAL PROJECTIONS:
17.48.330: MOVING, RELOCATING OR ALTERING OF SIGNS:
17.48.340: COMPLIANCE WITH BUILDING CODE:
17.48.350: COMPLIANCE WITH SIGN CODE AND ADDITIONAL CONSTRUCTION STANDARDS:
17.48.360: WIND DESIGN:
17.48.370: FOUNDATION DESIGN:
17.48.380: DETACHED SIGNS; MATERIALS:
17.48.390: ELECTRIC SIGNS:
17.48.400: EXEMPT SIGNS:
17.48.410: PROHIBITED SIGNS ENUMERATED:
17.48.420: TRAFFIC HAZARDS:
17.48.430: ANIMATED AND INTENSELY LIGHTED AND/OR COLORED SIGNS:
17.48.440: MOVING SIGNS:
17.48.450: MISCELLANEOUS SIGNS AND POSTERS:
17.48.460: OTHER PROHIBITED SIGNS:
17.48.470: PARKING OF ADVERTISING VEHICLES PROHIBITED:
17.48.480: SOUND, ODOR, OR VISIBLE MATTER:
17.48.490: FIXED BALLOON SIGNS:
17.48.500: NEIGHBORHOOD IDENTIFICATION SIGNS:
17.48.510: SUBDIVISION/DEVELOPMENT SIGNS:
17.48.515: TEMPORARY SIGNS:
17.48.520: CONSTRUCTION SIGNS:
17.48.530: PERMANENT WINDOW SIGNS:
17.48.540: NONEXEMPT SIGNS FOR DIRECTION OR INSTRUCTION:
17.48.550: NONCONFORMING SIGNS:

17.48.560: MAINTENANCE AND REPAIR:

17.48.570: DANGEROUS OR DEFECTIVE SIGNS:

17.48.580: SIGNS IN PUBLIC RIGHT OF WAY ILLEGAL:

17.48.590: REMOVAL OF SIGNS BY BUILDING OFFICIAL:

17.48.010: FINDINGS, PURPOSE AND INTENT:

The City Council finds and declares:

- A. An excess of large, unregulated signage causes visual blight on the appearance of Murray City, and may obstruct views which can distract the attention of motorists and pedestrians, may negatively impact local property values, may displace alternative land uses, and may pose other problems that legitimately call for regulation.

- B. It is the intent of this Sign Code to preserve and enhance the aesthetic, traffic safety, and environmental values of Murray City while at the same time providing for ample and adequate means of communication to the public, including, but not limited to, providing a wide latitude for a variety and design of signs to promote local businesses within the City.

- C. The purpose of this Sign Code is to protect and promote the health, safety, and general welfare of Murray City residents and businesses by resulting the design, materials, size, construction, installation, location and maintenance of signs and sign structures in a content neutral manner that does not favor any type of speech over another on order to achieve the following goals and objectives:
 1. Reduce potential hazards to motorists and pedestrians;
 2. Encourage signs which are integrated and harmonious to the building and sites they occupy;
 3. To reduce or eliminate excessive and confusing sign displays;
 4. To preserve and improve the appearance of the City as a place in which to live, work, and play and attract non-residents who come to visit or trade;
 5. To safeguard and enhance property values;

To foster a community character that has a minimum of visual clutter.

 6.

The purpose of the sign regulations set forth in this chapter is to eliminate potential hazards to motorists and pedestrians; to encourage signs which, by their good design, are integrated with and harmonious to the buildings and sites which they occupy, and which eliminate excessive and confusing sign displays; to preserve and improve the appearance of the city as a place in which to live and to work and as an attraction to nonresidents who come to visit or trade; to safeguard and enhance property values; to protect public and private investment in buildings and open spaces; to supplement and be a part of the regulations imposed and the plan set forth under this title; and to promote the public health, safety and general welfare. (Ord. 07-30 § 2)

17.48.020: SCOPE, INTERPRETATION AND SEVERABILITY:

A. It is the City's policy to regulate signs in a manner that is consistent with free speech protections and provisions of the United States Constitution and the Constitution of the State of Utah by enacting regulations which do not restrict speech on the basis of its content, viewpoint or message; and do not favor one form of speech over another.

B. A non-commercial message of any type may be substituted for any duly permitted or allowed commercial message or any duly permitted or allowed non-commercial message, provided that the sign structure or mounting device is legal without consideration of message content. Such substitutions of message may be made without any additional approval or permitting. This provision prevails over any more specific provision to the contrary within this Sign Code. The purpose of this provision is to prevent inadvertently favoring commercial speech over non-commercial speech. This provision does not create a right to increase the total amount of signage on a parcel, lot, building, or structure, nor does it affect the requirement that a sign structure or mounting device be properly permitted or otherwise excuse compliance with other applicable regulations contained within this Sign Code with respect to the physical characteristics and locations of signs.

C. If any part, section, subsection, paragraph, sub-paragraph, sentence, phase, clause, term or word of this Sign Code and/or any of the provisions are declared invalid or unconstitutional by the final judgement or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other portion of this Code or the provisions contained herein.

17.48.0320: ILLUSTRATIONS; SHORT TITLE:

- A. The purpose of figures drawings in this Chapter is to illustrate or make these regulations more understandable, but and are not a substantive part of these regulations.
- B. The regulations of this Chapter may be referred to as the *MURRAY CITY SIGN ORDINANCE*. (Ord. 07-30 § 2)

17.48.0430: DEFINITIONS:

The following words and phrases when used in this Chapter shall be construed as defined in this section:

A-FRAME SIGN: Any sign, structure, or configuration composed of 1 or 2 sign faces mounted or attached back-to-back in such a manner as to form a basically triangular vertical cross-section.

ABANDONED SIGN: A sign which no longer correctly directs or influences any person, advertises a current business, lessor, owner, product or activity conducted or available on the premises where such sign is displayed.

ADVERTISING SIGN: A sign which directs attention to a use, product, -commodity or service, either related or not related to the premises on which the sign is located.

ANIMATED SIGN: A sign which involves motion or rotation of any part by mechanical or other means.

ARCHITECTURAL PROJECTION: A marquee, porch, canopy or other similar architectural feature.

AREA OF A SIGN: The entire area within a single continuous perimeter composed of squares or rectangles which enclose the extreme limits of the advertising message, announcement, declaration, demonstration, display illustration, insignia, surface or space of a similar nature, together with any frame or other material, color, or condition which forms an integral part of the display and is used to differentiate such sign from the wall or background against which it is placed, excluding the necessary supports or uprights on which such sign is placed. If a sign has two (2) or more faces, the area of all faces shall be included in determining the area of the sign, except that only one face of a double faced sign shall be considered in determining the sign area, provided both faces are parallel and the distance between faces does not exceed two feet (2').-

Further, where a sign consists only of individual letters, numbers, symbols or other similar components and is painted on or attached flat against the wall of a building, and where such individual components are without integrated background definition and are not within a circumscribed frame area, the total area of the sign shall be the sum of the areas of the squares or rectangles surrounding each individual sign component.

ATTACHED SIGN: Any sign which is fastened, attached, connected or supported in whole or in part by a building or structure other than a sign structure wholly by the ground.

AWNINGS: A roofed structure constructed of fabric and metal, placed to extend outward from the building, providing a protection shield for doors, windows, and other openings with supports extending back to the building, supported entirely by the building.

AWNINGS SIGN: [A sign which includes lettering or graphics placed on the vertical valance of an awning- and supported by a rigid framework attached to a building.](#)

BANNER SIGN: [A sign made of fabric, plastic or a similar lightweight material and hung from a building or framework attached to a building or placed in the ground.](#)

BENCH SIGN: [A sign which is affixed or painted to a bench and is placed outside of the main structure on the property. Benches owned and maintained by a public transit authority are exempt from these regulations.](#)

BILLBOARD SIGN: [A detached or attached sign designed or intended to direct attention to a business, product, service, event or attraction that is not sold, offered, or existing on the property where the sign is located.](#)

BLADE SIGN: A building mounted sign with sign faces projecting from and perpendicular to the building fascia.

BLADE BANNER SIGN: [A vertical banner supported by a durable pole.](#)

BUILDING: See definition of Building in chapter 17.08 of this title.

BUILDING, ACCESSORY: See definition of Building, Accessory in chapter 17.08 of this title.

BUILDING, HEIGHT OF: See definition of Building, Height Of in chapter 17.08 of this title.

BUSINESS SIGN: A sign which directs attention to a use conducted, product or commodity sold, or service performed upon the premises.

CANOPY: A roofed structure constructed of fabric and metal or other materials, placed to extend outward from the building, providing a protective shield for doors, windows and other openings supported by the building and supports extending to the ground directly under the canopy.

CANOPY SIGN: Lettering or graphics placed on the exterior canopy face. [A sign attached to a canopy.](#)

CHANGEABLE COPY SIGN: A sign or portion of a sign with characters, letters, graphics, or other copy that can be changes or modified by mechanical, electrical, or manual means, not including digital, electronic messaging or Electronic Message Signs.

CIVIC SIGN: A sign erected by a public or nonprofit agency, service club, etc., for civic or public information purposes. **COMMUNITY SIGN:** A temporary on or off-premise sign generally made of a woven material or durable synthetic material which is primarily attached to or hung in a vertical fashion from light poles or buildings, of a solely decorative, festive, and/or informative nature announcing activities, promotions, events, seasonal or traditional themes which are sponsored or supported by Murray City.

DETACHED SIGN: Any sign not supported in whole or in part by a building, or structure other than by a sign structure which is supported wholly by the ground.

DEVELOPMENT SIGN: A sign related to the property upon which it is located and offering such property for sale or lease, or advertising contemplated improvements, or announcing the name of the builder, owner, designer, or developer of the property.

DIRECTIONAL SIGN: Any sign which only designates the location or direction of any place or area. [A permanent sign located on private property at or near the public right-of-way, directing or guiding vehicular traffic onto the property and/or toward parking or other identified locations on the property.](#)

DIRECTLY ILLUMINATED SIGN: Any sign designed to provide artificial light directly or through transparent material from a source of light within or on such sign, including, but not limited to, neon and incandescent lamp signs.

DOUBLE-FACED SIGN: A sign with two parallel identical faces, or two identical sign faces that are not parallel but diverge from a common edge at an angle no greater than fifteen degrees.

DWELLING: See definition of Dwelling in chapter 17.08 of this title.

ELECTRIC AWNING SIGN: A fireproof space frame structure with translucent flexible reinforced vinyl covering designed in awning form, but whose principal purpose and use is as a sign. These signs are internally illuminated by fluorescent or other light sources in fixtures approved under the electrical code.

ELECTRONIC MESSAGE CENTER SIGN: A sign that utilizes computer-generated messages or some other electronic means of changing copy. These signs include displays using incandescent lamps, LEDs, LCDs or a flipper matrix. mechanism or device which uses a combination of lights or lighted panels which are controlled electronically to produce words, symbols or messages which may flash only when the displayed message is replaced with a different message.

FLAG SIGN, COMMERCIAL: A sign which is made of cloth or similar lightweight material that expresses messages which are primarily commercial in nature.

FLAG SIGN, NON-COMMERCIAL: A sign which is made of cloth or similar lightweight material that expresses messages which are not primarily commercial. Such flags may include flags of governmental entities, flags identifying the person, institution, organization or corporation occupying a property.

FLASHING SIGN: An illuminated sign which exhibits changing light or color effect by blinking or any similar means so as to provide a non-constant illumination. Any display must remain lighted for a minimum of two (2) seconds.

FLAT SIGN: A sign erected or attached parallel to the outside of a wall of a building with messages or graphics on the face side only.

FLOODLIGHTED SIGN: A sign made legible in the absence of daylight by devices which reflect or project light upon it.

FREEWAY: A highway, in respect to which the owners of abutting lands have no right or easement of access to or from their abutting lands, or in respect to which such owners have only a limited or restricted right or easement of access, the precise route for which has been determined and designed as a freeway by an authorized agency of the state or a political subdivision thereof. This term includes the main traveled portion of the trafficway, all land situated within the right of way, and all ramps and appurtenant land and structures.

FRONT FOOTAGE OF BUILDING OCCUPANCY: A single linear dimension measured horizontally along the front of a building which defines the limits of a particular occupancy at that location.

FREEWAY: A highway, in respect to which the owners of abutting lands have no right or easement of access to or from their abutting lands, or in respect to which such owners have only limited or restricted right or easement of access, the precise route for which has been determined and designed as a freeway by an authorized agency of the state or a political subdivision thereof. This term includes the main traveled portion of the trafficway, all land situated within the right of way, and all ramps and appurtenant land and structures.

GRAFFITI: Any form of unauthorized printing, writing, spraying, scratching, affixing, etching, or inscribing on the property of another regardless of the content or nature of the material used in the commission of the act.

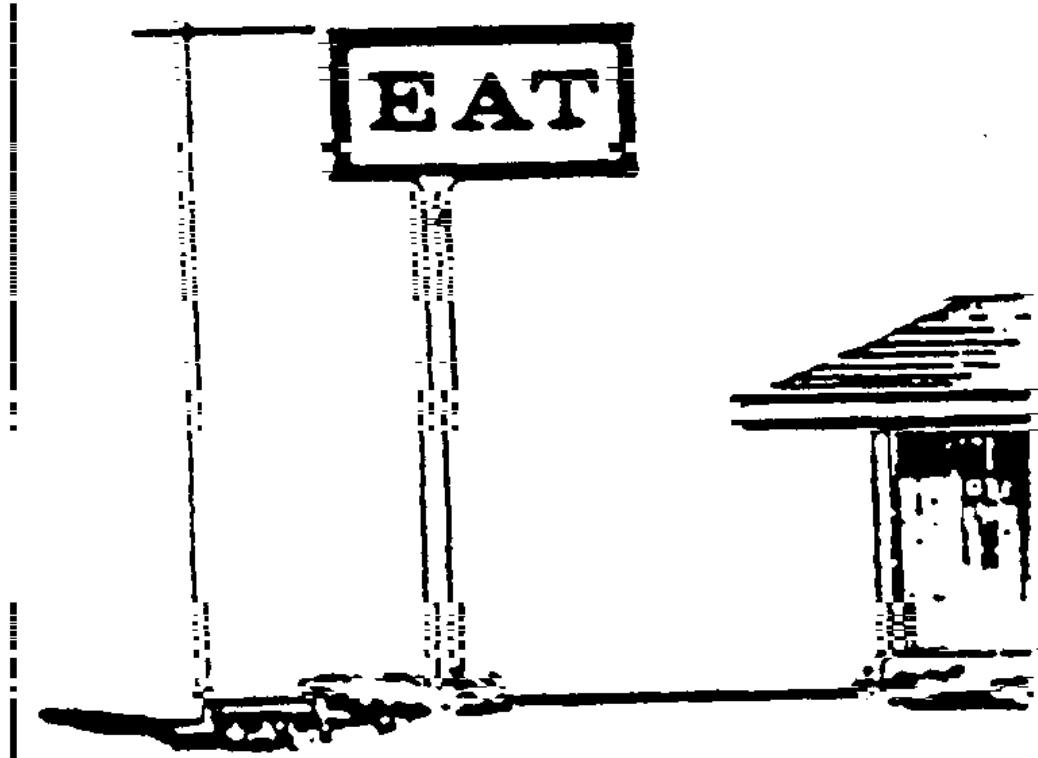
FRONTAGE: See definition of Frontage in chapter 17.08 of this title. GROUND SIGN: A sign that has its own supporting structure and is not attached to or supported by a building. Types of ground signs include pedestal, pylon, monument, and shared monument signs.

GROUP IDENTIFICATION SIGN: A sign allowing for two or more properties or uses that may share common frontage, access points, off-street parking, or loading areas.

HANGING SIGN: A building mounted sign suspended from the underside of a roof, overhang or recessed area or other similar architectural features of a building.

HEIGHT OF SIGN: The vertical distance measured from the adjacent street grade or upper surface of the nearest curb of a street other than an elevated roadway, whichever permits the greatest height, to the highest point of the sign.

HOME OCCUPATION SIGN: A sign associated with a valid home business existing on the premises.



Height Of Sign

IDENTIFICATION SIGN: A sign which typically displays only the name, address and lawful use of the premises upon which it is located. A bulletin board of a public, charitable or religious institution used to display announcements relative to meetings to be held on the premises shall be deemed an identification sign. Such signs may include any lawful commercial or non-commercial message.

INDIRECTLY ILLUMINATED SIGN: A sign the illumination of which is derived entirely from an external artificial source which is arranged so that no direct rays of light are projected from such artificial source into residences or streets.

ILLEGAL OFF PREMISES ADVERTISING SIGN: An off premises advertising sign that does not conform or comply with the requirements, including, without limitation, height restrictions, of the version of this Code in effect when the sign was originally erected.

INFLATED SIGNS: A sign that is supported by heated or forced air or lighter than air gases.

LOT: See definition of Lot in chapter 17.08 of this title.

~~LOT, CORNER~~: See definition of ~~Lot, Corner~~ in chapter 17.08 of this title.

~~LOT DEPTH~~: See definition of ~~Lot Depth~~ in chapter 17.08 of this title.

~~LOT FRONTRAGE~~: See definition of ~~Lot Frontage~~ in chapter 17.08 of this title.

~~LOT, INTERIOR~~: See definition of ~~Lot, Interior~~ in chapter 17.08 of this title.

~~LOT LINE, FRONT~~: See definition of ~~Lot Lines: Lot Line, Front~~ in chapter 17.08 of this title.

~~LOT LINE, REAR~~: See definition of ~~Lot Lines: Lot Line, Rear~~ in chapter 17.08 of this title.

~~LOT LINE, SIDE~~: See definition of ~~Lot Lines: Lot Line, Side~~ in chapter 17.08 of this title.

~~LOT WIDTH~~: See definition of ~~Lot Width~~ in chapter 17.08 of this title.

~~MARQUEE~~: A permanent, roofed structure attached to and supported by the building projecting over private or public property. A canopy is not a marquee but has the same definition with the exception that it is partially supported by the building and partially by pipe columns or other structure separate from the building. A canopy may also be self-supporting, separate and apart from any building. LEGAL NONCONFORMING OFF PREMISES SIGN: An off premises advertising sign that conformed and complied with the requirements of the version of this Code in effect when the sign was originally erected but no longer conforms or complies with an amended version of this Code.

MARQUEE SIGN: A sign designed to have changeable copy, either manually or electronically. Marquee signs may be a principal identification sign, freestanding sign, a wall sign, or attached to a canopy.

MENU BOARD SIGN: A sign located at a drive-in or drive-up window restaurant.

MONUMENT SIGN: A freestanding detached on site sign that is attached to the ground or a foundation in the ground and does not include poles, braces, or other visible means of support.

MONUMENT SIGN, SHARED: A freestanding detached on site sign for two or more uses that is attached to the ground or a foundation in the ground and does not include poles, braces, or other visible means of support.

MOVING SIGN: Any sign or device which has any visible moving part, visible revolving part, or visible mechanical movement of any description, or other apparent visible movement achieved by electrical, electronic or kinetic means, including intermittent electrical pulsations, or by actions of wind currents.

NAMEPLATE SIGN: A sign which designates the name and address of a person or persons occupying the premises upon which it is located. A nameplate is not an identification sign.

NEIGHBORHOOD IDENTIFICATION SIGN: A permanent sign located at the entrance of a neighborhood, tract, or subdivision.

NONCONFORMING SIGN: An existing A sign legally existing at the time of the effective date hereof which does not currently conform to the provisions of this chapter.

NONCONFORMING USE: See definition of Nonconforming Use in chapter 17.08 of this title.

NONILLUMINATED SIGN: A sign not illuminated either directly or indirectly.

OCCUPANCY: A separate use of property carried on at all or a portion of a building or parcel.

PARAPET WALL: A low wall extending at least thirty inches (30") above the point where the roof surface and wall intersect.OFF-PREMISES- ADVERTISING SIGN: A commercial sign that directs attention of the public to a business activity conducted or product sold or offered at a location not on the same premises where the commercial sign is located. For purposes of this section, easements and other appurtenances and noncontiguous parcels under the same ownership are considered off the premises of the parcel of land on which the business or activity is located or conducted. The definition of off premises advertising sign includes, without limitation, billboards, poster panels, marquees, painted bulletins and other similar advertising displays. Signs that are no more than twelve (12) square feet in area and no more than five feet (5') above uniform ground surface grade and which provide only directions to a business or establishment are excluded from the definition of off premises advertising sign. The definition of off premises advertising sign does not include mass transit bus stop bench and shelter and light and commuter rail station advertising displays.

OFF-PREMISE SIGN: An advertising sign which directs attention to a use, product, commodity, or services not related to the premises on which it is erected.

ON-PREMISE SIGN: An advertising sign which directs attention to a use, product, commodity, or service which is sold, offered or conducted on the premises upon which the sign is located.

PAINTED WINDOW SIGN: A sign painted on windows or doors with markers, paints, or any other type of substance used to display messages.

PARCEL: A parcel of land shown on a subdivision map, record or survey map, or a parcel described by metes and bounds which constitutes one development site whether composed of a single unit of land or contiguous units under common ownership.PARK OR TRAIL SIGN: A sign at a park, trail, or other open space.

PEDESTAL SIGN: A freestanding one or two sided ground sign that includes two (2) or more vertical structural supports extending from the sign face to the ground.

PLANNED CENTER: An area of minimum contiguous size, as specified by ordinance, to be planned, developed, operated, and maintained containing one or more structures to accommodate commercial, manufacturing, or business park areas and other uses incidental to the primary uses. Planned Centers are designed as an integrated complex or leasable or individually owned spaces in a single building, group of buildings, or parcels.

PLANNED CENTER ON-PREMISE PYLON SIGN: A pylon sign which advertises or directs attention to a use, establishment, product, or service that is located in a Planned Center.

POLE SIGN: A freestanding sign supported by a single pole mounted permanently in the ground.

PORTABLE SIGN: Any sign not permanently affixed to the ground or a structure on the premises it is intended to occupy.

PROJECTING SIGN: A building mounted sign with the sign faces projecting from and perpendicular to the building fascia.

PROPERTY SIGN: A sign related to the property upon which it is located.
PROPERTY DEVELOPMENT: Residential property being developed for the sale or lease of multiple lots or structures within a subdivision, and may have one temporary sign as outlined in this Chapter.

PROPERTY SIGN: A sign related to the property upon which it is located and offering such property for sale or lease, advertising contemplated improvements, or announcing the name of the builder, owner, designer or developer of the project, or warning against trespassing.

PUBLIC NECESSITY SIGN: A sign informing the public of any danger or hazard existing on or adjacent to the premises.

PYLON SIGN: A freestanding ground sign that includes only one (1) vertical structural support connecting the face of the sign to the ground.(1)

REAL ESTATE SIGN: A temporary sign that is located on property currently listed for sale or lease.

RESIDENTIAL ENTRY FEATURE SIGN: A permanent sign located at a primary residential development entrance intended to facilitate public safety and community identity.

RESIDENTIAL PROPERTY FOR SALE: Residential property, including individual lots or parcels, actively listed for sale or lease.

RESIDENTIAL SIGN: A temporary, non-commercial sign posted on residential property by the property owner. Residential signs included in other sign categories as defined in this Chapter shall be governed by the provisions pertaining to those sign categories.

ROOF SIGN: A sign erected upon a roof or parapet of a building or structure.

ROTATING SIGN: Any sign or portion thereof which physically revolves about an axis.

SETBACK: See definition of Setback in chapter 17.08 of this title.

SETBACK AREA: The open space area defined in chapter 17.08 of this title under the term "yard", and where applicable, includes the definitions of "yard: yard, rear"; "yard: yard, front"; and "yard: yard, side", as defined in said chapter.

SIGN: Any writing, pictorial representation, symbol, banner or any other figure of similar character of whatever material which is used to identify, announce, direct attention to or advertise, which is placed on the ground, on any bush, tree, rock, wall, post, fence, building, structure, vehicle, or any place whatsoever and which is visible from outside a building. The term "placed" shall include constructing, erecting, posting, painting, printing, tacking, nailing, gluing, sticking, carving, stringing, or otherwise fastening, affixing or making visible in any manner whatsoever.

SIGNAGE PLAN: A signage plan consists of one or more scaled drawings showing the location, type, size and design of all existing and proposed signs on site.

SNIPE SIGN: A sign for which a permit is required and has not been obtained and which is tacked, nailed, posted, pasted, glued or otherwise attached to the ground, trees, poles, stakes, fences, or other objects with the message appearing thereon.

SPECIAL EVENTS: A specific time period during which there are 'special events', including but not limited to community events, presentations, sales, and so forth.

SPECIAL EVENT SIGN: A sign which allows a business to advertise a special event, product, or sale during a specific time period without a permit.

STREET FRONTAGE: The length of a lot or parcel of land along or fronting on a street or other principal thoroughfare but not including such length along an alley, watercourse, railroad, right of way or limited access roadway or freeway.

STREET, PUBLIC: See definition of Street, Public in chapter 17.08 of this title.

STRUCTURE: Anything constructed, the use of which requires fixed location on the ground, or attachment to something having a fixed location upon the ground.

TEMPORARY SIGNS: Any sign, banner, pennant, valance or advertising display constructed of cloth, canvas, light fabric, cardboard, wallboard or other light materials with or without frame-
installed for a limited period of time.

TENANT LISTING SIGN: A wall sign on a building containing multiple tenants or uses, located near the entrance and designed in such a manner as to accommodate multiple sign plates.

TRAFFIC CONTROL SIGN: Standard regulatory signs installed by public agencies, including stop and yield signs, speed limit signs, etc.

TRAILER SIGN: Any sign affixed to, applied, set upon, or printed on a trailer.

TRESPASSING SIGN: Any sign which warns against the trespassing onto a parcel of property or structure.

VEHICLE SIGN: Any sign that is mounted upon, painted upon, or otherwise erected on trucks, cars, boats, trailers, or other motorized vehicles or equipment.

WALL SIGN: A sign erected or attached parallel to the outside of a wall of a building with messages or graphics on the face side only.

WAYFINDING SIGN: A directional sign that guides the traveling public to key civic, visitor, or recreational destinations within a specific region.

WIND SIGN: Any sign or portion thereof or series of signs, banners, flags or other objects designed and fastened in such a manner as to move freely upon being subjected to pressure by wind or breeze.

WINDOW SIGN: A sign that is painted on, attached to, or suspended directly behind or in front of a window.

YARD: See definition of Yard in chapter 17.08 of this title.

Yard, Front: See definition of Yard: Yard, Front in chapter 17.08 of this title.

Yard, Rear: See definition of Yard: Yard, Rear in chapter 17.08 of this title.

Yard, Side: See definition of Yard: Yard, Side in chapter 17.08 of this title. (Ord. 16-06: Ord. 07-30 § 2)

17.48.0540: PERMITS REQUIRED:

Except as otherwise provided in this Chapter, it is unlawful for any person to erect, alter, or relocate a sign within the ~~the~~ eCity without first obtaining a permit as required by this chapter. (Ord. 07-30 § 2)

17.48.0650: PERMISSION OF PROPERTY OWNER:

No person may erect, construct or maintain any sign upon any property or building without the consent of the owner, or the owner's authorized representative. (Ord. 07-30 § 2)

17.48.0760: APPLICATION APPLICATION:

Application for a permit shall be made to the Community & Economic Development Director or designee upon a form provided by the City and shall be accompanied by such information as may be required to assure compliance with all appropriate laws and regulations of the City, including a site plan drawn to scale, indicating the sign legend or advertising message, location, setbacks, dimensions, elevations, construction, electrical wiring and components, method of attachment, and character of structural members, including footings, to which attachment is to be made where applicable. The application shall be in accordance with the currently adopted edition of the International Building Code. The City may also require that a licensed engineer furnish information concerning structural design and proposed attachments. (Ord. 07-30 § 2)

17.48.080: ADMINISTRATION AND ENFORCEMENT:

A. Interpretation. The sign regulations contained in this Chapter are declared to be the maximum allowed for the purposes set forth. Any sign not expressly allowed by this ordinance is prohibited.

B. Authorities. The Community & Economic Development Director or designee shall be vested with the duty of enforcing this Chapter and in performance of such duty shall be empowered and directed to:

1. Issue permits. Unless stipulated otherwise, a sign permit is required to erect, install, paint, or change the face of any sign, whether it be temporary or permanent in nature. This includes new signs, signs to be added to existing buildings or uses, and existing signs that are to be enlarged, changed, or modified. If no action is taken, the expiration date for such permits shall be 180 days in conjunction with building permits.

2. Determine Conformance. The Building Official or designee may make any necessary inspections(s) of any sign for which a permit has been issued and for which an inspection has been deemed necessary. Such inspection shall be performed to ascertain that all signs, construction, and all reconstruction or modifications of existing signs are built or constructed in conformance with the Sign Ordinance and as represented at the application for a permit.

3. Issue Notices of Violations and Citations. The Community & Economic Development Director or designee shall issue a written notice of violation to the person having charge, control, or benefit of any sign found to be hazardous, abandoned, non-maintained, or in violation of this Code. Such official may also take criminal or civil action against violators.

Application for a permit shall be made to the building official upon a form provided by the city and shall be accompanied by such information as may be required to assure compliance with all appropriate laws and regulations of the city, including a site plan drawn to scale, indicating the sign legend or advertising message, location, setbacks, dimensions, elevations, construction, electrical

wiring and components, method of attachment, and character of structural members, including footings, to which attachment is to be made where applicable. The application shall be in accordance with the currently adopted edition of the international building code. The city may also require that a licensed engineer furnish information concerning structural design and proposed attachments. (Ord. 07-30 § 2)

17.48.070: ISSUANCE; TERM:

17.48.090: NONCONFORMING SIGNS:

A. Removal of Nonconforming Signs. In order to minimize confusion and unfair competitive disadvantage to those businesses that are required to satisfy the current Sign Code requirements, the City intends to regulate existing nonconforming signs with a view to their eventual elimination.

B. Maintenance. Excluding normal maintenance, repair, or removal, a nonconforming sign shall not be moved, altered (including face and structural changes), or enlarged unless it is brought into complete compliance with the current Sign Code. The following alterations are exempt from this provision:

1. Content changes to a previously approved sign.

A. Every sign permit shall be issued by the city under the provisions of this chapter and in accordance with the international building code and section 15.08.010 of this code.

B. The city may at any time, in writing, suspend or revoke a sign permit issued under provisions of this chapter whenever the permit is issued on the basis of a material omission or misstatement of fact, or in violation of any ordinance. (Ord. 07-30 § 2)

17.48.080: FEES:

17.48.100: PROHIBITED SIGNS:

A. The following signs and any sign not authorized under the terms of the current Sign Code are prohibited in the City, except as expressly permitted elsewhere in this Chapter:

1. Abandoned Signs.
 2. Banner Signs.
 3. Bench Signs other than affixed or painted to a bench structure.
 4. Graffiti, as defined in this Code.
 5. Neon Signs in residential zones.
 6. Off-Premise Signs including Billboards.
 7. Roof Signs.
 8. Sexually Oriented Signs.
 9. Snipe Signs.
 10. Pole Signs.
110. Vehicle Signs parked outside of designated parking stalls s, or occupying required parking for more than 50% of the operating hours.
124. Trailer Signs not affixed to a vehicle, parked outside of designated parking stalls, or occupying required parking for more than 50% of the operating hours.

A. Sign permit fees shall be assessed in accordance with section 15.08.030 of this code.

B. If any sign is hereafter erected, placed, installed or otherwise established on any property prior to obtaining permits as required by this chapter the fees specified shall be doubled. The payment of the double fee shall not relieve any person from complying with other provisions of this chapter or from penalties prescribed herein. (Ord. 07-30 § 2)

17.48.090: INSPECTION: 17.48.110: GENERAL SIGN STANDARDS:

A. Sign Design.

1. Landscaping. The base of all permanent ground signs, including without limitation Monument, Pedestal and Pylon Signs, shall be landscaped and maintained at all times. The landscaped area in which any sign is placed shall be kept free from weeds, garbage, and debris. Removal of required landscaping to facilitate sign placement must be in compliance with commercial landscape standards within this Code.

B. Standards of Construction.

1. Sign Construction. All signs shall comply with the most recently adopted provisions of the National Electric Code, International Building Code, and/or applicable codes as adopted by the City.

2. Licensed Contractor Required. No sign requiring a permit shall be erected, installed, or modified in the City except by a licensed and bonded sign contractor. Electrical wiring or connections for such sign, fixture, or device must be installed or connected by a licensed and bonded electrical contractor.

3. Engineering Required. All building permit applications for signs shall be engineered to demonstrate compliance with the applicable electrical or building code and, where required by the Building Official, shall be accompanied by an original drawing stamped by a licensed engineer attesting to the adequacy of the proposed construction of the sign and its supports.

4. Power Source. Permanent power sources for signs must be concealed underground away from public view or within the structure of the sign or building to which the sign is attached. All electrical connections must comply with all provisions of the National Electric Code.

5. Foundations. All ground signs must be mounted on foundations and footings which conform to the applicable building code.

C. Sign Placement.

1. General Location. No part of any sign shall interfere with the use of any fire escape, exit, required stairway, door ventilator, or window.

2. Clear Sight Triangle. No sign shall be placed within the clear sight triangle as defined within City Code .(See Figure)(See Figure 1).

3. Traffic Safety. No sign shall be designed or placed in any manner that may be confused with any official traffic sign or signal. No sign or other advertising structure shall be designed, constructed, or installed that by reason of its size, location, shape, coloring, or manner of illumination may be confused as a traffic control device. All Traffic Signs shall comply with the Manual on Uniform Traffic Control Devices.

4. Public Rights-of-Way. No sign shall be located on publicly owned land or inside street rights-of-way except signs owned and erected by permission of an authorized public agency or specifically authorized herein.

5. Vertical Setback. In addition to the height restrictions contained herein, no sign shall be erected or maintained which has less horizontal or vertical clearance from communication lines and energized electrical power lines than that prescribed by the laws of the State of Utah, its agencies, or appropriate utility company.

6. Side Setbacks. All permanent and temporary ground signs shall be located at least their height in distance from side property in order to prevent damage to adjacent land in case a sign is toppled by accident or an act of nature.

7. Front Setbacks. All permanent and temporary ground signs shall be set back at least 2 feet from all driveways and the back of sidewalk or public right -of-way, whichever is greater.

8. Additional Setbacks. All permanent and temporary ground signs must be located at least 2 feet from a required parking stall or parking area.

D. Sign Illumination.

1. All sign lighting shall comply with the limitations set within this Code.

2. Signs shall be carefully oriented so that light emitted from a sign or group of signs is not a traffic hazard, obtrusive, or a nuisance to adjacent properties, particularly residential.

3. Signs with exterior illumination must have luminary devices shielded and screened from public view and directed to avoid light spill from the affected sign(s).

4. Persons installing or manufacturing an Electronic Message Center (EMC) sign which has an LED, LCD, or flipper matrix or Electronic Message Center must demonstrate that the brightness of such sign will not exceed .03 one foot-candles over ambient lighting conditions along the property line as measured 6 feet above curb grade. Such signs must also be equipped with a dimmer switch in order to change the intensity of light emitted from the sign to meet the .03 one foot-candle brightness if needed after installation.

E. Sign and Building Maintenance

1. All signs shall be maintained in good condition.

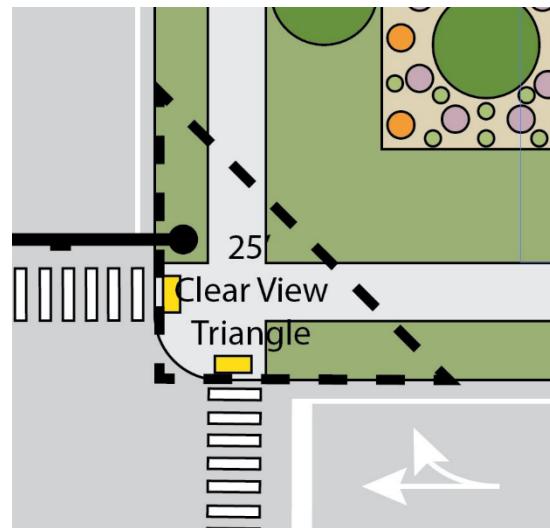


Figure 1

2. Maintenance shall also include the replacement of defective parts, cleaning, painting, oiling, changing of light bulbs, or other acts required for the maintenance of said sign.

3. When a building sign is removed, the face of the building beneath the sign shall be restored to its original pre-sign condition.

4. Signs meeting the definition of Abandoned Sign within this Code shall be removed.

F. Measurement of Regulated Sign Area

1. Single Plane/Panel Signs. The regulated area shall be according to the following standards:

a. Sign copy mounted as individual letters and/or graphics against a wall, window, fascia of a building or other structure that has been painted, textured, or otherwise altered to provide a distinctive background for the sign copy, the area shall be defined as the area enclosed by the smallest 8-sided polygon that will enclose all sign area (See Figure 2). (See Figure...)

b. Sign copy mounted or painted on a background panel or area distinctly textured or constructed as a background for the sign copy shall be measured as that area contained within the outside dimensions of the background panel or surface.

c. Sign copy as an illuminated architectural element of a building shall be calculated as that portion of the illuminated surface or illuminated element which contains sign copy.

d. The regulated area of a monument sign shall include all parts of the sign or structure that contain identification (words or symbols) and information (See Figure 3).



Figure 2

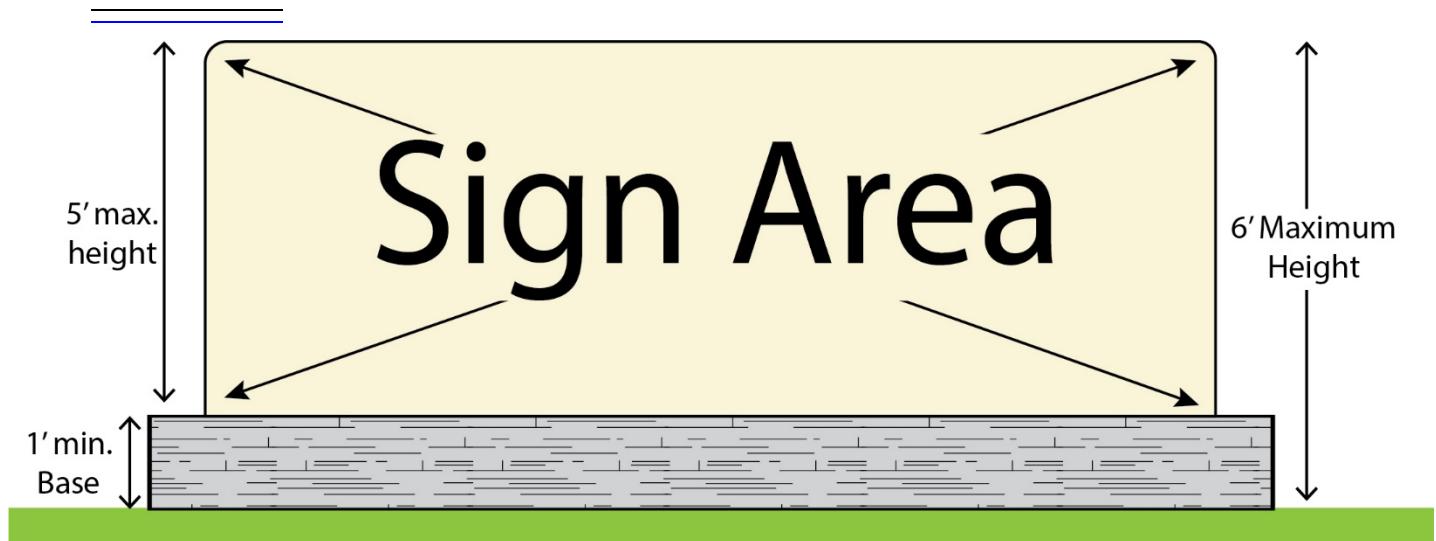


Figure 3

e. The regulated area of a pedestal sign shall include all parts of the sign or structure that contain identification (words or symbols) and information (See Figure 4).

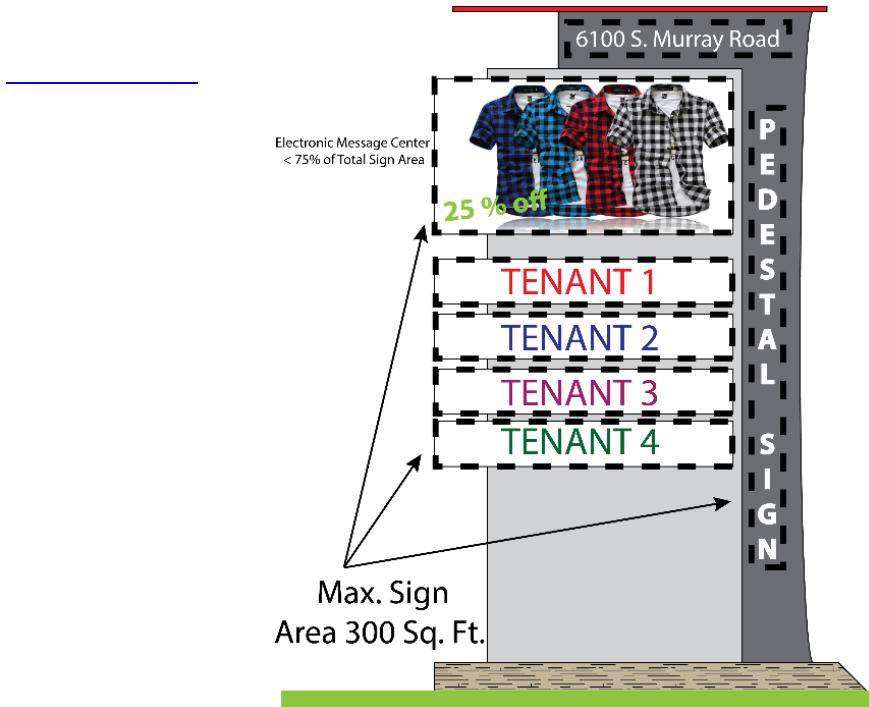
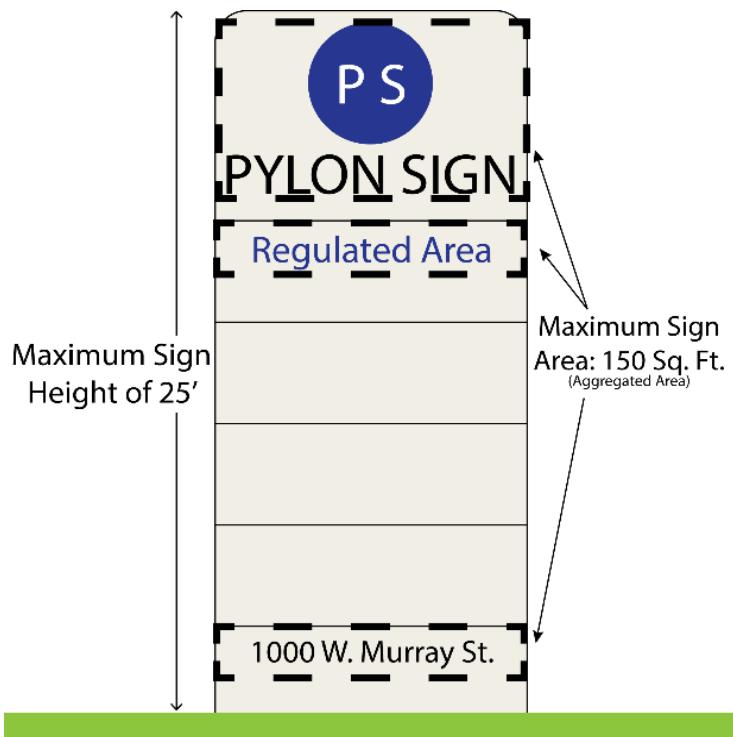


Figure 4

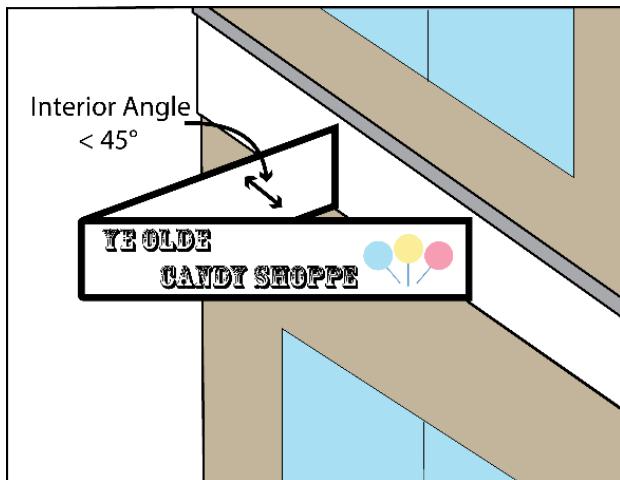
f. The regulated area of a pylon sign shall include all parts of the sign or structure that contain identification (words or symbols) and information (See Figure 5).



[Figure 5](#)

2. Multiple Face Signs (including but not limited to monument, pedestal or pylon signs).

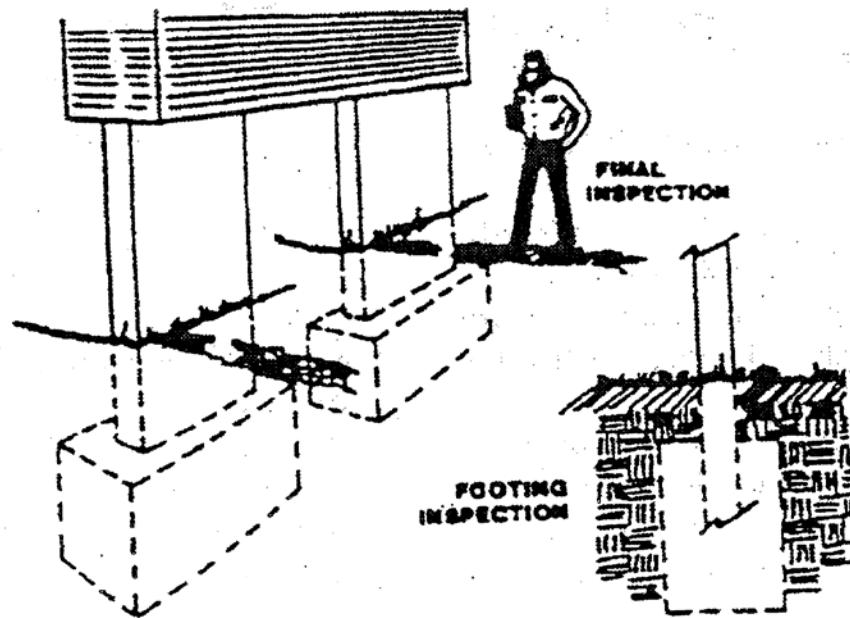
- a. Double Panel. If the interior angle between two faces is 45 degrees or less, the sign area to be measured is a single face. If the angle is greater than 45 degrees, the sign area to be measured will be the area sum of the areas of the two faces (See Figure). (See Figure 63).
- b. Three or More Faces. The sign area shall be the sum of the areas of the three or more faces.



[Figure 6](#)

[Figure 3](#)

~~The person to whom the permit is issued or the person erecting, altering or relocating a sign shall call for inspections as required by the city.~~



(Ord. 07-30 § 2)

17.48.100: REGULATIONS ESTABLISHED:

The regulations in this chapter are adopted to govern the number, size, type, location, subject matter and other provisions relating to signs within the various zones of the city. No signs shall be allowed in any zones unless exempt under this chapter or expressly permitted by this chapter, or unless the signs comply with the regulations established in this chapter relating to legal nonconforming signs.
(Ord. 07-30 § 2)

17.48.120: TEMPORARY SIGNS:

A. General Provisions for Temporary Signs. The following shall apply for all temporary signage:

1. Signs shall be removed as specified herein, unless otherwise indicated within this Code.
2. Signs may only be located on private property and must have the property owner's permission. Signs may not be replaced on public property, or in a public right-of-way unless otherwise allowed herein, such as banners on public light poles and public necessity signs.
3. Signs shall not be erected in a manner as to constitute a roof sign.
4. Signs may not flash, blink, be illuminated, spin, rotate, block traffic visibility, constitute a vehicular or pedestrian traffic hazard, or cause a public nuisance of any kind.
5. Signs shall not be attached to traffic signals, utility poles, fences, or trees.
6. Signs must be secured to a building or the ground.

7. Signs may be attached to existing permanent signs only for the grand opening period.
8. Signs may cover or obscure an existing permanent sign only if the business has changed ownership or changed names.
9. No off-premise temporary signs are allowed except those specifically allowed herein.
10. Signs shall require application and approval from the Community & Economic Development Department for issuance of a Temporary Sign Permit prior to installing or erecting a temporary sign. Temporary signs are allowed for up to 90-days.
11. All temporary signage must be subordinate to and be positioned in such a way so that any permanent ground mounted signage on the same property remains visible.
12. All signs and sign supports, including decorative covers, must be maintained in a graffiti-free and clean condition. Allowed banners and flags must be repaired or replaced when the surface area is frayed, torn, defaced or damaged.
13. Signs may be two-faced, but may not be split faced if the interior angle is greater than 45 degrees.
14. Temporary signs may be allowed for up to 90 days without obtaining a sign permit.
145. All approved temporary signs shall be demarcated with a temporary sticker, provided by the City, in the bottom right-hand corner of the sign.
156. Any sign not expressly allowed by this Code is prohibited.

17.48.130: STANDARDS FOR SIGNS NOT REQUIRING A PERMIT:

A. General Provision for Signs not requiring a Permit. The following signs may be placed without a permit:

1. Signs that are placed entirely within a structure or building, and cannot be viewed from outside the building.
2. Building Identification. Numbers which are used to denote the address of a building shall not be counted against the allowable square footage for the same building.
3. Home Occupations. A legally licensed business in a residence may have a single sign meeting the requirements within this Code.
4. Institutional Uses. Churches, public schools, public utility companies, libraries, governmental buildings, parks, public golf courses, etc. are allowed a single monument sign per street frontage. The height and sign face limits shall meet the standards within the Sign Code.
5. Flags. Properties or uses in residential zones are permitted a maximum of one flag pole for any single property. A maximum of three flag poles are permitted for any single use or property in all other zones. Flags shall be attached to a house, building, foundation, or pole and shall not cross property lines.

6. Memorial Signs. These include signs or tablets cut into a masonry surface or inlaid so as to be part of the building, and shall otherwise meet the standards in the Sign Code.

7. Neighborhood Identification Signs. In any zone district, a sign, masonry wall, landscaping, and other similar materials or features may be combined to form a display for a neighborhood or planned unit development provided that such signs comply with the monument sign standards herein.

8. Temporary residential signs in compliance with the residential sign standards herein.

9. Temporary commercial signs in compliance with the commercial sign standards herein.

9. Real Estate Sales.

a. One sign may be placed on any lot or parcel listed for sale or lease, provided such sign is located entirely within the property to which the sign applies, is not directly illuminated, and does not exceed eight (8) square feet in area. Such signs may include any lawful commercial or non-commercial message.

100. Plaques. Plaques and name plates not exceeding 2 square feet, may be fastened directly to the building.

114. Wayfinding Signs. As set forth within the Murray City Construction Standards.

122. Traffic control signs that are approved by the City Engineer or highway authority and comply with the Manual on Uniform Traffic Control Devices and applicable laws, are permitted. Such traffic control signs shall not be required to comply with general sign standards listed with this Code.

133. Vehicle signs in non-residential zones on vehicles parked within a designated parking space, and outside of any site visibility triangle for public safety reasons.

144. One A-frame sign per licensed use in a non-residential zone during regular operating hours, subject to the following limitations:

a. The sign shall not exceed four feet in height and eight -square feet in size (See Figure 7). (See Figure...).

b. The sign shall be placed behind the sidewalk or designated walkway adjacent to the licensed use.

c. The sign shall not obstruct or project into the sidewalk.

d. The sign shall be weighted to prevent movement by the wind.

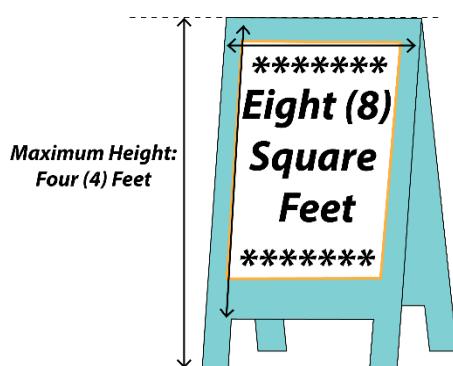


Figure 7

156. Temporary Seasonal Decorations. —Temporary decorations or signs of a seasonally decorative nature are permitted. Such decorations or signs may be of any type, number, area or illumination and must be placed to avoid confusion with authorized traffic lights and signals and shall conform to traffic safety standards.

17.48.140: STANDARDS FOR SIGNS THAT REQUIRE A PERMIT:

A. Awning and Canopy Signs. Signs on awnings and canopies must meet the following standards:

1. Materials. Awning and canopy coverings shall be made of Sunbrella or other similar material. Materials with a glossy finish are not allowed.

2. Signs on Awnings. Signs shall be limited to street level businesses only (See Figure (See Figure 8). Signage on an awning shall be limited to 40 percent of the awning. Translucent letters or accents sewn into awnings are permitted.

3. Canopies. No sign shall be constructed or placed on top of the roof of any canopy. Translucent letters or accents sewn into opaque canvas or acrylic coverings are permitted up to 40 percent of a canopy face (See Figure 8).



Figure 8

4. Illumination of Awnings or Canopies. Illumination of awnings and canopies with signage shall be external. Backlit awnings may be used in conjunction with other site lighting for lighting walkways, entrances, and other pedestrian safety improvements.

5. Signs on Awnings or Canopies in Combination with Wall Signs. Combinations of signs on awnings or canopies with wall signs are permitted. If a combination of awning/canopy and wall signage will be used, the signage on the awning/canopy shall be limited to 25 percent.

B. Directional or Instructional Signs.

These signs must meet the following standards:

1. On-Premise. Signs must be located entirely on-premise.
2. Height. Signs shall not exceed 4 feet in height (See Figure 9).
3. Size. Signs shall not exceed eight (8) square -feet in area.(See Figure...).
4. Number. The number of signs shall be determined during site plan review. In general, the signs allowed should be the minimum required for safe circulation of traffic within a development.

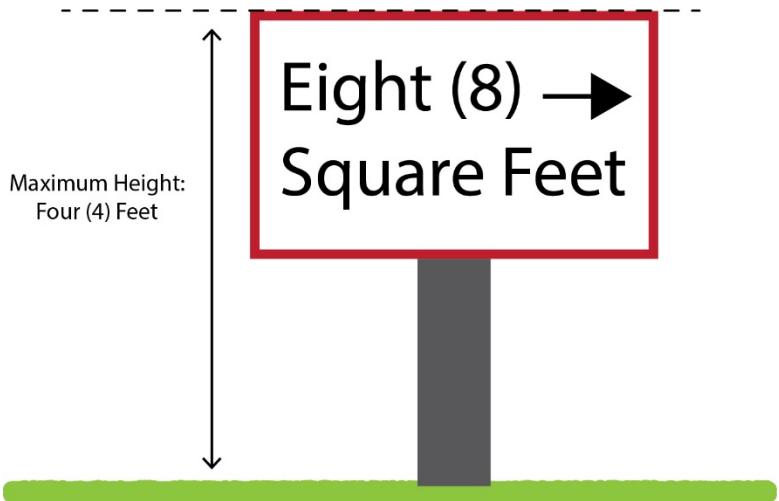


Figure 9

C. Marquee Signs. These signs must meet the following standards:

1. Signs may not extend more than eight feet (8) feet from the building face and maintain a minimum 8 foot clearance above grade (See Figure 10).

2. The color, style, size, scale, and proportion of the sign should enhance the exterior of the building.

3. The sign face area shall be determined within a specific zoning district.

4. Combinations of Marquee Signs and Wall Signs are permitted; however, signage requirements within a specific zoning district will apply.



Figure 10

D. Menu Boards. Menu boards for drive-in and drive-up window restaurants must meet the following standards:

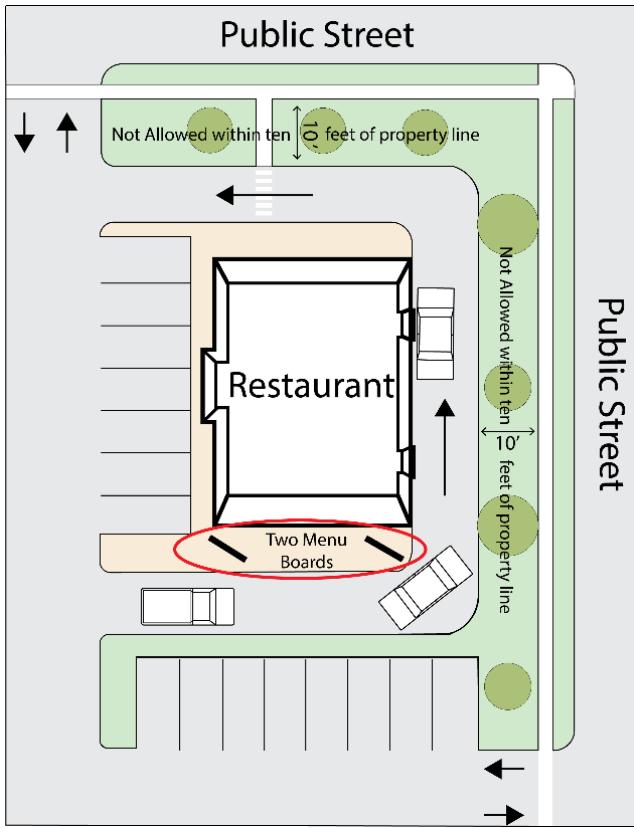


Figure 11

1. Two (2) freestanding or wall mounted menu boards are allowed per business and may be located not less than ten feet (10') from the street property line (See Figure 11);

2. Maximum area may not exceed thirty-two (32) square feet per sign;

3. Maximum sign height may not exceed eight (8) feet for freestanding menu signs;

4. The changing of copy within these signs does not require a permit;

5. Signs may not impair traffic visibility. (Ord. 07-30 § 2)

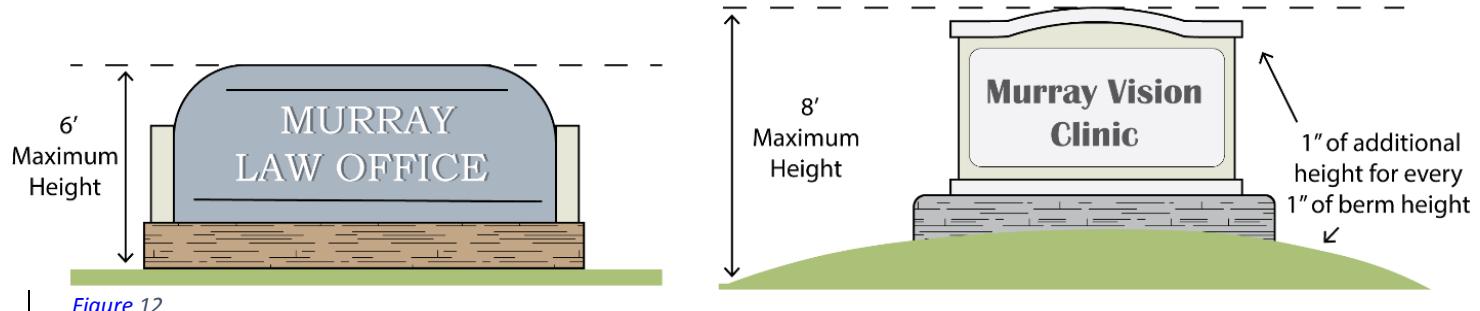
E. Monument/Ground Signs. Monument/ground signs are allowed in all office, commercial and manufacturing, and business park zoning districts provided that these signs comply with the following provisions:

1. Minimum sign setback from the front and side yard property line on a corner lot is five feet (5'). Minimum interior side yard setback is two feet (2') from property line;

2. The sign must be setback a minimum of fifteen feet (15') from any driveway or traffic access and the sign may not impair traffic visibility;

3. The sign must be incorporated into the site landscaping design;

4. The sign may not exceed six feet (6') in height from the top back of curb on the public street (See Figure 12). On corner lots, the sign may not exceed four feet (4') in height from curb grade or street grade if located within the twenty five foot (25') triangular clear vision area (See Figure 1). Signs placed within bermed areas may have an additional inch of overall height for each vertical inch of berm directly under the sign. In such cases the entire frontage must have existing or equal berming treatment, and the sign shall not exceed an overall height of eight (8) feet (See Figure 12).



5. Signs must be permanently mounted on foundations and footings which conform to the international building code.

6. The base of a monument sign shall be a minimum of one (1) foot in height, and shall be constructed of materials and colors that match the building or use. The base shall run the entire horizontal length of the sign and shall contain no sign copy. The base shall be designed to blend in with any proposed berming or contouring of the property.

7. The sign area of a monument sign shall not exceed 5 feet in vertical height.

8. The sign area of a monument sign shall not exceed fifty (50) square feet.

9. Planned commercial centers, pad buildings, and buildings not associated with a planned commercial center are allowed a monument sign on each associated street frontage. However, the signs must be separated by at least 100 feet as measured diagonally across the

property from center to center of both signs , and shall be no closer than 100 feet to any other sign (monument, pylon, pole) located on the same frontage (See Figure 13).

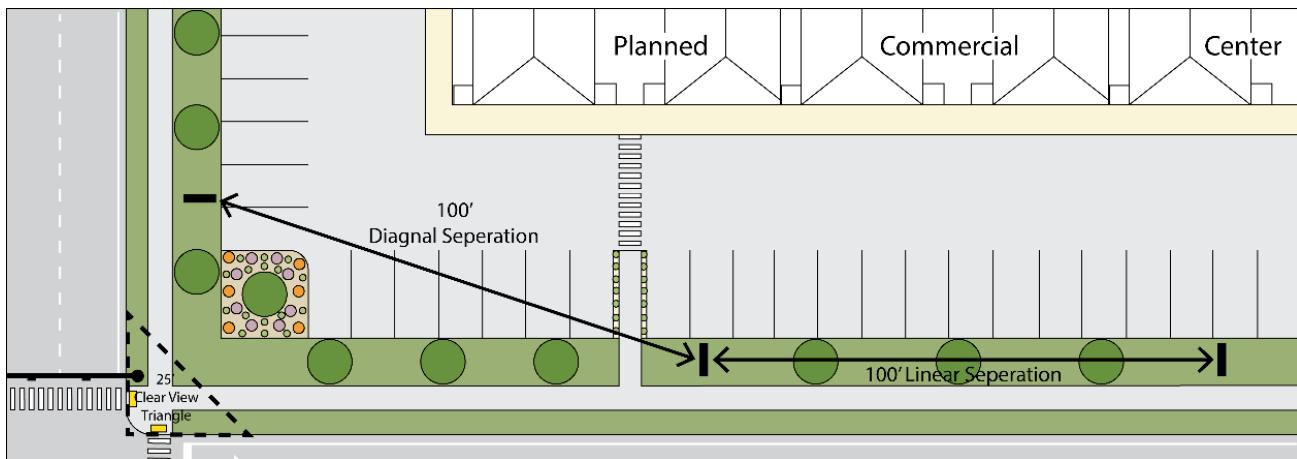


Figure 13

B. The total area of monument/ground signs may not exceed the area restrictions imposed for on-site signs. (Ord. 07-30 § 2)

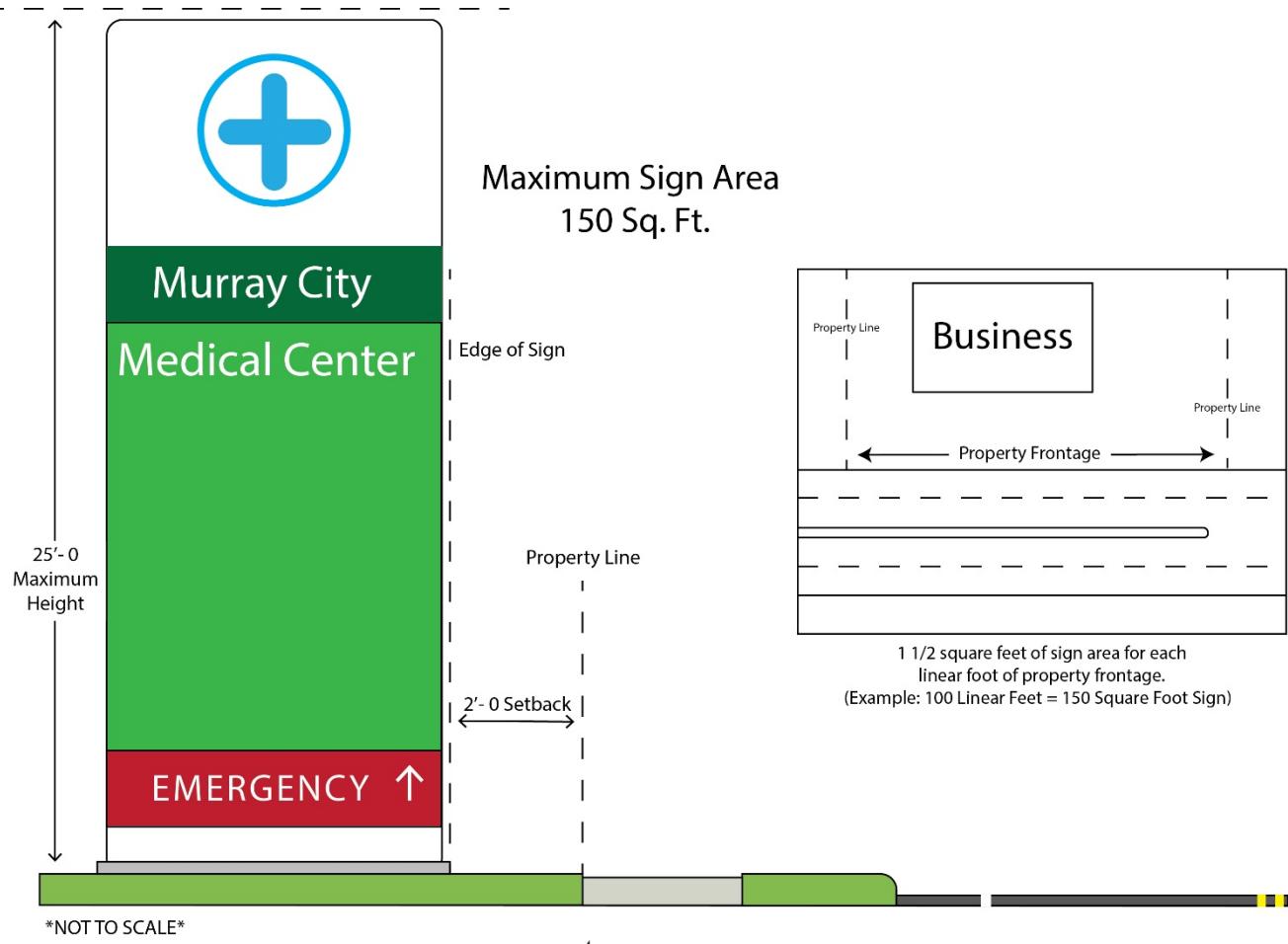
C. Planned Commercial Centers.

1. Monument signs may have a logo/identification theme as part of the sign.
2. The area of the sign is determined by the length of the frontage of any freestanding buildings and contiguous parcels included within the planned commercial center.
 - a. Pad Building within a Planned Commercial Center. The freestanding building lot must be contiguous to a major arterial street and have at least 100 feet of street frontage to have a monument sign.
 - b. Building Not Associated with a Planned Commercial Center. A building not associated with a planned commercial center is allowed one monument sign provided that the parcel has at least 50 feet of street frontage and can locate the sign per the above standards.

F. Pylonedestal Signs. The standards for the use of pylonedestal signs are as follows:

1. Area Standards. A pylonedestal sign may not exceed $1 \frac{1}{2}$ square feet of sign area for each linear foot of street frontage, with no sign exceeding a total sign area of 150 square feet per side (a maximum of two sides are allowed). Each sign must be part of an approved sign theme -(See Figure 14e...). Reader boards, changeable copy areas, and electronic message centers are not allowed.

2. Height Standards. The maximum height of a pylonpedestal sign is twenty-five (25) feet above pavement grade or ground level.



1. [Figure 14](#)

3. Location Standards. A pylonpedestal sign must be located within the required setback area from property line, with a minimum sign setback from all property lines of 2 feet from the outside edge of a sign. A pylonpedestal sign must be at least 2300 feet away from a residential zoning district, and separated by at least 2300 feet from any other pylonpedestal sign. No pylonpedestal sign shall be allowed for any project or parcel that has less than 100 feet of linear public street frontage.
4. Support Standards. Pylonpedestal signs must have structural supports covered or concealed with pole covers (pylonpedestal covers). The cover must utilize materials and be architecturally compatible to the buildings or development to which it is associated.

G. Projecting Signs. A detached sign may not project over a public right of way. An attached sign may project over a public right of way a distance of not more than two feet (2'). No sign may project over a public right of way except those placed flat against a building. (Ord. 07-30 § 2)

1. A sign may be placed below and may be supported by an architectural projection of a building when the projection is designed to carry the additional weight of the sign.

2. Any sign attached to or located on an architectural projection may not be located less than eight feet (8') above a walkway, surfaced area, or ground level below the sign.

3. There must be a minimum horizontal distance of 20'-30' feet between signs suspended perpendicular to a building face (See Figure 15).



Figure 15

4. Signs suspended parallel to a building face may not exceed 15 percent of the first floor elevation of the business.

H. Pedestal Signs. The standards for the use of pedestal signs are as follows:

1. Planned Center on Parcels Less than Seven Acres. No pedestal signs are allowed, only monument signs or pole signs.

2. Planned Center on Parcels of Seven Acres or more. The Planning Commission may approve one pedestal sign per project. No pedestal sign shall be allowed for any project or parcel that has less than 200 feet of linear public street frontage.

3. Planned Centers on Parcels of Twenty Acres or more. The Planning Commission may approve two pedestal signs per project. A pedestal sign must be separated by a minimum of 500 feet from any other pedestal sign. No pedestal sign shall be allowed for any project or parcel that has less than 200 feet of linear public street frontage.

4. Area Standards. A pedestal sign may not exceed 1 1/2 square feet of sign area for each linear foot of street frontage, with no sign exceeding a total sign area of 300 square feet per side (a maximum of two sides are allowed). Each sign must be part of an approved sign theme or integrated architecturally with the buildings. Reader boards, changeable copy areas, and electronic message centers shall not exceed 75 percent of the total sign copy area of the sign (See Figure 16).

5. Height Standards. The maximum height of a pedestal sign is thirty-five (35) feet above pavement grade or ground level. On properties adjacent to freeways, where the sign is freeway oriented, maximum sign height may be determined from freeway grade.

6. Sign Clearance. The minimum sign clearance from grade to the bottom of a pedestal sign is eight (8) feet.

7. Vertical Structural Supports. The minimum distance between vertical structural supports is two (2) feet.

8. Location Standards. A pedestal sign must be located within the required setback area from property line, with a minimum sign setback from all property lines of 2 feet from the outside edge of a sign. A pedestal sign must be at least 300 feet away from a residential use zoning district. and CED staff.

9. Support Standards. Pedestal signs must have structural supports covered or concealed with pole covers (pedestal covers). The covers must utilize materials which are architecturally compatible to the buildings or development to which it is associated.

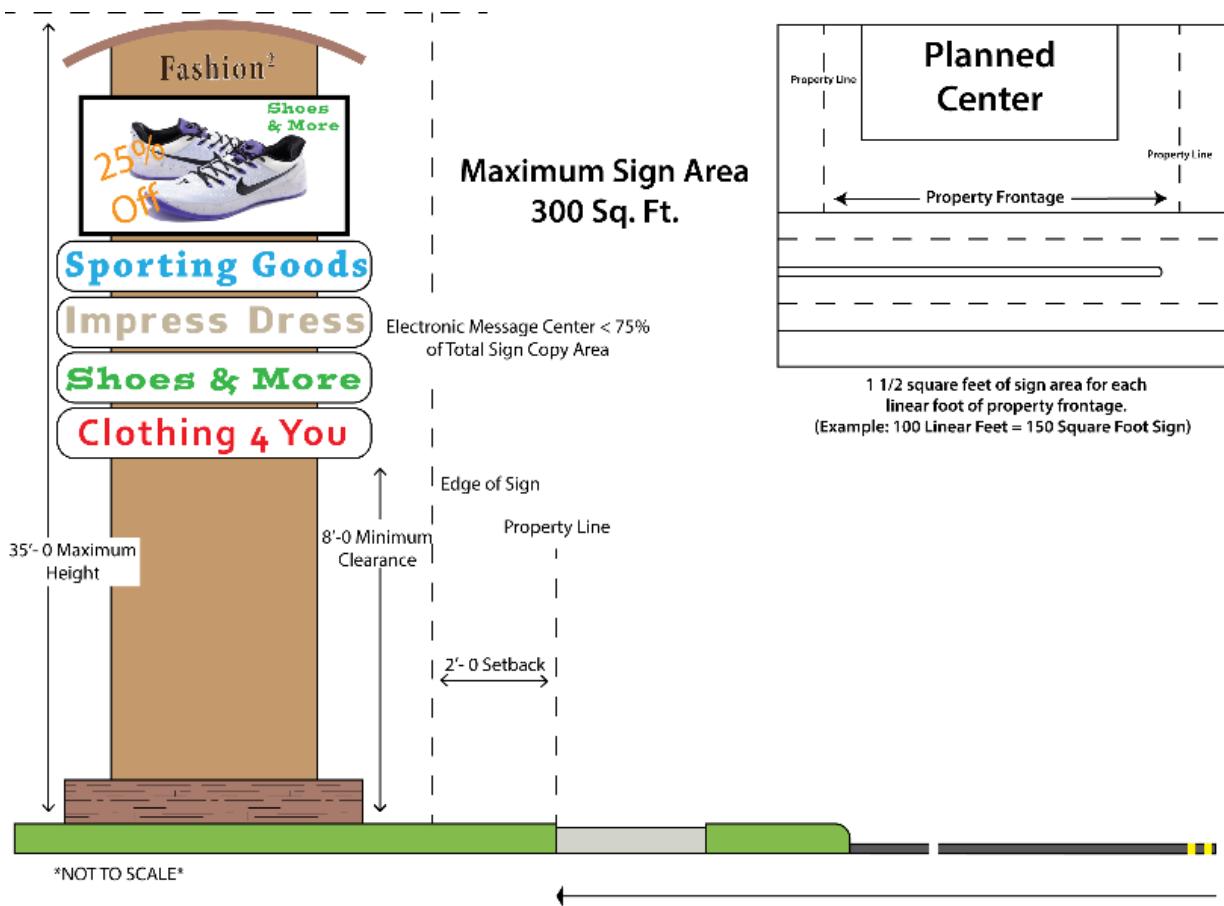


Figure 16

10. Sign Consolidation. An existing Planned Center that meets the requirements of the Sign Code will be required to remove existing detached signs if a pedestal sign is requested and approved by the Planning Commission.

11. Conditional Use. On-Premise pedestal signs which include an Electronic Message Center require Conditional Use approval by the Planning Commission within a Planned Center.

I. Wall or Flat Signs. Signs placed flat against a building must be erected parallel thereto and the outside face of the sign may not extend more than two feet (2') from the wall of the buildings except as allowed for electric awning signs. Signs may project over a public right of way a distance not exceeding two feet (2'), and may not be less than eight feet (8') above the sidewalk. (Ord. 07-30 § 2)

1. Wall or Flat Signs.

- a. **Location Standards.** Wall signs must meet the following location standards:
 - i. They must be located on a wall under complete control by the tenant applying for the sign permit.
 - ii. They shall not cover architectural features or elements on the building.
 - iii. No part of the sign or the sign structure shall project above or below the highest or lowest part of the wall upon which the sign is mounted or painted (See Figure 17).

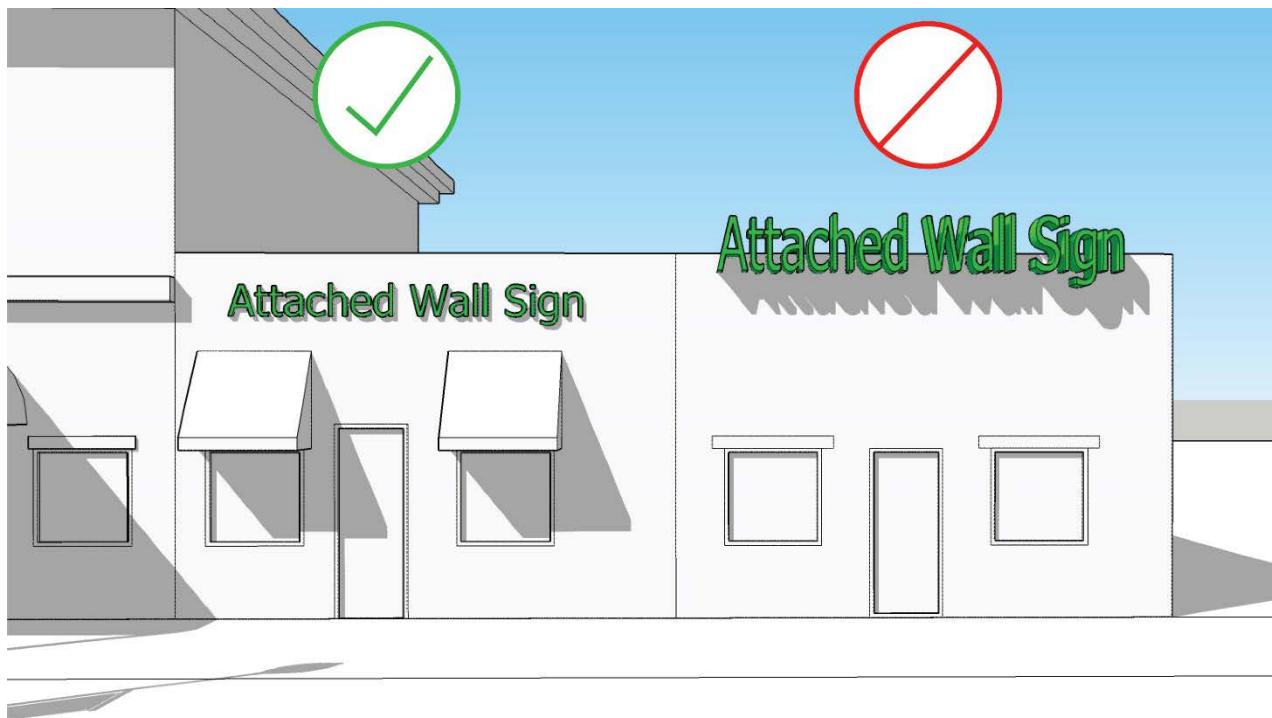


Figure 17

- iv. Businesses which back directly onto residential areas may be allowed non-illuminated signs on the rear of the building.
- b. **Design Standards.** Wall or Flat Signs must meet the following design standards:
 - i. Signs should generally blend with the surrounding natural and manmade environment, (e.g. color, scale, size, style, proportion) to enhance the exterior of the building and not place too much bulk and external distractions on it.

- ii. Signs with changeable copy, reader boards, or electronic message capability are not allowed.
 - iii. Signs shall no project more than 2 feet from the wall to which there are attached.
- c. Area Standards, Single Tenant Buildings. The area of signage allowed on a wall shall be based on the dimensions of the exterior wall under complete control by the tenant applying for a sign permit and under the following guidelines:
 - i. Signage which utilizes shaped or layered cabinet signs or with three dimensional faces and/or individual letters may not occupy more than 20 percent of any wall or building elevation.
 - ii. Signage which utilizes flat, non-dimensional cabinet signs with 90 degree corners may not occupy more than 10 percent of any wall or building elevation.
- d. Area Standards, Multi-Tenant Buildings.
 - i. Ground floor tenants which have direct access from grade into their tenant space may utilize the standards specified for single tenant buildings above.
 - ii. Tenants who access their space through a common entrance(s) or tenants above ground level are not allowed to have individualized wall signs on the exterior of the building. They must be located on a directory sign located next to or within the common entrance of the building. If located on an exterior wall, such directory signs may not exceed 12 square feet.
 - iii. In addition to ground floor tenant signs allowed above, buildings with more than two stories are required to have a building identification sign. All wall signs must comply with the Planning Commission approved signage plan for the building.

17.48.150: RESIDENTIAL ZONE SIGNS:

A. General Provisions for Residential Signs.

Within any residential zone the following signs are permitted as follows:

1. Residential Property for Sale~~al Estate Signs.~~ Any individual lots or parcels in a residential zone actively listed for sale may have one temporary sign ~~One real estate sign per residential property, not to exceed eight (8) square feet in area.~~
2. Residential Signs. One residential sign per residential property, not to exceed four (4) square feet in area.
3. Property Development~~Development Signs.~~ The City will require ~~may issue~~ a permit for a temporary sign in connection with the development of property and where multiple lots or structures are listed or held for sale or lease in a subdivision, subject to the following:
 - a. Temporary permits may be issued for a period not to exceed one year. The Planning Division~~Development Services Division~~ may renew such permit for an additional period of one year upon written application at least thirty (30) days prior to its expiration.

- b. Unlighted temporary signs shall not exceed one hundred twenty-eight (128) square feet in area (See Figure 18).
- c. Unlighted temporary signs shall not exceed ten (10) feet in height.
- d. Temporary subdivision signs must be located and setback from property lines sufficiently to eliminate any safety visibility obstructions as authorized by the City Engineer or Public Services Division. Signs may be located at each entrance in the subdivision under development. A temporary subdivision sign may be located at each entrance in the subdivision. Off-premise temporary subdivision signs may be approved by the Planning Commission



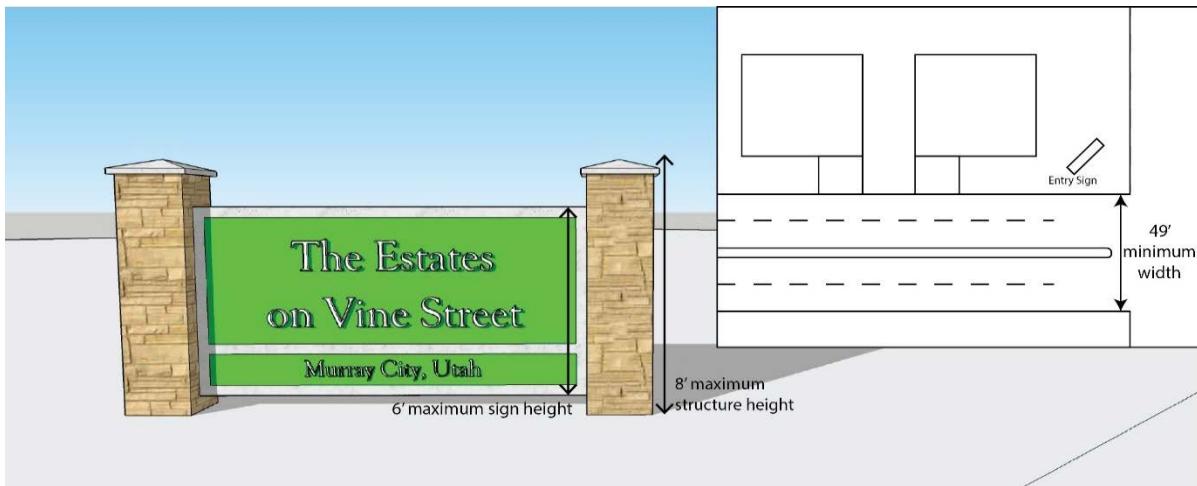
a. Figure 18

and must have the written consent of the property owner.

- 4. Residential Entry Feature Signs. In order to facilitate public safety and community identity, residential developments are permitted to place signage at primary entrances.

- a. Number. Each residential development is permitted one Residential Entry Feature per primary entrance into the development, and shall be located on a street frontage at least forty-nine (49) feet in width (See Figure 19).
- b. Spacing. Residential Entry Signs shall be no closer than one hundred (100) feet to any other Ground Sign on the same frontage. (
- c. Sign Height. The sign portion of an Entry Feature for a residential development shall not exceed six (6) feet in height.

- d. Structure Height. Residential Entry Feature structures shall not exceed eight (8) feet in height.



b. [Figure 19](#)

- e. Sign Area. The sign area shall not exceed fifty (50) square feet (*See Figure 3*).
- a.f. Building Permit. A building permit is required for a Residential Entry Feature Sign.

17.48.160: AGRICULTURAL ZONE SIGNS:

A. General Provisions for Agricultural Signs.

Parcels that are in agricultural use, are vacant, or are currently under active development, may choose to utilize the following temporary signage:

1. Parcels less than one (1) acre in size are permitted a cumulative maximum of 32 square feet of total temporary signage per parcel, either in one or multiple signs, and a maximum height of eight feet per sign.
2. Parcels ranging in size from one (1) acre to ten (10) in size are permitted a cumulative maximum of 64 square feet of total temporary signage per parcel, either in one or multiple signs, and a maximum height of ten feet per signs.
3. Parcels exceeding ten (10) acres in size are permitted up to a cumulative maximum of 96 square feet of total temporary signage per parcel, either in one or multiple signs, and a maximum height of twelve feet per sign. See Figure...
4. Temporary signage on Agricultural parcels shall be removed after a period not to exceed 12 months.
5. Temporary signage on parcels under active development shall be removed within 30 days after issuance of the final certificate of occupancy for a residential development, or certificate of occupancy for non-residential construction.

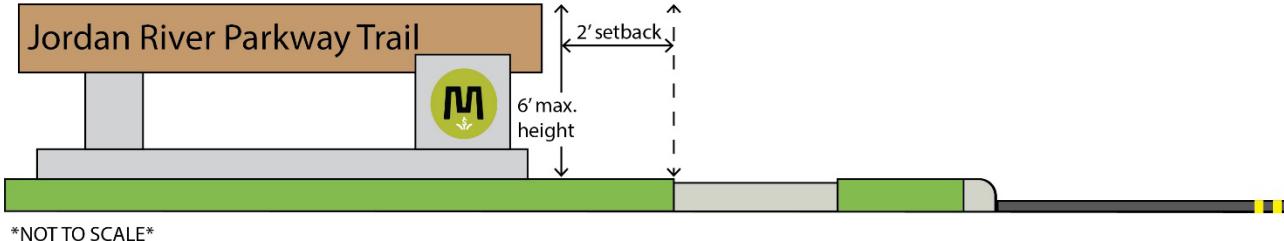
17.48.170: OPEN SPACE ZONE SIGNS:

A. General Provisions for Open Space Signs.

Public parks, trails, and open space areas within City limits are permitted to have the following signs:

1. Monument and Park or Trail Signs adjacent to roadway frontage or parking areas intended to access parks, trails and open space (*See Figure 20*).

Maximum Sign Area 32 Sq. Ft.



NOT TO SCALE

1. *Figure 20*

Public Right-of-Way

2. Monument signs shall not exceed thirty-two (32) square feet in size.
 - Monument signs shall not exceed six (6) feet in height, or four (4) feet in height for a corner.
4. Monument signs shall be a minimum of one hundred (100) feet from any other permanent ground sign on the same frontage.

3.

17.48.180: TRANSIT ORIENTED DEVELOPMENT, MURRAY CITY CENTER DISTRICT AND MIXED USE ZONE SIGNS:

In the Transit Oriented Development, Murray City Center District and Mixed Use zones, on premises signs are permitted as follows:

A. Attached Signs:

1. Flat/wall mounted signs:
 - a. Sign area shall be calculated according to the standards of Section 17.48.140 of this Chapter.
 - b. Storefront signs shall be located on the first story facade and shall consist of external or internal illumination only.
 - c. A maximum of one building identification sign is allowed per building face, and a maximum of one storefront sign is allowed per storefront.
 - d. Building identification signs may be internally illuminated if located above the top of the building.

2. Awning signs:

- a. Sign area shall be calculated according to the standards of Section 17.48.1430 of this Chapter. Signs are limited to street level businesses and may not exceed 40 percent of the awning.
- b. Shall consist of external illumination only.
- c. Shall not extend more than six feet (6') from the face of the building, shall have a minimum clearance of eight feet (8'), and shall be set back a minimum of two feet (2') from the back of the curb.

3. Canopy signs:

- a. Sign area shall be calculated according to the standards of Section 17.48.1430 of this Chapter. Signage shall not occupy more than forty percent (40%) of the canopy face and shall not occupy any canopy roof.
- b. Shall consist of external illumination only.
- c. Shall be limited to the first story only, shall not project more than six feet (6') from the face of the building, shall have a minimum clearance of eight feet (8') and shall not be less than two feet (2') from back of curb.

4. Projecting or hanging signs:

- a. Shall not exceed sixteen (16) square feet in total sign area and shall be measured as the square area that is occupied by the sign.
- b. Shall not extend more than six feet (6') from building face, shall not have a spacing from wall to be less than six inches (6"), and no sign shall be within two feet (2') from back of curb.
- c. Each sign shall be mounted at or below the top of the first floor of the building, at a height no less than 8 feet and no more than 15 feet as measured to the top of the sign.
- d. No sign shall have a thickness greater than twelve inches (12") and signage shall be limited to the two (2) sides perpendicular to the street frontage.
- e. Signs shall have a minimum separation of twenty feet (20') to thirty feet (30') between other blade, hanging or projecting signs.
- f. Hanging signs shall not project beyond the outside limit of the building facade.
- g. If externally illuminated, the shielded light sources must be directed solely onto the sign without causing glare.
- h. Businesses using this type of signage must have a public entrance directly onto a public street.

5. Window signs:

- a. Shall be limited to the ground level only and to one sign per window.
- b. Shall not exceed fifty percent (50%) of the total window area.

B. Detached Signs:

1. Pole signs:

- a. Shall only be allowed for developments which provide a plaza, outdoor dining area, or other similar area and shall be located adjacent to said area.
- b. Shall have a minimum clearance of eight feet (8') and shall not exceed a maximum height of fifteen feet (15').
- c. The maximum sign area shall be limited to twenty-four (24) square feet.
- d. If externally illuminated, the shielded light sources must be directed solely onto the sign without causing glare.

2. Street Light/Banner signs:

- a. Banners may be attached to banner arms on light standards between sixteen feet (16') and twenty-three feet (23') in height within the MCCD Zone (See Figure 21).
- b. A top ~~and bottom~~ banner arm is required with a bottom eyelet, or eyebolt for a banner to be attached to a light standard within the MCCD Zone.
- c. The bottom of a banner must be at least eight feet (8') above a walkway, surfaced area, or ground level below within the MCCD Zone.

3. Monument/ground signs: Shall comply with regulations found in Section 17.48.1430 of the Sign Code.

4. Permanent wayfinding, directional kiosk: One portable or A-Frame sign per ground floor business, and other similar type signage shall be exempt from the standards for detached on premises signs.

C. Sign Removal: Sign removal from a building shall include restoration of the building face to the original condition and design.

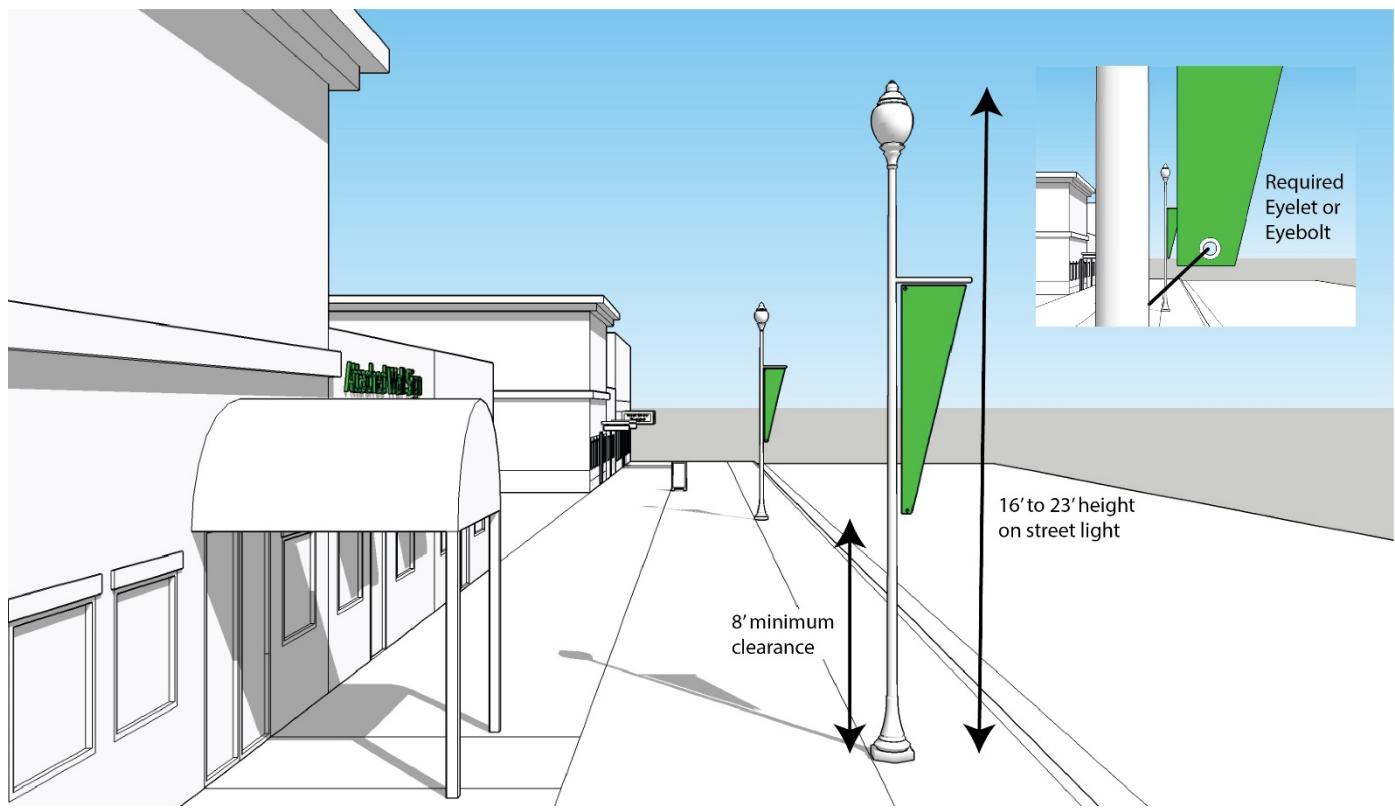


Figure 21

D. Prohibited Signs:

1. Internally illuminated sign cabinets or "box/can" signs with acrylic, panaflex or similar illuminated sheet material faces.
2. Vacuum formed acrylic sign faces, letters, or cabinets.
13. Internally illuminated awnings.
4. Internally illuminated pan channel letters with exposed neon.
25. Wall mounted electronic message center signs.
36. Electronic message signs or electronic awning signs.
47. Off premise signs.

58. Signage shall not be permitted on the exterior facades of buildings or lease space that is not occupied by the business being promoted by the signage.

69. All other prohibited sign types as listed in Section 17.48.10090 of this Chapter.
(Ord. 16-06)

17.48.190: RESIDENTIAL NEIGHBORHOOD BUSINESS ZONE SIGNS:

In the Residential Neighborhood Business (R-N-B) zone, on premises signs are permitted as follows:

A. Detached: Only ground/monument signs are allowed and shall comply with regulations found in Section 17.48.1430 of this Chapter.

1. A detached on premise sign is allowed for each developed parcel not exceeding one-half (1/2) square foot of sign area for each linear foot of street frontage, and may not exceed fifty (50) square feet of total sign area.

2. Minimum sign setback is two feet (2') from property line.

3. The distance between detached signs on the same parcel may not be less than two hundred feet (200').

B. Attached: Attached signage may not exceed a total area of two (2) square feet of sign area for each linear foot of building frontage. (Ord. 07-30 § 2)

17.48.200: COMMERCIAL AND MANUFACTURING ZONE SIGNS:

In Commercial and Manufacturing zones, signs indicating the business, commodities, service, industry, or other activity sold, offered, or conducted on the premises are permitted as follows:

A. Detached On-Site Signs: Detached on site signs are to be erected as follows:

1. One detached on premises sign for each developed parcel not exceeding one and one-half (1 1/2) square feet of sign area for each linear foot of street frontage. No sign may exceed a total sign area of two hundred (200) square feet per side, with a maximum of two sides allowed per side (See Figure 22). A maximum of two sides are allowed.

2. If a developed parcel has in excess of two hundred (200) linear feet of street frontage, additional signs may be allowed, provided the distance between detached signs on each parcel may not be less than two hundred feet (200') as measured in a straight line;

3. The maximum sign height is thirty-five feet (35') above pavement grade or ground level. On properties adjacent to freeways, where the sign is freeway oriented, maximum sign height may be determined from freeway grade;

4. Minimum sign clearance from grade to the bottom of the sign is eight feet (8');

5. Ground/monument signs shall comply with regulations found in Section 17.48.1430 of this Chapter;

6. Minimum sign setback from all property lines is two feet (2').

7. Pole signs are only allowed in the commercial and manufacturing zones for parcels or developments that are directly adjacent to or abutting either Interstate 15 or Interstate 215 and must be freeway oriented.

B. Attached Signs for Each Occupancy: On premises signs may not exceed a total of three (3) square feet of sign area for each linear foot of building frontage. (Ord. 07-30 § 2)

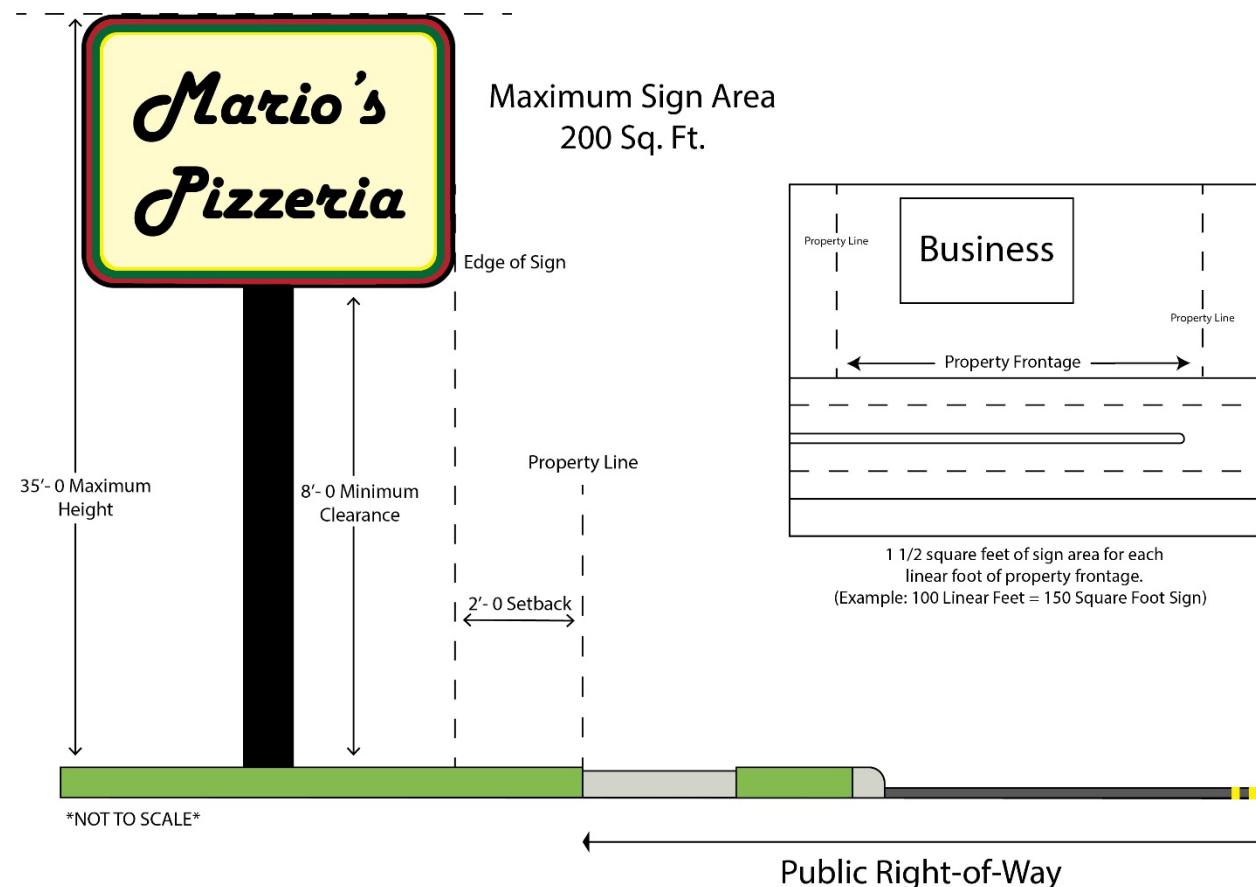


Figure 22

C. Planned Center Signs. The Planning Commission may allow common signs displaying advertising for all uses with a Planned Center on multiple parcels of property that may or may not have separate ownership. The Planning Commission will consider the following criteria as basis for approval of the signs:

1. Signs must be integrated into the development with a common theme or integrated architecturally with the buildings.
2. Location, number, and size of all signs must receive approval by the Planning Commission, and meet the provisions within the Sign Code.
3. The applicant must submit elevations of all signs, and a site plan showing the location of the proposed signs.

4. Additional standards for pedestal signs are located within Section 17.48.140 of the Sign Code.

D. Pylon Signs: Are permitted within the C-D Zone (not permitted within the M-G Zone) and shall comply with the regulations found in Section 17.48.140 of the Sign Code.

17.48.210: GENERAL OFFICE ZONE SIGNS:

A. General Provisions for General Office Signs.

In the General Office (G-O) zone, on premises signs are permitted as follows:

1. A detached on premises sign for each developed parcel not exceeding one-half (1/2) square foot of sign area for each linear foot of street frontage, and may not exceed fifty (50) square feet of total sign area.

2. A minimum clearance of eight feet (8') is required between the ground surface and the bottom of the sign.

3. Maximum sign height allowed is fifteen feet (15') from sidewalk grade to the top of the sign.

4. Minimum sign setback is two feet (2') from property line.

5. Ground/monument signs shall comply with regulations found in Section 17.48.1430 of this Chapter.

6. Attached signage may not exceed a total area of two (2) square feet of sign area for each linear foot of building frontage.

7. The distance between detached signs on the same parcel may not be less than two hundred feet (200').

8. Off premises signs are not allowed in the General Office (G-O) zone. (Ord. 07-30 § 2)

17.48.2210: PROFESSIONAL OFFICE ZONE SIGNS:

A. General Provisions for Professional Office Signs.

In the Professional Office (P-O) zone, on premises signs are permitted as follows:

1. Primary Wall Signs.

- a. Number. A single story building or unit is permitted one (1) primary wall sign. A multiple story building is permitted to have multiple primary wall signs; however, one (1) wall sign is allowed per tenant space.
- b. Size. Primary wall signs shall not exceed ten percent of the façade on which the sign is mounted, or forty-eight (48) square feet, whichever is less.
- c. Height. Each primary wall sign for single story buildings shall maintain a minimum height of eight feet of clearance between the top of the nearest

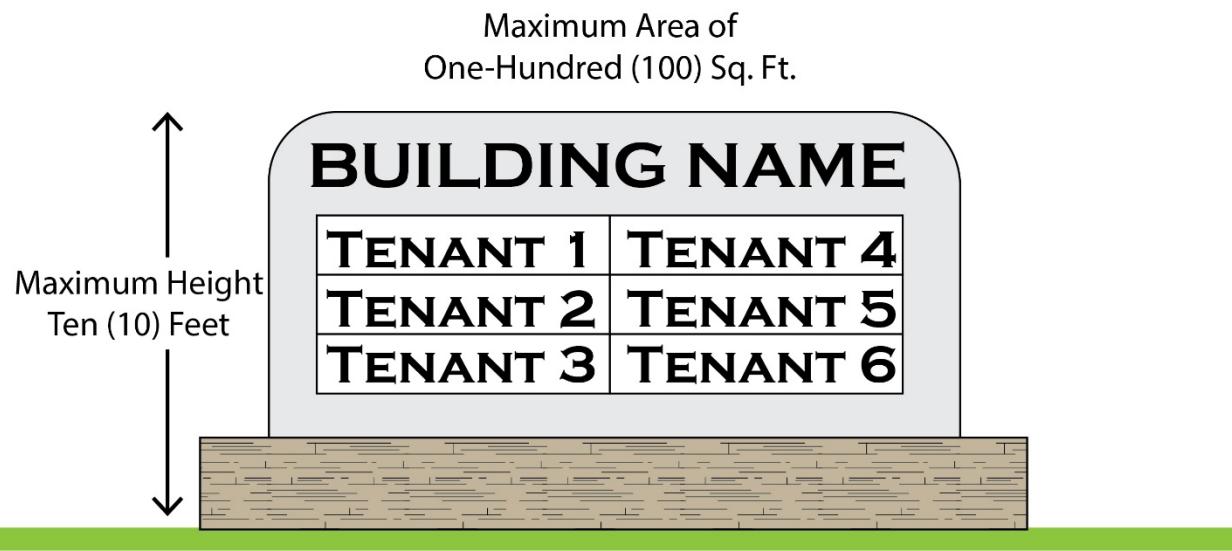
sidewalk or curb and the bottom of the sign; each primary wall sign for multiple story buildings shall be mounted no lower than the bottom of the top floor of the building.

2. Ancillary Wall Signs.

- a. Number. Ancillary uses within a building are permitted one (1) wall sign each.
- b. Size. The area of the sign shall not exceed twenty-four (24) square feet.
- c. Location. The sign shall be mounted by the nearest entrance leading to the ancillary use.
- d. Height. The sign shall be mounted at or below the top of the first floor of the building, at a height no less than eight feet and no more than fifteen feet, as measured to the top of the sign.

3. Ground/Monument Signs.

- a. Number. In addition to directional signs a single building or use: one monument sign shall be allowed for each frontage in excess of one hundred feet a building or use has on a public street. Multiple buildings or uses: One shared monument sign shall be allowed for each frontage in excess of 200 feet a site has on a public street.
- b. Sign Areaze. ~~The sign area~~ A monument sign for a single building or use shall not exceed fifty (50) square feet (See Figure 3) ~~in size~~. ~~The sign area~~ A shared monument sign for multiple buildings or uses shall not exceed one hundred (100) square feet (See Figure 3) ~~in size~~.
- c. Height. A monument sign for a single building or use shall not exceed 6 feet ~~or 8 feet~~ in height (See Figure 12). A shared monument sign for multiple buildings or uses shall not exceed 10 feet in height (See Figure 23).



4. Planned Center Signs.

- a. The Planning Commission may allow common signs displaying advertising for all uses within a Planned Center on multiple parcels of property that may or may not have separate ownership. The Planning Commission will consider the following criteria as a basis for approval of the signs.
 - i. Signs must be integrated into the development with a common theme or integrated architecturally with the buildings.
 - ii. Location, number, and size of all signs must receive approval by the Planning Commission, and meet the provisions of the Sign Code.
 - iii. The applicant must submit elevations of all signs, and a site plan showing the location of the proposed signs.
 - iv. Additional standards for ~~pedestal~~ylon signs are located within Section 17.48.1430 of the Sign Code.

5. Pylon Signs.

- iv. Pylon Signs shall comply with regulations found in Section 17.48.140 of the Sign Code.
 - a.

5.6. Window and Door Signs.

- a. Window and door signs shall not exceed twenty-five percent of the window or door on which the sign is located.

17.48.2320: BUSINESS PARK ZONE SIGNS:

A. General Provisions for Business Park Signs.

In the Business Park (B-P) Zone, on premise signs are permitted as follows:

1. Primary Wall Signs.

- a. Number. Each building or unit is permitted one (1) primary wall sign.
- b. Size. The primary wall sign shall not exceed ten percent of the façade on which the sign is mounted, or thirty-six (36) square feet, whichever is less.
- c. Height. Each primary wall sign for single story buildings shall maintain a minimum of eight feet of clearance between the top of the nearest sidewalk or curb and the bottom of the sign; each primary wall sign for multiple story buildings shall be mounted no lower than the bottom of the top floor of the building.

2. Ancillary Wall Signs.

- a. Number. Ancillary uses within a building are permitted one (1) wall sign each.
- b. Size. The area of the sign shall not exceed eighteen (18) square feet.
- c. Location. The sign shall be mounted by the nearest entrance leading to the ancillary use.

— Height. The sign shall be mounted at or below the top of the first floor of the building, at a height no less than eight feet and no more than fifteen feet, as measured to the top of the sign.

d.

3. Ground/Monument Signs.

- a. Number. In addition to directional signs a single building or use: one monument sign shall be allowed for each frontage in excess of one hundred feet a building or use has on a public street. Multiple buildings or uses: One shared monument shall be allowed for each frontage in excess of 200 feet a site has on a public street.
- b. Size. A monument sign for a single building or use shall not exceed fifty (50) square feet in size. A shared monument sign for multiple buildings or uses shall not exceed one hundred (100) square feet in size.
- c. Height. A monument sign for a single building or use shall not exceed 6 feet in height. A shared monument sign for multiple buildings or uses shall not exceed 10 feet in height.

4. Planned Center Signs.

- a. The Planning Commission may allow common signs displaying advertising for all uses within a Planned Center on multiple parcels of property that may or may not have separate ownership. The Planning Commission will consider the following criteria as a basis for approval of the signs.
 - i. Signs must be integrated into the development with a common theme or integrated architecturally with the buildings.
 - ii. Location, number, and size of all signs must receive approval by the Planning Commission, and meet the provisions within the Sign Code.
 - iii. The applicant must submit elevations of all signs, and a site plan showing the location of the proposed signs.
 - iv. Additional standards for pedestal signs are located within Section 17.48.140 of the Sign Code.

5. Pylon Signs.

- a. Pylon Signs shall comply with regulations found in Section 17.48.140 of the Sign Code.

6. Window and Door Signs.

- a. Window and door signs shall not exceed twenty-five percent of the window or door on which the sign is located.

17.48.2430: HOSPITAL ZONE SIGNS:

A. General Provisions for Hospital Zone Signs.

In the Hospital (H) Zone, on premises signs are permitted as follows:

1. Signs within this zoning district must comply with the standards in the Sign Code.

1. 2. A Signage Plan is required if major changes are proposed for the TOSH medical campus.

3. Pylon Signs shall comply with regulations found in Section 17.48.140 of the Sign Code. Standards for pedestal signs are located within Section 17.48.130 of the Sign Code.

17.48.2540: SPECIAL EVENT SIGNS:

A. General Provisions for Temporary Signs allowed during Special Event Signs.

During special events, as defined in this Chapter, an entity may display temporary signage without a permit as follows A business may advertise a special event, product, or sale during the following periods without a permit, under the following provisions:

1. In non-residential zones, an entity may use one banner sign or up to two blade banner signs on-site, per business, may be used on-site in non-residential zones. Groups of blade banner signs shall be separated by another group of blade banner signs by at least 100 feet. Such signs shall not exceed 32 square feet.



Figure 24

2. Signs must be securely attached to a structure or to ground posts. Banners mounted to the ground may not exceed 48 inches from the ground to the top of the sign and must have a stabilizing crossbar between the ground posts at the top of the sign (See Figure 24). Signs shall not be attached to light poles, fences, vehicles, or other structures.

3. Blade banner signs shall not exceed an overall height of 12 feet. The blade banners must be ground mounted using a post or supported in a stand (See Figure 25).

4. Signs shall be setback from the property lines a minimum of 2 feet and cannot obstruct a right-of-way.

5. Signs shall not be placed where they obstruct the view of any sign identified as a public necessity sign.

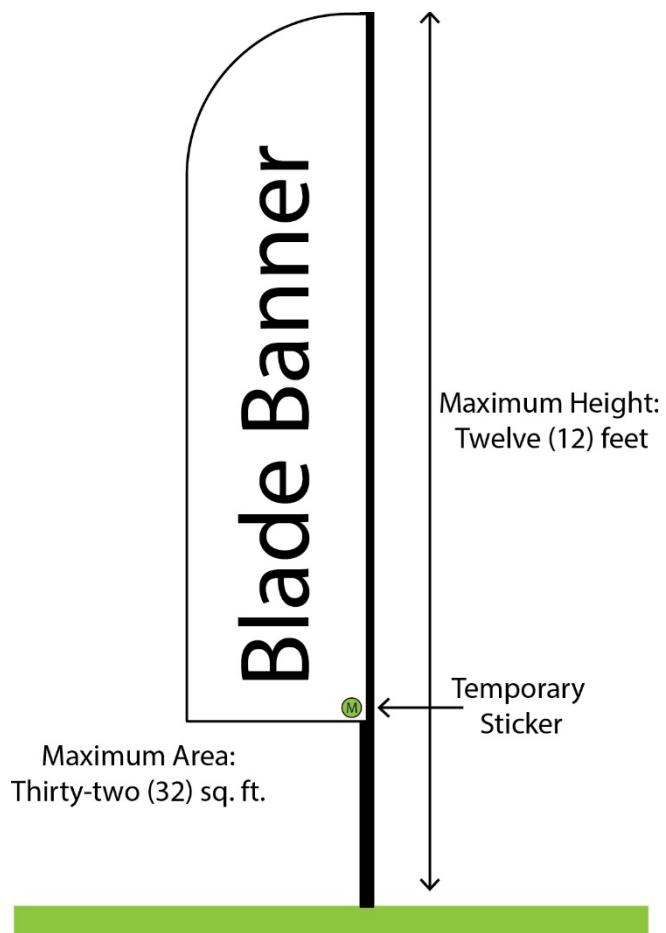


Figure 25

<u>Free Period</u>	<u>Permitted Display Time</u>
<u>February</u>	<u>11th – 21st</u>
<u>March/April</u>	<u>Two weeks before Easter Sunday</u>
<u>May</u>	<u>25th – 30th</u>
<u>July</u>	<u>1st – 5th and 20th – 25th</u>
<u>September</u>	<u>1st – 7th</u>
<u>October</u>	<u>24th – 31st</u>
<u>November</u>	<u>4th week of November</u>
<u>December</u>	<u>Dec. 10th through Jan. 2nd</u>

17.48.2650: OFF PREMISES SIGNS:

A. Definitions: The following terms as used in this section are defined as follows:

4. **ILLEGAL OFF PREMISES ADVERTISING SIGN:** An off premises advertising sign that does not conform or comply with the requirements, including, without limitation, height restrictions, of the version of this code in effect when the sign was originally erected.
5. **LEGAL NONCONFORMING OFF PREMISES SIGN:** An off premises advertising sign that conformed and complied with the requirements of the version of this code in effect when the sign was originally erected but no longer conforms or complies with an amended version of this code.
3. **OFF PREMISES ADVERTISING SIGN:** A commercial sign that directs the attention of the public to a business activity conducted or product sold or offered at a location not on the same premises where the commercial sign is located. For purposes of this section, easements and other appurtenances and noncontiguous parcels under the same ownership are considered off the premises of the parcel of land on which the business or activity is located or conducted. The definition of off premises advertising sign includes, without limitation, billboards, poster panels, marquees, painted bulletins and other similar advertising displays. Signs that are no more than twelve (12) square feet in area and no more than five feet (5') above uniform ground surface grade and which provide only directions to a business or establishment are excluded from the definition of off premises advertising sign. The definition of off premises advertising sign does not include mass transit bus stop bench and shelter and light and commuter rail station advertising displays.

B. Off Premises Advertising Signs Prohibited: All off premises advertising signs are prohibited within the jurisdiction of the city.

C. Nonconforming Off Premises Advertising Signs: A legal nonconforming off premises advertising sign may be continued only to the extent allowed by Sections 10-9a-511 through 513 of the Utah code. A legal nonconforming off premises advertising sign must not be extended, altered, expanded or substituted. A legal nonconforming off premises advertising sign may be removed without any obligation to compensate the owner of the sign if after the city code enforcement officer conducts an investigation and makes a recommendation, the Murray City municipal council finds in a public hearing for which reasonable notice of the hearing has been provided to the sign owner that:

1. **The owner or the owner's agent of the off premises advertising sign in connection with seeking approval for the sign intentionally made false or misleading oral or written statements to a city or state of Utah agency, department, division, employee or official; or**
2. **The legal nonconforming off premises advertising sign is unsafe; or**
3. **The legal nonconforming off premises advertising sign is in an unreasonable state of repair; or**

4. The legal nonconforming off premises advertising sign has been abandoned for more than twelve (12) months.

D. Maintenance Of Legal Nonconforming Off Premises Signs: Subject to this section of this chapter and Utah Code Annotated Sections 10-9a-513(1) and 72-7-510(2)(b), a legal nonconforming off premises sign may receive maintenance to repair, refurbish, repaint, or otherwise keep the sign safe and in a state suitable for use, including if the sign is destroyed by casualty, vandalism or an act of God.

E. Permit: After written notice of hearing has been sent to the owner of a legal nonconforming off premises sign, no work may be conducted on the sign for any purpose whatsoever without first obtaining a permit from the city and only after the Murray City municipal council conducts its hearing and finds that the sign should not be removed, unless the owner of the sign consents in writing that the sign may be removed immediately and releases the city from any and all liability related to the sign or its removal and the city issues a permit to the sign owner for removal of the sign.

F. Removal Of Legal Nonconforming Advertising Signs: A legal nonconforming off premises advertising sign the Murray City municipal council declares must be removed pursuant to subsection C of this section is a public nuisance that the sign owner must abate by not more than sixty (60) days after the date of a written notice that the sign must be removed sent to the sign owner from the city. After sixty (60) days from the date that the written notice was sent, the sign may be removed by the city, and the costs of removal may be charged to the owner.

G. Removal Of Illegal Off Premises Advertising Signs: Upon written notice, the owner of an illegal off premises advertising sign will have thirty (30) days from the date of the written notice to bring the illegal off premises advertising sign into compliance with all requirements, including, without limitation, height restrictions, of the version of this code in effect when the sign was originally erected. If the illegal off premises advertising sign is not brought into compliance before the expiration of thirty (30) days from the date of the written notice, and after the Murray City municipal council provides written notice to the owner and conducts a public hearing on the matter, then the owner must remove the sign within three (3) days after the decision by the Murray City municipal council that the off premises advertising sign is illegal, or the city may remove the sign, and the costs of removal may be charged to the owner. After the removal period, each day will constitute a new violation subject to the penalty provisions of this chapter. After the owner receives written notice, the owner must obtain a permit from the city, and no work may be performed on the sign until the city has issued an approved permit to the owner.

H. Severability And Conflict: This section and its various parts are hereby declared to be severable if any subsection, clause, provision, or portion of this section is declared invalid or unconstitutional by a court of competent jurisdiction. No court decision will affect the validity of either this section as a whole or any parts not declared invalid or unconstitutional by that decision. If any part of this section is found to be in conflict with any other ordinance provision of the city, the most restrictive or highest standard will apply, prevail and govern. (Ord. 07-30 § 2)

17.48.2760: HEIGHT ADJUSTMENTS & RELOCATION FOR EXISTING OUTDOOR ADVERTISING SIGNS:

A. Adjustment Criteria: If the view and readability of an outdoor advertising sign, including a nonconforming sign as defined in Section 72-7-510 Utah Code Annotated, is obstructed due to a noise abatement or safety measure, grade change, construction, aesthetic improvement made by an agency of the state, directional sign, or widening along an interstate, federal aid primary highway existing as of June 1, 1991, or national highway systems highway, the owner of the sign may:

1. Adjust the height of the sign provided necessary structural modifications are made to comply with the international building code; or

2. Relocate the sign to a point within five hundred feet (500') of its prior location, if the sign complies with spacing requirements under section 72-7-507 Utah Code Annotated, and is in a C-D or M-G zone.

B. Height Adjustment Not Substantial Change: A height adjusted sign under this section does not constitute substantial change to the sign.

C. Visibility: The height adjusted sign may be erected to a height and angle to make it clearly visible to traffic on the main traveled way of the highway as defined above in subsection 17.48.260~~170~~A of this chapter and shall be the same size as the previous sign.

D. Billboard Height: The highest point of any new billboard, excluding temporary embellishments, shall not be more than:

1. Forty five feet (45') above the existing grade; or

2. If a street within one hundred feet (100') of the billboard, measured from the street at the point at which the billboard is perpendicular to the street, is on a different grade than the new billboard, twenty five feet (25') above pavement elevation of the street. (Ord. 07-30 § 2)

17.48.2870: ELECTRONIC MESSAGE CENTER SIGNS:

Electronic Message Center Signs require conditional use permit approval in the C-D, M-G, B-P and P-O zones. In addition to the restrictions found in this Chapter and the other chapters which apply to the zones mentioned above, Electronic Message Center Signs are subject to the following restrictions:

A. Electronic Message Centers are not allowed off premises.

B. All Electronic Message Centers must have an automatic dimmer to reduce sign intensity after dark.

C. Electronic Message Centers shall be carefully oriented so that light emitted from a sign is not a traffic hazard, obtrusive, or a nuisance to adjacent properties.

D. Persons installing or manufacturing an Electronic Message Center (EMC) ~~sign~~ which has an LED, LCD, or flipper matrix or Electronic Message Center must demonstrate that the brightness of such sign will not exceed .03 one foot-candles over ambient lighting conditions along the

property line as measured 6 feet above curb grade. Such signs must also be equipped with a dimmer switch ~~in order~~ to change the intensity of light emitted from the sign to meet the .03 one foot-candle brightness if needed after installation.

E. Any display on the Electronic Message Center must remain lighted for at least two (2) seconds.

F. An Electronic Message Center located within three~~five~~ hundred feet (3500')- of a residential use area, or as otherwise determined by the Planning Commission, may not operate between the hours of ten o'clock (10:00)P.M. and six o'clock (6:00) A.M. of the following day.

G. A minimum of five percent (5%) of the time the sign is in use the message shall be devoted to public service messages. (Ord. 07-30 § 2)

17.48.2980: SEXUALLY ORIENTED BUSINESS SIGNS:

Sexually oriented business signs are limited as follows:

A. No more than one sign is allowed per business;

B. No sign may exceed eighteen (18) square feet in area;

C. No animation is permitted on or around any sexually oriented business sign or on the exterior walls or roof of the business premises;

D. No descriptive art or designs depicting any activity related to or implying the nature of the business is allowed. Signs may contain alphanumeric copy only;

E. Only single face wall signs are permitted;

F. Other than the signs specifically allowed by this chapter, a sexually oriented business may not use any temporary sign, banner, light or other device designed or intended to draw attention to the business location. (Ord. 07-30 § 2)

17.48.3090: SIGN PERMIT PROCESS:

A. Sign Design. Each sign submitted for approval shall incorporate the following elements:

1. Architectural compatibility (design)

2. Size, scale, proportion (balance)

3. Illumination

4. Color and style

5. Location

6. Landscaping

B. Required Permit Information

1. Information Required for All Applications

- a. Proof of current Murray City Business License.
- b. Business address and phone number.
- c. Address of property owner and phone number.
- d. General or sign contractor license, phone, and address.
- e. Value of the sign (including the cost of manufacturing and installation).

2. Additional Information Required for Monument, Pedestal and Pylon Signs

- a. Plot plan showing the relationship of signs to buildings, property lines, setback from public rights-of-way, intersections, easements, driveways, existing site contours (1 foot intervals), and nearest monument, pedestal or pylon signs on the same frontage.
- b. Two accurately dimensioned, scaled drawings showing height, color, square foot dimensions, landscaping, sign composition, materials, type of illumination, and how the signs will appear from the street.
- c. Details of sign construction including an electrical plan and foundation schemes with appropriate engineer's stamp(s).
- d. Number of acres and length of lineal frontage for the property.

3. Additional Information Required for Signs on a Building Exterior

- a. Two scaled drawings showing square foot dimensions of both the building and the sign, sign composition, and type of illumination.
- b. A profile drawing of how the sign will appear from the street/parking area and on the building.
- c. Detail of sign construction, electrical plan, and attachment details with appropriate engineer's stamp(s).

4. Temporary Signs

- a. Plot plan showing relationship of sign(s) to buildings, property lines, setback from public rights-of-way, intersections, easements, and driveways.
- b. Length of period for display. A maximum of up to 90-days.
- c. Type of request, e.g. grand opening, special promotions, etc.

C. Required Inspections and Tags

- 1. Permanent Signs.** All permanent signs containing electrical components, footings, engineering, or as otherwise required by the Building Official shall receive final inspections by an authorized City building inspector to certify that the placement and construction of such sign

is in conformance with representations made in permit applications, and that work is completed and meets all applicable building and safety codes and conditions of approval.

2. Temporary Signs. Temporary signs for which a permit is required and has been approved shall have attached thereto a City issued tag recognizing the temporary nature of its approval. Such tags shall be displayed for the duration of the City approved period. Inspections shall be made to insure that the sign is in conformance with representations made in permit applications, and that all applicable codes, standards, and conditions of approval are met.

D. Penalties for Installing Signs without Permits or Inspections. New or existing signs installed or maintained without a required permit or the required inspections will be required to be removed or assessed a penalty fee as outlined by the most recently adopted Murray City policy at the time the owner/operator of the signs makes application for a permit.

17.48.110: RESIDENTIAL AND AGRICULTURAL ZONES; SIGNS PERMITTED:

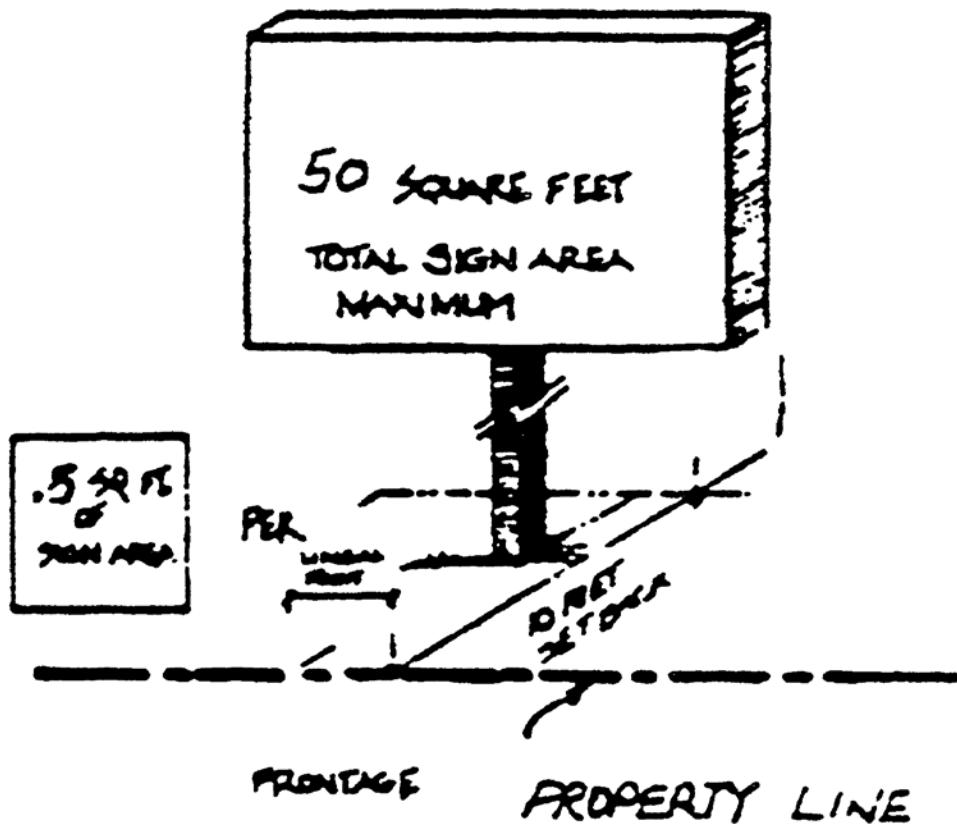
Within any residential or agricultural zone, signs are permitted as follows:

- A. One civic sign, not to exceed sixteen (16) square feet in sign area;
- B. Development, construction, subdivision signs, as allowed in section 17.48.510 of this chapter;
- C. One real estate sign, not to exceed eight (8) square feet in area;
- D. One residential sign, not to exceed two (2) square feet in area;
- E. Signs described in this section must be located on the property to which they pertain;
- F. Signs not described in this section are allowed only as a conditional use and require planning and zoning commission approval. (Ord. 07-30 § 2)

17.48.120: GENERAL OFFICE ZONE:

In the general office (G O) zone, on premises signs are permitted as follows:

- A. A detached on premises sign for each developed parcel not exceeding one half ($\frac{1}{2}$) square foot of sign area for each linear foot of street frontage, and may not exceed fifty (50) square feet of total sign area.

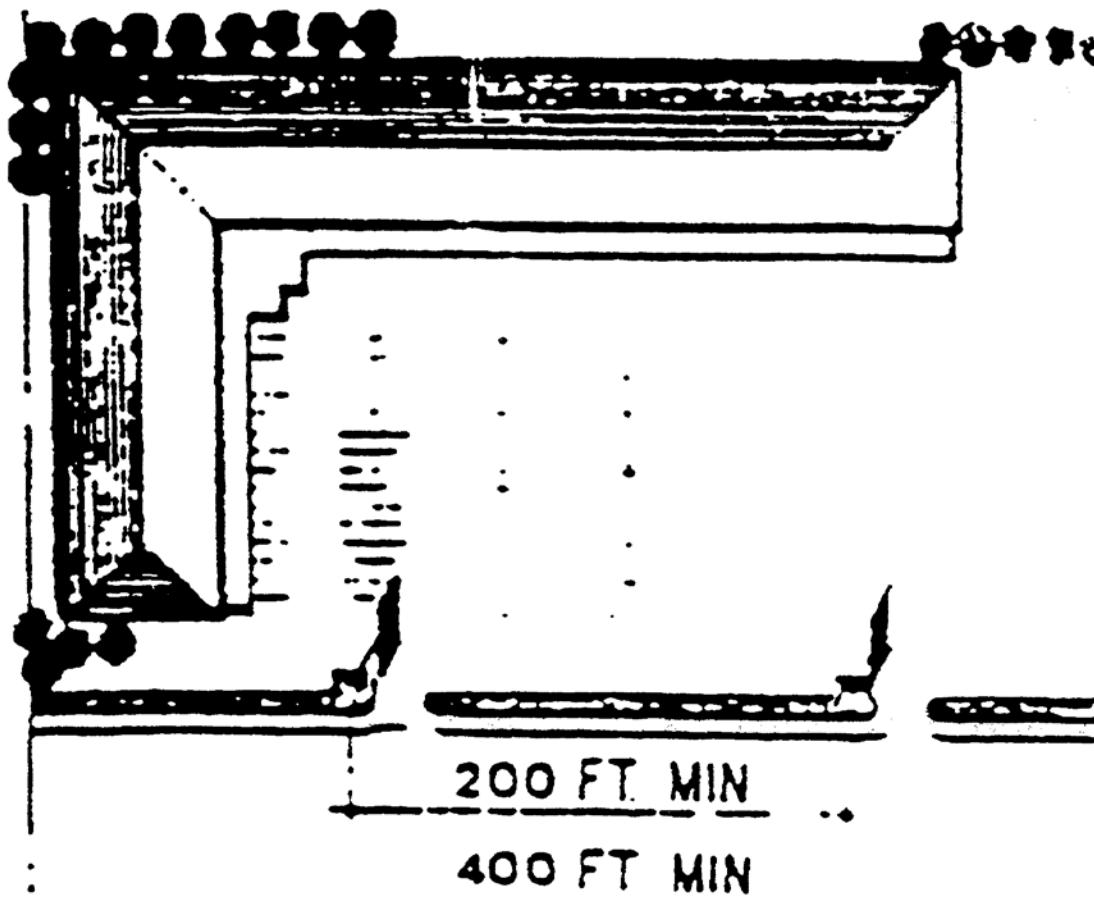


- B. A minimum clearance of eight feet (8') is required between the ground surface and the bottom of the sign.
- C. Maximum sign height allowed is fifteen feet (15') from sidewalk grade to the top of the sign.
- D. Minimum sign setback is two feet (2') from property line.

E. ~~Ground/monument signs shall comply with regulations found in section 17.48.240 of this chapter.~~

F. ~~Attached signage may not exceed a total area of two (2) square feet of sign area for each linear foot of building frontage.~~

G. ~~The distance between detached signs on the same parcel may not be less than two hundred feet (200').~~



H. ~~Off premises signs are not allowed in the general office (G-O) zone. (Ord. 07-30 § 2)~~

17.48.130: RESIDENTIAL NEIGHBORHOOD BUSINESS ZONE:

~~In the residential neighborhood business (R-N-B) zone, on premises signs are permitted as follows:~~

A. ~~Detached: Only ground/monument signs are allowed and shall comply with regulations found in section 17.48.240 of this chapter.~~

1. ~~A detached on premises sign for each developed parcel not exceeding one half ($\frac{1}{2}$) square foot of sign area for each linear foot of street frontage, and may not exceed fifty (50) square feet of total sign area.~~

2. ~~Minimum sign setback is two feet (2') from property line.~~

3. The distance between detached signs on the same parcel may not be less than two hundred feet (200').

B. Attached: Attached signage may not exceed a total area of two (2) square feet of sign area for each linear foot of building frontage. (Ord. 07-30 § 2)

17.48.140: OPEN SPACE ZONE:

As approved by the planning commission by conditional use permit. (Ord. 07-30 § 2)

17.48.150: HOSPITAL ZONE:

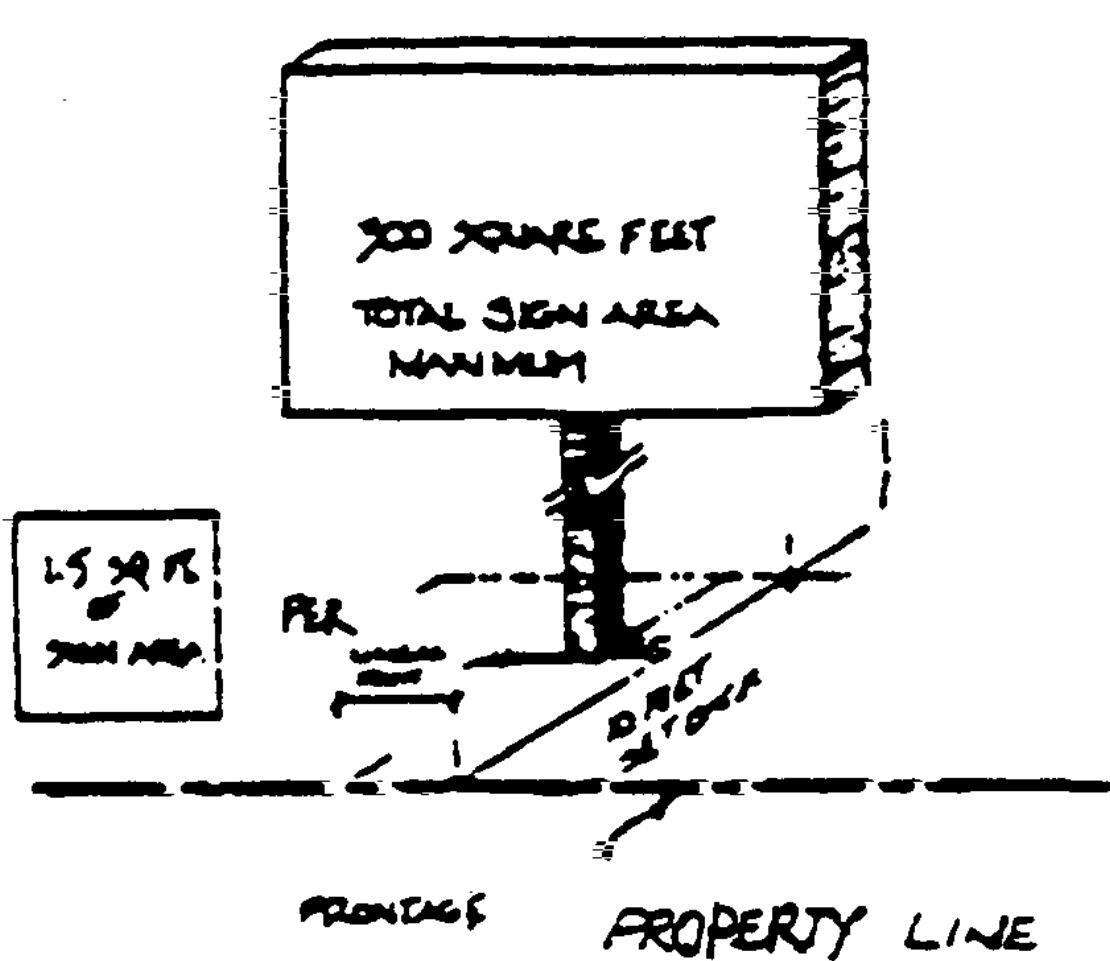
As approved by the planning commission by conditional use permit. (Ord. 07-30 § 2)

17.48.160: COMMERCIAL AND MANUFACTURING ZONES:

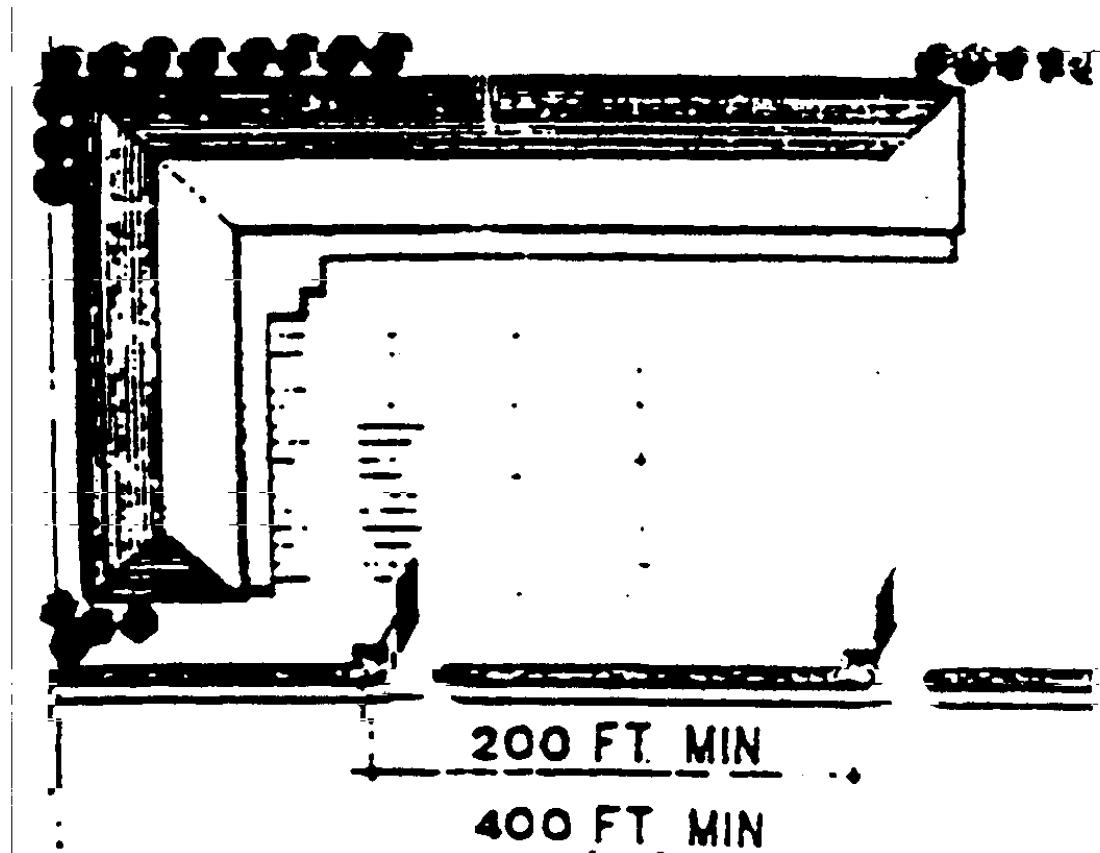
In commercial and manufacturing zones, signs indicating the business, commodities, service, industry, or other activity sold, offered, or conducted on the premises are permitted as follows:

A. Detached On-Site Signs: Detached on-site signs to be erected as follows:

1. One detached on-premises sign for each developed parcel not exceeding one and one-half (1 1/2) square feet of sign area for each linear foot of street frontage. No sign may exceed three hundred (300) square feet of total sign area;



2. If a developed parcel has in excess of two hundred (200) linear feet of street frontage, additional signs may be allowed, provided the distance between detached signs on each parcel may not be less than two hundred feet (200') as measured in a straight line;

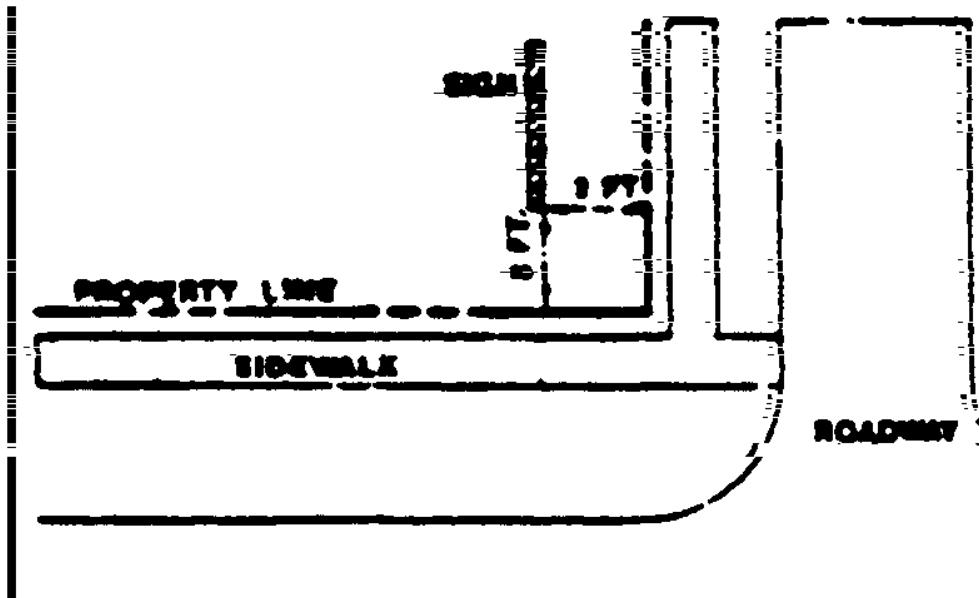


3. The maximum sign height is thirty five feet (35') above pavement grade or ground level. On properties adjacent to freeways, where the sign is freeway oriented, maximum sign height may be determined from freeway grade;

4. Minimum sign clearance from grade to the bottom of the sign is eight foot (8');

5. Ground/monument/subdivision signs shall comply with regulations found in section 17.18.240 of this chapter;

6. Minimum sign setback from all property lines is two feet (2');



~~B. Attached Signs For Each Occupancy: On premises signs may not exceed a total of three (3) square feet of sign area for each linear foot of building frontage. (Ord. 07-30 § 2)~~

~~17.48.165: TRANSIT ORIENTED AND MIXED USE ZONES:~~

In the Transit Oriented and Mixed Use zones, on premises signs are permitted as follows:

~~A. Attached Signs:~~

~~1. Flat/wall mounted signs:~~

- ~~a. Sign area shall be calculated according to the standards of section 17.48.160 of this chapter.~~
- ~~b. Storefront signs shall be located on the first story facade and shall consist of external illumination only.~~
- ~~c. A maximum of one building orientation/identification sign is allowed per building face, and a maximum of one storefront orientation sign is allowed per storefront.~~
- ~~d. Building orientation/identification signs may be internally illuminated if located above the top of the building.~~

~~2. Awning signs:~~

- ~~a. Limited to street level businesses and may not exceed one square foot for each linear foot of awning.~~
- ~~b. Lettering or graphics may only be placed on the vertical valance of the awning.~~

- c. Shall consist of external illumination only.
- d. Shall not extend more than six feet (6') from the face of the building, shall have a minimum clearance of eight feet (8'), and shall be set back a minimum of two feet (2') from the back of the curb.

3. Canopy signs:

- a. Shall not occupy more than forty percent (40%) of the canopy face and shall not occupy any canopy roof.
- b. Shall consist of external illumination only but may use illumination in conjunction with wall signs.
- c. Shall be limited to the first story only, shall not project more than six feet (6') from the face of the building, shall have a minimum clearance of eight feet (8') and shall not be less than two feet (2') from back of curb.

4. Blade/projecting or hanging signs:

- a. Shall not exceed sixteen (16) square feet in total sign area and shall be measured as the square area that is occupied by the sign.
- b. Shall not extend more than six feet (6') from building face, shall not have a spacing from wall to be less than six inches (6"), and no sign shall be within two feet (2') from back of curb.
- c. Shall have a minimum clearance of eight feet (8') and shall not exceed the finished second floor height for multi-story buildings.
- d. No sign shall have a thickness greater than twelve inches (12") and signage shall be limited to the two (2) sides perpendicular to the street frontage.
- e. Signs shall have a minimum separation of twenty feet (20') between other blade, hanging or projecting signs.
- f. Hanging signs shall not project beyond the outside limit of the building facade.
- g. Shall be externally illuminated with shielded light sources directed solely onto the sign without causing glare.
- h. Businesses using this type of signage shall have a public entrance directly onto a public street.

5. Window signs:

- a. Shall be limited to the ground level only and to one sign per window.
- b. Shall not exceed fifty percent (50%) of the total window area.

B. Detached Signs:

1. Pole signs:

- a. Shall only be allowed for developments which provide a plaza, outdoor dining area, or other similar area and shall be located adjacent to said area.
 - b. Shall have a minimum clearance of eight feet (8') and shall not exceed a maximum height of fifteen feet (15').
 - c. The maximum sign area shall be limited to sixteen (16) square feet.
 - d. Shall be externally illuminated with shielded light sources directed solely onto the sign without causing glare.
 - 2. Monument/ground signs: Shall comply with regulations found in section 17.48.240 of this chapter, except that in the Transit Oriented Development (TOD) zone, no sign shall exceed a total area of fifty (50) square feet.
 - 3. Permanent wayfinding, directional kiosk: One portable sign per ground floor business, and other similar type signage shall be exempt from the standards for detached on premises signs in the TOD.
- C. Sign Removal: Sign removal from a building shall include restoration of the building face to the original condition and design.
- D. Prohibited Signs:
- 1. Internally illuminated sign cabinets or "box/can" signs with acrylic, panaflex or similar illuminated sheet material faces.
 - 2. Vacuum formed acrylic sign faces, letters, or cabinets.
 - 3. Internally illuminated awnings.
 - 4. Internally illuminated pan channel letters with exposed neon.
 - 5. Wall mounted electronic message center signs.
 - 6. Electronic message signs or electronic awning signs.
 - 7. Off premises signs.
 - 8. Signage shall not be permitted on the exterior facades of buildings or lease space that is not occupied by the business being promoted by the signage.
 - 9. All other prohibited sign types as listed in section 17.48.410 of this chapter. (Ord. 16-06)

17.48.170: OFF PREMISES SIGNS:

A. Definitions: The following terms as used in this section are defined as follows:

ILLEGAL OFF PREMISES ADVERTISING SIGN: An off premises advertising sign that does not conform or comply with the requirements, including, without limitation, height restrictions, of the version of this code in effect when the sign was originally erected.

~~—LEGAL NONCONFORMING OFF PREMISES SIGN: An off premises advertising sign that conformed and complied with the requirements of the version of this code in effect when the sign was originally erected but no longer conforms or complies with an amended version of this code.~~

~~—OFF PREMISES ADVERTISING SIGN: A commercial sign that directs the attention of the public to a business activity conducted or product sold or offered at a location not on the same premises where the commercial sign is located. For purposes of this section, easements and other appurtenances and noncontiguous parcels under the same ownership are considered off the premises of the parcel of land on which the business or activity is located or conducted. The definition of off premises advertising sign includes, without limitation, billboards, poster panels, marquees, painted bulletins and other similar advertising displays. Signs that are no more than twelve (12) square feet in area and no more than five feet (5') above uniform ground surface grade and which provide only directions to a business or establishment are excluded from the definition of off premises advertising sign. The definition of off premises advertising sign does not include mass transit bus stop bench and shelter and light and commuter rail station advertising displays.~~

B. Off Premises Advertising Signs Prohibited: All off premises advertising signs are prohibited within the jurisdiction of the city.

C. Nonconforming Off Premises Advertising Signs: A legal nonconforming off premises advertising sign may be continued only to the extent allowed by sections 10-9a-511 through 513 of the Utah code. A legal nonconforming off premises advertising sign must not be extended, altered, expanded or substituted. A legal nonconforming off premises advertising sign may be removed without any obligation to compensate the owner of the sign if after the city code enforcement officer conducts an investigation and makes a recommendation, the Murray City municipal council finds in a public hearing for which reasonable notice of the hearing has been provided to the sign owner that:

1. The owner or the owner's agent of the off premises advertising sign in connection with seeking approval for the sign intentionally made false or misleading oral or written statements to a city or state of Utah agency, department, division, employee or official; or
2. The legal nonconforming off premises advertising sign is unsafe; or
3. The legal nonconforming off premises advertising sign is in an unreasonable state of repair; or
4. The legal nonconforming off premises advertising sign has been abandoned for more than twelve (12) months.

D. Maintenance Of Legal Nonconforming Off Premises Signs: Subject to this section of this chapter and Utah Code Annotated sections 10-9a-513(1) and 72-7-510(2)(b), a legal nonconforming off premises sign may receive maintenance to repair, refurbish, repaint, or otherwise keep the sign safe and in a state suitable for use, including if the sign is destroyed by casualty, vandalism or an act of God.

E. Permit: After written notice of hearing has been sent to the owner of a legal nonconforming off premises sign, no work may be conducted on the sign for any purpose whatsoever without first obtaining a permit from the city and only after the Murray City municipal council conducts its hearing and finds that the sign should not be removed, unless the owner of the sign consents in writing that the sign may be removed immediately and releases the city from any and all liability

~~related to the sign or its removal and the city issues a permit to the sign owner for removal of the sign.~~

~~F. Removal Of Legal Nonconforming Advertising Signs: A legal nonconforming off premises advertising sign the Murray City municipal council declares must be removed pursuant to subsection C of this section is a public nuisance that the sign owner must abate by not more than sixty (60) days after the date of a written notice that the sign must be removed sent to the sign owner from the city. After sixty (60) days from the date that the written notice was sent, the sign may be removed by the city, and the costs of removal may be charged to the owner.~~

~~G. Removal Of Illegal Off Premises Advertising Signs: Upon written notice, the owner of an illegal off premises advertising sign will have thirty (30) days from the date of the written notice to bring the illegal off premises advertising sign into compliance with all requirements, including, without limitation, height restrictions, of the version of this code in effect when the sign was originally erected. If the illegal off premises advertising sign is not brought into compliance before the expiration of thirty (30) days from the date of the written notice, and after the Murray City municipal council provides written notice to the owner and conducts a public hearing on the matter, then the owner must remove the sign within three (3) days after the decision by the Murray City municipal council that the off premises advertising sign is illegal, or the city may remove the sign, and the costs of removal may be charged to the owner. After the removal period, each day will constitute a new violation subject to the penalty provisions of this chapter. After the owner receives written notice, the owner must obtain a permit from the city, and no work may be performed on the sign until the city has issued an approved permit to the owner.~~

~~H. Severability And Conflict: This section and its various parts are hereby declared to be severable if any subsection, clause, provision, or portion of this section is declared invalid or unconstitutional by a court of competent jurisdiction. No court decision will affect the validity of either this section as a whole or any parts not declared invalid or unconstitutional by that decision. If any part of this section is found to be in conflict with any other ordinance provision of the city, the most restrictive or highest standard will apply, prevail and govern. (Ord. 07-30 § 2)~~

17.48.180: HEIGHT ADJUSTMENTS FOR EXISTING OUTDOOR ADVERTISING

SIGNS: 

~~A. Adjustment Criteria: If the view and readability of an outdoor advertising sign, including a nonconforming sign as defined in section 72-7-510 Utah Code Annotated, is obstructed due to a noise abatement or safety measure, grade change, construction, aesthetic improvement made by an agency of the state, directional sign, or widening along an interstate, federal aid primary highway existing as of June 1, 1991, or national highway systems highway, the owner of the sign may:~~

- ~~1. Adjust the height of the sign provided necessary structural modifications are made to comply with the international building code; or~~
- ~~2. Relocate the sign to a point within five hundred feet (500') of its prior location, if the sign complies with spacing requirements under section 72-7-507 Utah Code Annotated, and is in a C-D or M-G zone.~~

~~B. Height Adjustment Not Substantial Change: A height adjusted sign under this section does not constitute substantial change to the sign.~~

~~C. Visibility: The height adjusted sign may be erected to a height and angle to make it clearly visible to traffic on the main traveled way of the highway as defined above in subsection 17.48.170A of this chapter and shall be the same size as the previous sign.~~

~~D. Billboard Height: The highest point of any new billboard, excluding temporary embellishments, shall not be more than:~~

~~1. Forty five feet (45') above the existing grade; or~~

~~2. If a street within one hundred feet (100') of the billboard, measured from the street at the point at which the billboard is perpendicular to the street, is on a different grade than the new billboard, twenty five feet (25') above pavement elevation of the street. (Ord. 07-30 § 2)~~

17.48.190: FLOODPLAIN:

~~As approved by the planning commission by conditional use permit. (Ord. 07-30 § 2)~~

17.48.200: ELECTRONIC MESSAGE CENTERS:

~~Electronic message centers require conditional use permit approval in the C-D and M-G zones. In addition to the restrictions found in this chapter and the other chapters which apply to the zones mentioned above, electronic message centers are subject to the following restrictions:~~

~~A. Electronic message centers are not allowed off premises.~~

~~B. All electronic message centers must have an automatic dimmer to reduce sign intensity after dark.~~

~~C. Lamp size may not exceed fifty four (54) watts of incandescent lighting for daytime usage. An automatic dimmer must be installed to reduce nighttime wattage to thirty (30) watts. Light emitting diodes and magnetic discs may be used, if the light intensity is not greater than that produced by incandescent lighting.~~

~~D. An electronic message center may not flash or scintillate, except to change the displayed wording to different wording.~~

~~E. Any display on the electronic message center must remain lighted for at least two (2) seconds.~~

~~F. An electronic message center located within five hundred feet (500') of a residential area, or as otherwise determined by the planning commission, may not operate between the hours of ten o'clock (10:00) P.M. and six o'clock (6:00) A.M. of the following day.~~

~~G. A minimum of five percent (5%) of the time the sign is in use the message shall be devoted to public service messages. (Ord. 07-30 § 2)~~

17.48.210: SEXUALLY ORIENTED BUSINESS SIGNS:

~~Sexually oriented business signs are limited as follows:~~

- ~~A. No more than one sign is allowed per business;~~
- ~~B. No sign may exceed eighteen (18) square feet in area;~~
- ~~C. No animation is permitted on or around any sexually oriented business sign or on the exterior walls or roof of the business premises;~~
- ~~D. No descriptive art or designs depicting any activity related to or implying the nature of the business is allowed. Signs may contain alphanumeric copy only;~~
- ~~E. Only single face wall signs are permitted;~~
- ~~F. Other than the signs specifically allowed by this chapter, a sexually oriented business may not use any temporary sign, banner, light or other device designed or intended to draw attention to the business location. (Ord. 07-30 § 2)~~

17.48.220: MENU BOARDS FOR DRIVE-IN RESTAURANTS:

~~Menu boards shall comply with the following regulations:~~

- ~~A. Two (2) freestanding or wall mounted menu boards are allowed per business and may be located not less than ten feet (10') from the street property line;~~
- ~~B. Maximum area may not exceed thirty (30) square feet per sign;~~
- ~~C. Maximum sign height may not exceed six feet (6') for freestanding menu signs;~~
- ~~D. Signs may not impair traffic visibility. (Ord. 07-30 § 2)~~

17.48.230: ELECTRIC AWNING SIGNS:

~~The following requirements apply to electric awning signs:~~

- ~~A. All frames shall be made of tubular or structurally shaped steel or aluminum with finishes or coatings as required to ensure against corrosion.~~
- ~~B. Vinyl fabric coverings shall be fourteen (14) ounces per yard minimum weight with certification as to tensile strength and flame resistance to meet international building code and fire code standards.~~

- ~~C. Fastenings and/or structural attachments to buildings be attached to structural members and of sufficient size and strength to meet international building code standards.~~
- ~~D. Letter copy on electric awning signs shall be applied with manufacturer approved processes and may not exceed forty five percent (45%) of the total face area.~~
- ~~E. Electric awning signs conform to the size and area requirements of this chapter, except that only the copy area of an electric awning sign is used to compute these limitations. The remaining portion is considered awning area only.~~
- ~~F. Electric awning signs are restricted to single story buildings or to the first level only of multi-story buildings unless, additional signs are approved by the planning commission, as a conditional use.~~
- ~~G. The awning sign including letter copy area may not exceed a total area equal to twenty five percent (25%) of the building face.~~
- ~~H. Backlighting shall be sufficient to light the sign and provide downlighting, but may not be so bright as to obstruct adjoining and surrounding signs.~~
- ~~I. Awning signs shall be architecturally compatible with their surroundings as determined by the development services department staff. Any applicant denied a permit on the basis of incompatibility may appeal that decision to the appeal authority.~~
- ~~J. An electric awning sign may project over a public right of way no more than two feet (2'), except that the sign may not project more than four feet (4') from the face of the building.~~
- ~~K. Minimum awning clearance from grade to the bottom of the awning is eight feet (8'). (Ord. 14-10: Ord. 07-30 § 2)~~

17.48.240: MONUMENT/GROUND SIGNS:

~~Monument/ground signs are allowed in conformity with the following provisions:~~

- ~~A. Monument/ground on premises signs are allowed in all office, commercial and manufacturing zoning districts provided that these signs comply with the following provisions:~~
- ~~1. Minimum sign setback from the front and side yard property line on a corner lot is five feet (5'). Minimum interior side yard setback is two feet (2') from property line;~~
 - ~~2. The sign must be set back a minimum of fifteen feet (15') from any driveway or traffic access and the sign may not impair traffic visibility;~~
 - ~~3. The sign must be incorporated into the site landscaping design;~~
 - ~~4. The sign may not exceed six feet (6') in height from the top back of curb on the public street. On corner lots, the sign may not exceed four feet (4') in height from curb grade or street grade if located within the twenty five foot (25') triangular clear vision area;~~

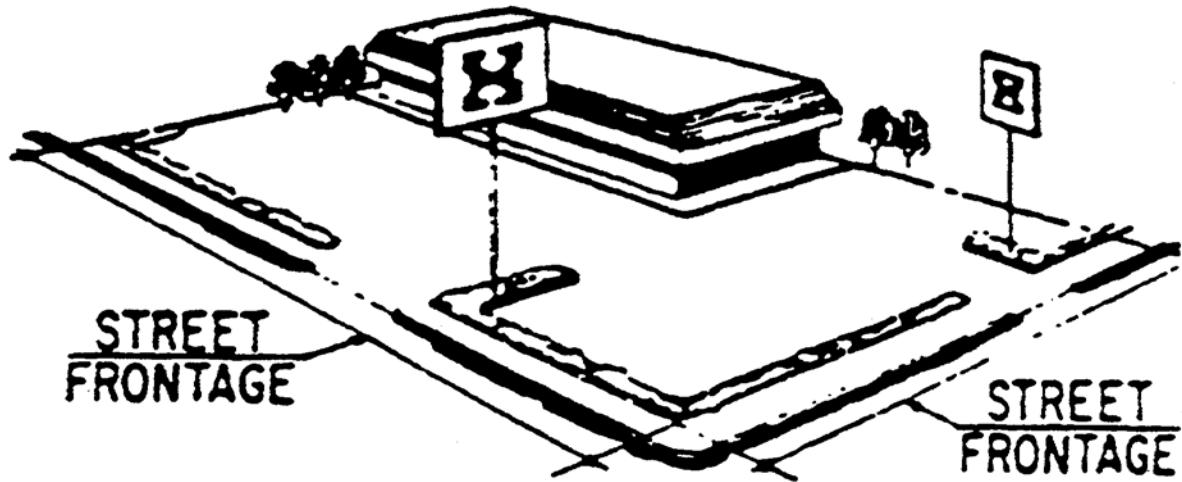
5. Signs must be permanently mounted on foundations and footings which conform to the international building code.

B. The total area of monument/ground signs may not exceed the area restrictions imposed for on-site signs. (Ord. 07-30 § 2)

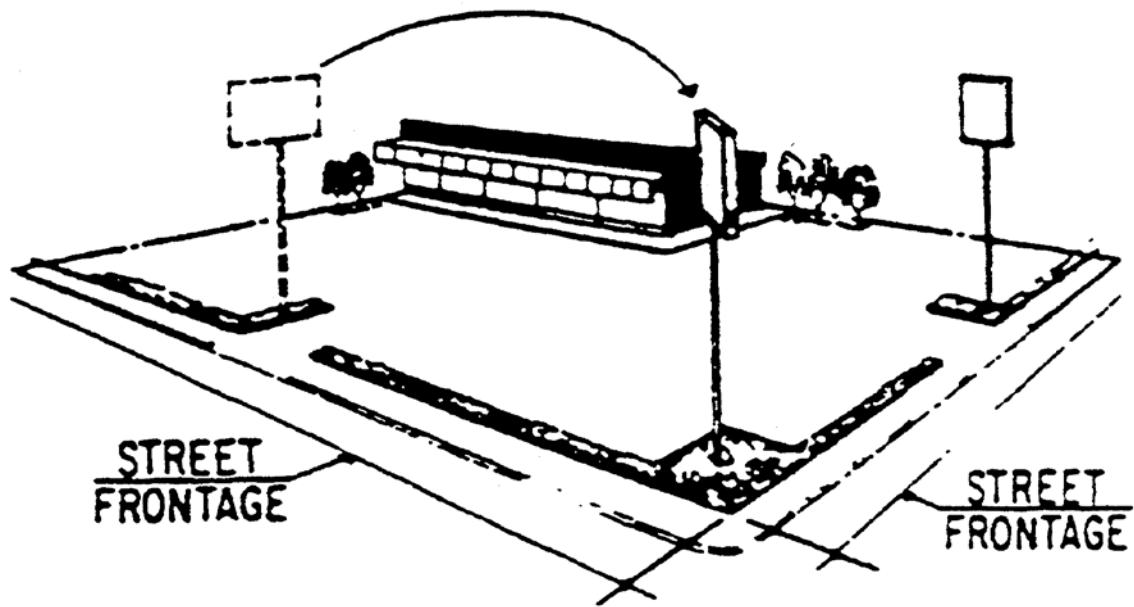
17.48.250: LOTS WITH TWO OR MORE FRONTAGES; GENERAL REQUIREMENTS AND LIMITATIONS:  

On-site signs may be placed on each frontage of a lot or parcel in the number, area, size and height allowed by this chapter for one frontage, except that:

A. Maximum allowances may not be transferred in whole or in part from one frontage to another for purposes of computing any limitation using frontage as a factor; (I think we keep these two graphics)



B. The maximum area for a sign placed at a street intersection corner of the parcel and turned at an angle to be visible from both streets is computed using the longer of the frontages.



(Ord. 07-30 § 2)

17.48.260: SIGN CLEARANCE FROM OVERHEAD UTILITY LINES:

All provisions of the electrical code shall govern sign placement proximity to electrical conductors. If a sign is adjacent to an open electric conductor with a voltage of six hundred (600) volts or more, a minimum clearance of ten feet (10') horizontally and seventeen feet (17') vertically shall be maintained. (Ord. 07-30 § 2)

17.48.270: FLAT SIGNS; LOCATION AND DEPTH:

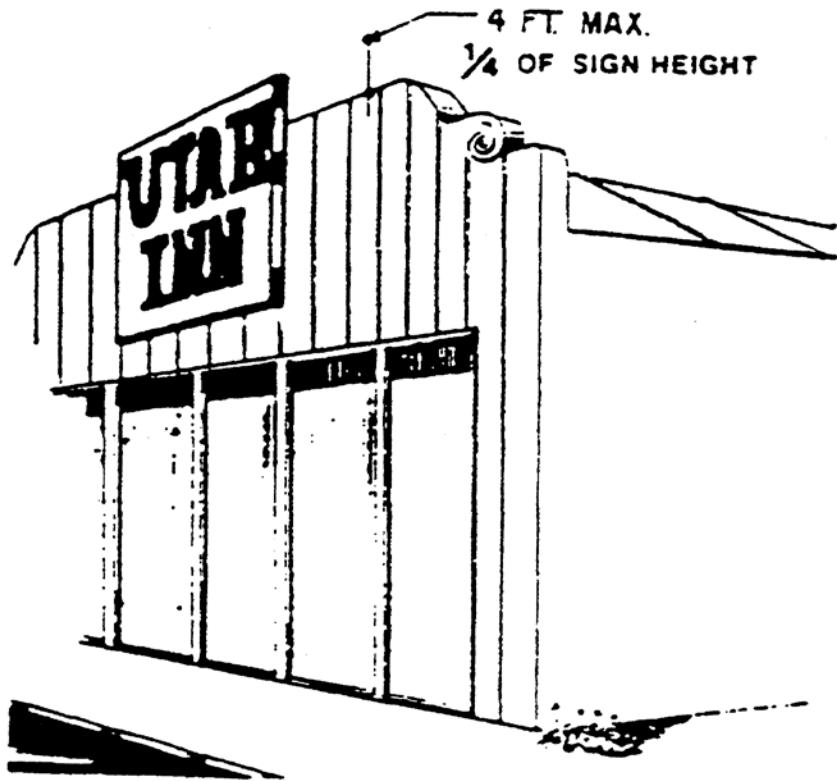
Signs placed flat against a building must be erected parallel thereto and the outside face of the sign may not extend more than two feet (2') from the wall of the building except as allowed for electric awning signs. Signs may project over a public right of way a distance not exceeding two feet (2'), and may not be less than eight feet (8') above the sidewalk. (Ord. 07-30 § 2)

17.48.280: HEIGHT REGULATIONS; SIGNS ON PARAPET WALLS, SLOPING AND SHED ROOFS:

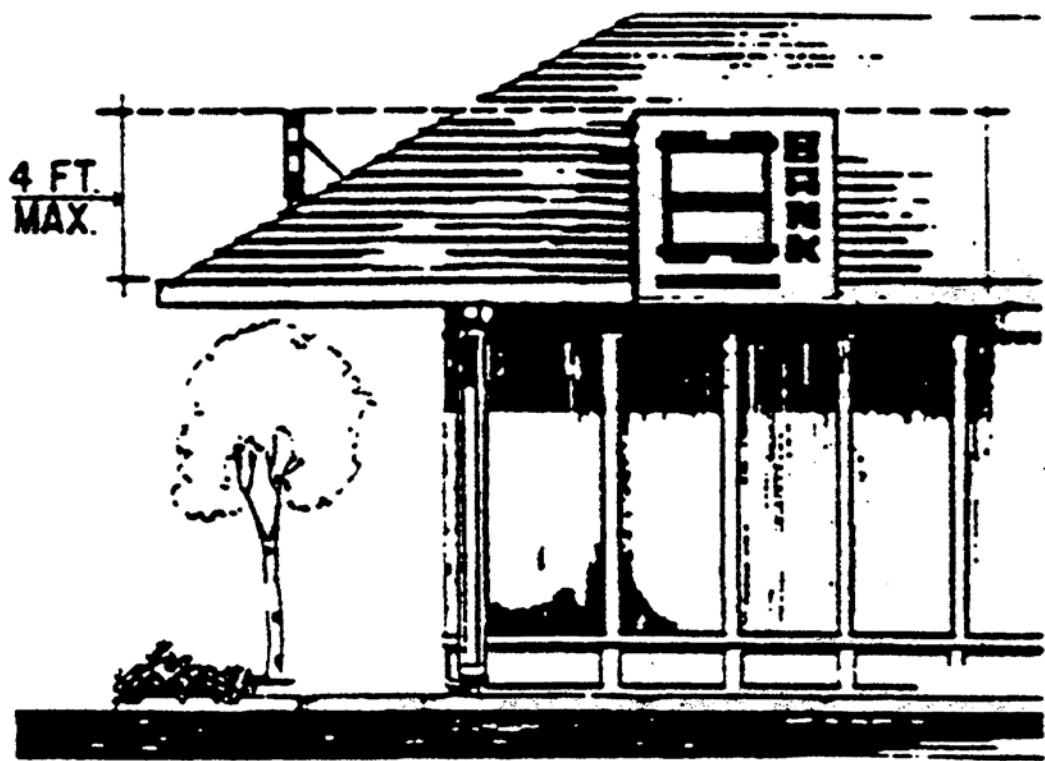
The following regulations apply to the location and height of signs on parapet walls and various roof structures:

- A. Parapet Wall: A sign may be attached to the face of a parapet wall. The sign projection above the top of the parapet wall may not exceed one fourth ($\frac{1}{4}$) of the sign height, except that the

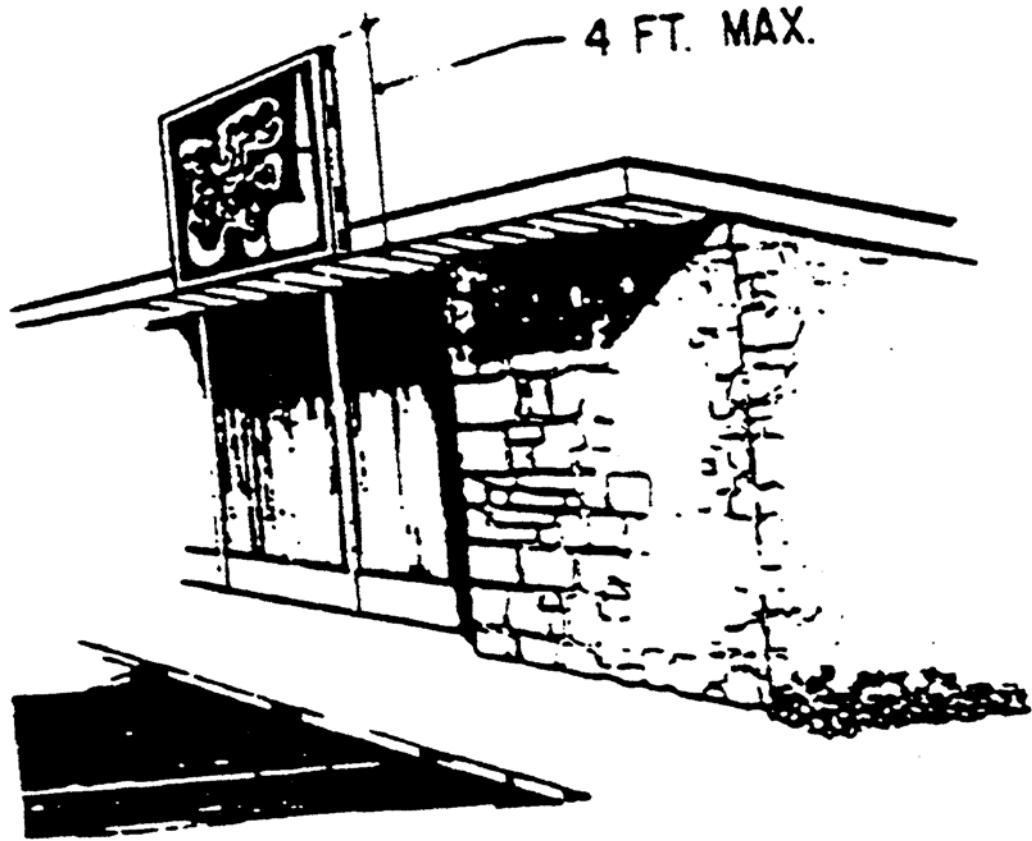
maximum projection allowed is four feet (4').



B. Sloping Roof: A sign may be attached to the fascia or located on the sloping roof of a structure, but may not extend more than four feet (4') above the lower edge or the fascia of the sloping roof and may not extend higher than the peak of a sloping roof.



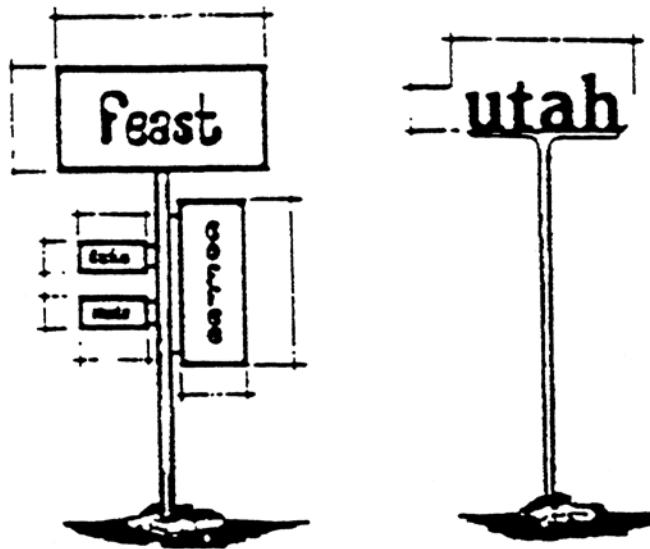
C. Shed Roof: A sign may be attached to the fascia of a shed roof, but may not be located so as to extend more than four feet (4') above the lower edge of the fascia.



(Ord. 07-30 § 2)

17.48.290: DETACHED SIGNS; NUMBER OF PANELS: 

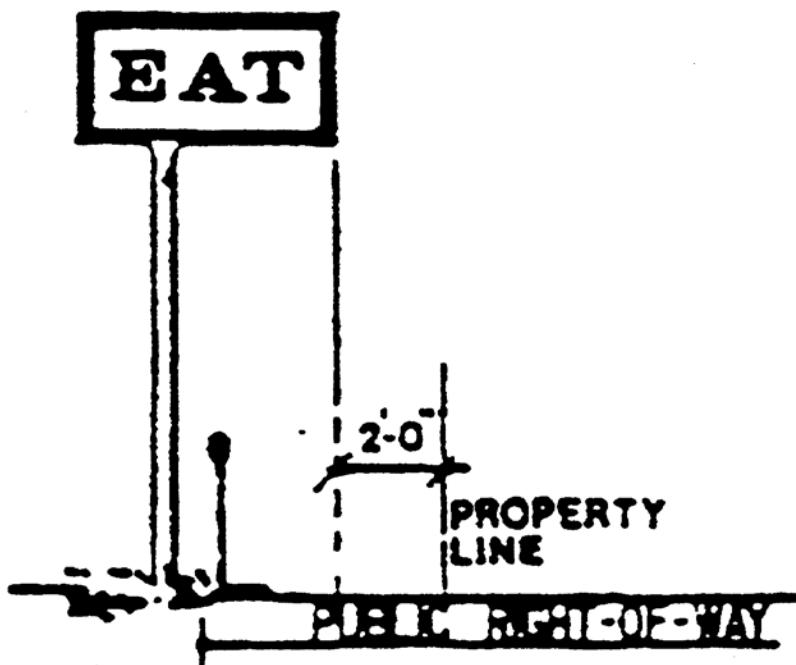
A detached sign may consist of more than one sign panel, provided, all such sign panels are attached to one common integrated sign structure. The total area of all such panels may not exceed the maximum allowable sign area specified for a detached sign. Where a sign message consists of separated or individual letters, modules or symbols, each portion of the sign message shall not be considered as a one sign panel. In such cases, a single continuous perimeter completely surrounding the sign message shall be utilized to determine its sign area.



(Ord. 07-30 § 2)

17.48.300: LIMITATION ON PROJECTION:   

A detached sign may not project over a public right of way.



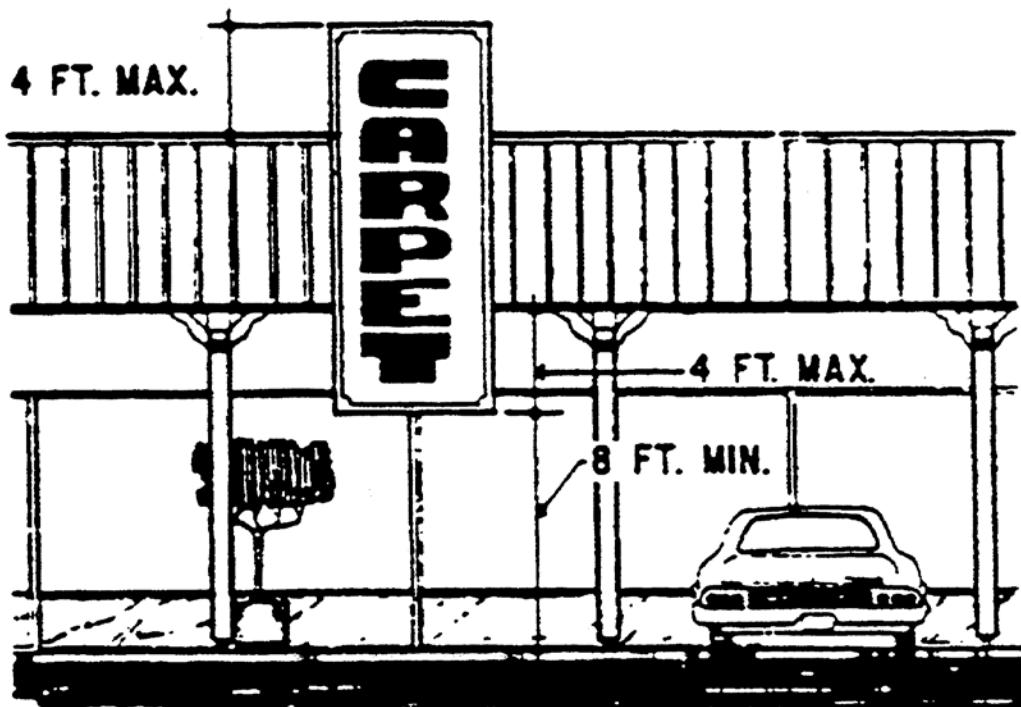
(Ord. 07-30 § 2)

17.48.310: PROJECTING SIGNS; MAXIMUM DISTANCE:   

An attached sign may project over a public right of way a distance of not more than two feet (2'). No sign may project over a public right of way except those placed flat against a building. (Ord. 07-30 § 2)

17.48.320: SIGNS ON ARCHITECTURAL PROJECTIONS:

- ~~A. A sign may be placed below and may be supported by an architectural projection of a building when the projection is designed to carry the additional weight of the sign.~~
- ~~B. Any sign attached to or located on an architectural projection may not be located less than eight feet (8') above a walkway, surfaced area, or ground level below the sign.~~



(Ord. 07-30 § 2)

17.48.330: MOVING, RELOCATING OR ALTERING OF SIGNS:

- A. No existing sign may be moved, altered or relocated to any other parcel, building, structure or portion thereof, unless the sign complies with all provisions of this chapter.
- B. Alteration shall be deemed to include a change of copy, message or sign legend, except where such change is a normal increment of the sign function common to such signs as a billboard, theater marquee, reader board, bulletin board or other similar sign. (Ord. 07-30 § 2)

17.48.340: COMPLIANCE WITH BUILDING CODE:

All signs shall comply with the provisions of the international building code relating to design, structural members and connections. Signs shall also comply with all other applicable codes of the city. (Ord. 07-30 § 2)

17.48.350: COMPLIANCE WITH SIGN CODE AND ADDITIONAL CONSTRUCTION STANDARDS:

All signs shall comply with the appropriate detailed provisions of the sign code, relating to design, structural members and connections. Signs shall also comply with the applicable provisions of the national electrical code, the international building code of the city and the electrical code of the city and the additional construction standards set forth in this chapter. (Ord. 07-30 § 2)

17.48.360: WIND DESIGN:

All signs, except those attached flat against the wall of a building, shall be constructed in accordance with the international building code, section 2311. Basic wind speed used for design shall be a three (3) second gust, ninety (90) miles per hour with an exposure factor of C. (Ord. 07-30 § 2)

17.48.370: FOUNDATION DESIGN:

Footings and foundations shall be designed in accordance with the international building code. Design shall assume a lateral soil bearing pressure of no more than one hundred fifty (150) pounds per square foot and a foundation pressure of no more than one thousand five hundred (1,500) pounds per square foot. Different pressures may be used when justified by a soils report and approved by the building official. (Ord. 07-30 § 2)

17.48.380: DETACHED SIGNS; MATERIALS:

~~All detached sign structures or poles shall be self supporting structures erected on and permanently attached to foundations. Such structures or poles shall be fabricated from materials as approved by the building official. (Ord. 07-30 § 2)~~

17.48.390: ELECTRIC SIGNS:

~~All electric sign component parts shall be approved and labeled as conforming to the standards of the United States bureau of standards, the Underwriter's Laboratories, Inc., or other similar institution of recognized authority. (Ord. 07-30 § 2)~~

17.48.400: EXEMPT SIGNS:

~~A. The provisions of this chapter, including the requirements for permits, do not apply to the exempt signs specified in this section nor is the area of such signs to be included in any computation of the total allowed sign area permitted for a particular parcel or use. The location of exempt signs shall not be located on property in a manner that constitutes a safety or visibility problem.~~

~~B. Exempt signs include:~~

- ~~1. Directional Or Instructional Signs: Signs which provide direction or instruction and are located entirely on the property to which they pertain and which do not advertise a business and do not exceed four (4) square feet in area. These signs include, without limitation, signs which identify restrooms, public telephones, walkways, or may provide direction such as parking lot entrance and exit signs and those of a similar nature;~~
- ~~2. Memorial Signs Or Tablets: Memorial signs or tablets, names of buildings, and dates of building erection when cut into the surface or facade of a building;~~
- ~~3. Public Notices: Official notices posted by public officers or employees in the performance of their duties;~~
- ~~4. Governmental Signs: Governmental signs for control of traffic and other regulatory purposes, street signs, danger signs, railroad crossing signs, and signs of public service companies indicating danger and aids to service or safety;~~
- ~~5. Real Estate Signs:
 - a. One real estate sign may be placed on any lot or parcel, provided such sign is located entirely within the property to which the sign applies, is not directly illuminated, and does not exceed eight (8) square feet in area;
 - b. Open house signs advertising real estate open for inspection for a prospective sale may be placed on private property in all districts with the consent of the owner, lessee or occupant. Such signs may state the name of the person or firm sponsoring the open house. Such signs may not exceed eight (8) square feet in area. Open house signs shall be temporary in nature, shall be freestanding with no visible connection to a public sign, pole, tree, etc., and shall not be allowed in place for more than~~

~~eight (8) hours in any one day. No open house signs shall be allowed on road pavement, sidewalk, gutter areas or park strips;~~

- ~~6. Flags: The flags, emblems, or insignias of any nation or political subdivision;~~
- ~~7. Symbols Or Insignias: Religious symbols, commemorative plaques of recognized historical agencies, or identification emblems of religious orders or historical agencies, provided that no such symbol, plaque, or identification emblem may exceed four (4) square feet in area, and provided further that all such symbols, plaques and identification emblems shall be placed flat against a building;~~
- ~~8. Interior Signs: Signs located within the interior of any building or stadium, or within an enclosed lobby or court of any building, and signs for and located within the inner or outer lobby, court or entrance of any theater;~~
- ~~9. Temporary Signs: Temporary signs not exceeding sixty four (64) square feet in area pertaining to drives or events of civic, philanthropic, educational or religious organizations, provided that said signs are posted only during said drive and are removed within fifteen (15) days after said event. See also subsection 17.18.460E of this chapter;~~
- ~~10. "No Trespassing"/"No Dumping" Signs: "No trespassing" or "no dumping" signs not to exceed thirty two (32) square feet in area per sign and not exceeding four (4) in number per lot, except that special permission may be obtained from the director of development services for additional signs under special circumstances;~~
- ~~11. House Numbers And Nameplates: House numbers and nameplates not exceeding two (2) square feet in area for each residential building;~~
- ~~12. Political And Campaign Signs: Political or campaign signs on behalf of candidates for public office or measures on election ballots are allowed; provided, that the signs are subject to the following regulations:
 - ~~a. Any one sign not to exceed sixty four (64) square feet in aggregate area and, if freestanding, not to exceed six feet (6') in height. The sign may not be erected in such a manner as to constitute a roof sign or located on property in a way that constitutes a safety or visibility problem.~~
 - ~~b. No sign may be erected on utility poles or in public rights of way.~~
 - ~~c. Where no public improvements exist, signs shall be set behind the public right of way line;~~~~
- ~~13. Holiday Decorations: Signs of a decorative nature, clearly incidental and customary and commonly associated with any national, local or religious holidays, are permitted. Such signs may be of any type, number, area or illumination and shall be placed so as to avoid confusion with authorized traffic lights and signals and shall conform to traffic safety standards;~~
- ~~14. Banners And Wind Flags: Banners and wind flags shall be temporary in nature. Banners must be placed in a manner that does not constitute a safety hazard. "Temporary" is defined to be no longer than ninety (90) days without obtaining a sign permit. The standard for issuing a sign permit for nontemporary banners shall be the same as for permanently fixed signs. No banner may be placed for two (2) consecutive ninety (90) day time periods to avoid the intent of this chapter. Civic banners are not subject to the restrictions of this section. (Ord. 10-29: Ord. 07-30 § 2)~~

17.48.410: PROHIBITED SIGNS ENUMERATED:

No person may erect, alter or relocate any sign of the type specified in sections 17.48.420 through 17.48.490 of this chapter. (Ord. 07-30 § 2)

17.48.420: TRAFFIC HAZARDS:

No sign is permitted at the intersection of any street or property frontage in such a manner as to obstruct free and clear vision of motor vehicle operators or at any location where, by reason of its position, shape or color, it may interfere with or be confused with any authorized traffic sign, signal, or device or which makes use of a word, symbol, phrase, shape or color in such a manner as to interfere with, mislead or confuse traffic. (Ord. 07-30 § 2)

17.48.430: ANIMATED AND INTENSELY LIGHTED AND/OR COLORED SIGNS:

Animated signs are not permitted, except as allowed in sections 17.48.440 and 17.48.200 of this chapter. No sign is permitted which because of its intensity of light, size, configuration, elevation or location, constitutes a nuisance or hazard to vehicular traffic, pedestrians or adjacent properties. Further, no sign shall contain garish, bright or fluorescent colors that draw inordinate attention over other signs, including the sign support structures and frame. Signs shall have tones and colors that are harmonious to the setting in which they are located. (Ord. 07-30 § 2)

17.48.440: MOVING SIGNS:

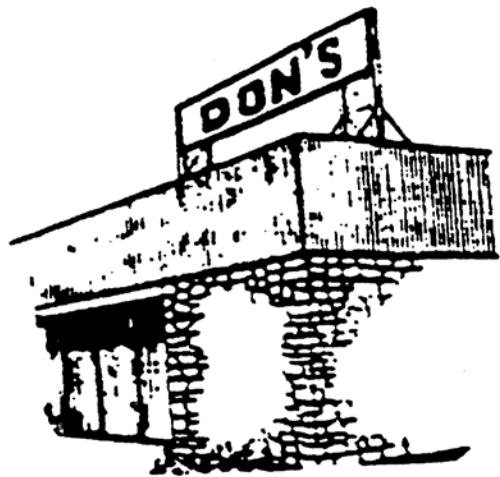
No moving sign or any portion thereof may rotate or repeat a pattern of motion more than eight (8) complete repetitions every sixty (60) seconds. (Ord. 07-30 § 2)

17.48.450: MISCELLANEOUS SIGNS AND POSTERS:

Except where expressly allowed by this chapter, the tacking, painting, pasting, or otherwise affixing of signs or posters of a miscellaneous character, visible from a public way, located on the walls of buildings, barns, sheds, on trees, poles, posts, fences or other structures is prohibited. (Ord. 07-30 § 2)

17.48.460: OTHER PROHIBITED SIGNS:

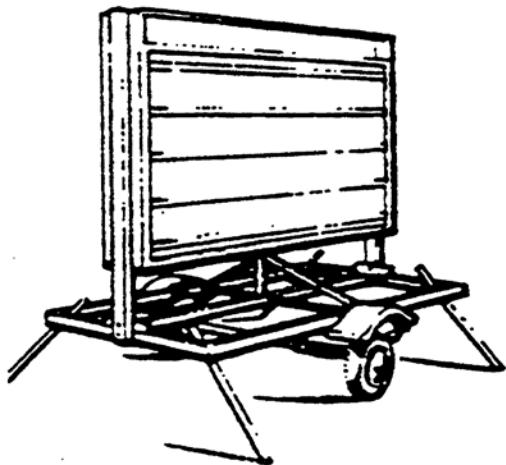
- A. Signs which are located on the roof of a building or structure, except as permitted in section 17.48.280 of this chapter;



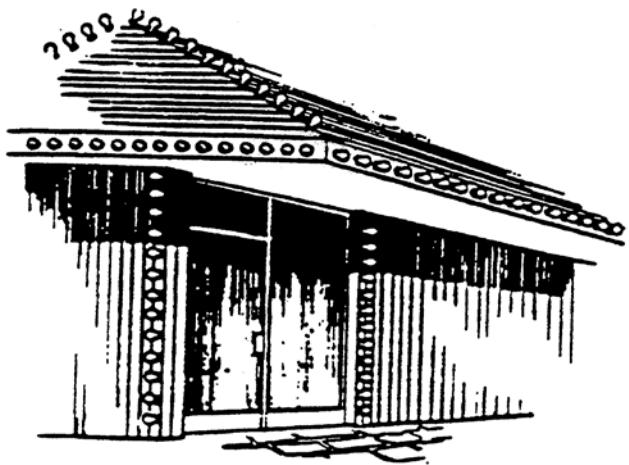
B. A frame and portable signs of any nature;



C. Portable trailer or flashing sign;



~~D. Flashing or scintillating lights;~~



~~E. Temporary signs in the park strip or public right of way. (Ord. 07-30 § 2)~~

17.48.470: PARKING OF ADVERTISING VEHICLES PROHIBITED:

No person shall park any vehicle or trailer which has attached thereto or located thereon any sign or advertising device for the basic purpose of providing advertisement of products or directing people to a business or activity located on the same or nearby property. This section is not intended to apply to standard advertising or identification practices where such signs or advertising devices are painted on or permanently attached to a business or commercial vehicle.



(Ord. 07-30 § 2)

17.48.480: SOUND, ODOR, OR VISIBLE MATTER:   

~~No advertising sign or device shall be permitted which emits audible sound, odor, or visible substance.~~ (Ord. 07-30 § 2)

17.48.490: FIXED BALLOON SIGNS:   

~~Fixed balloon signs are prohibited except if the balloon sign is tethered so that it is confined within the vertical property lines and does not exceed seventy five feet (75') in height.~~ (Ord. 07-30 § 2)

17.48.500: NEIGHBORHOOD IDENTIFICATION SIGNS:   

~~In any zone, a sign, masonry wall, landscaping and other similar materials or features may be combined to form a display for neighborhood or tract identification provided a conditional use permit therefor has been granted by the planning commission.~~ (Ord. 07-30 § 2)

17.48.510: SUBDIVISION/DEVELOPMENT SIGNS:   

~~The city may issue a permit for a temporary sign in any zone in connection with the marketing of lots or structures in a subdivision, subject to the following conditions:~~

~~A. Time Limit: Such permits may be issued for a period not to exceed one year. The planning department may renew such permits for additional periods of up to one year for each permit upon written application at least thirty (30) days prior to its expiration;~~

~~B. Type Of Sign: "Sign" as used in this section refers to all types of signs except signs exempted under section 17.48.400 of this chapter, and those prohibited under sections 17.48.410 through 17.48.490 of this chapter;~~

~~C. Size Of Sign: In any zone, unlighted signs shall not exceed one hundred twenty eight (128) square feet in area;~~

~~D. Location: Subdivision signs must be located and set back from property lines sufficiently to eliminate any safety visibility obstructions as authorized by the planning department or public works department. A subdivision/development sign may be located at each entrance in the subdivision. In addition, one interior sign may be located within the subdivision as approved by the planning department. Off premises subdivision/development signs may be approved by the planning commission and have written approval from the property owner. (Ord. 07-30 § 2)~~

17.48.515: TEMPORARY SIGNS:

~~Temporary signs, in excess of four (4) square feet in area, may be erected as participation in a public parade, public event or public celebration for a period of not to exceed ten (10) days, provided, however, the erection of such signs shall be approved by the building official. (Ord. 07-30 § 2)~~

17.48.520: CONSTRUCTION SIGNS:

~~In any zone, one unlighted sign per development not to exceed one hundred twenty eight (128) square feet in area, and eight feet (8') in height exclusive of a minimum clearance requirement may be placed on the lot or attached to the outside of a building during its construction period. The sign may identify only the project, its developer, architects, engineers, designers, contractors or other persons or groups participating in the project. (Ord. 07-30 § 2)~~

17.48.530: PERMANENT WINDOW SIGNS:

~~Except in residential and agricultural zones, for each ground floor occupancy of a building not more than two (2) permanent signs may be painted on or otherwise displayed from the inside surface of any window, showcase or other similar facility. The signs are allowed in addition to those signs permitted elsewhere in this chapter. The total area of such signs, however, may not exceed a maximum sign area of four (4) square feet. (Ord. 07-30 § 2)~~

17.48.540: NONEXEMPT SIGNS FOR DIRECTION OR INSTRUCTION:

~~Signs in excess of four (4) square feet in area which provide direction or instruction to the public are allowed in any zone, provided such signs are located entirely on the property to which they pertain, do not contain any advertising message, and the number, size, and location thereof has been approved by the building official. In addition, the city engineer may authorize the placing of directional signs at appropriate street intersections or other locations for the convenience of the~~

~~motoring public; such signs must pertain to places of general interest such as schools, hospitals, public buildings, airports, fairgrounds and other similar public service or institution. (Ord. 07-30 § 2)~~

17.48.550: NONCONFORMING SIGNS:

- A. ~~Chapter 17.52 of this title pertaining to nonconforming buildings and uses applies to nonconforming signs unless otherwise provided in this section.~~
- B. ~~An existing nonconforming sign may not be raised, moved, placed, enlarged, or altered unless the sign is modified to conform to all provisions of this chapter. "Altered" means the changing of the text or message that the sign is conveying from one use of the property to another use of the property.~~
- C. ~~"Altered" does not mean:~~
 - 1. ~~Changing the text or copy on off premises advertising signs, theater signs, outdoor bulletins, electronic message signs or other similar signs which are designed to accommodate changeable copy;~~
 - 2. ~~Maintenance of existing copy. (Ord. 07-30 § 2)~~

17.48.560: MAINTENANCE AND REPAIR:

~~A sign shall be maintained in a safe, presentable and good condition, including the replacement of defective parts, painting, repainting, cleaning, and other acts required for the maintenance of the sign. (Ord. 07-30 § 2)~~

17.48.570: DANGEROUS OR DEFECTIVE SIGNS:

- A. ~~A property owner or occupant may not maintain or allow any sign which is dangerous or defective on any premises he/she owns, occupies or controls.~~
- B. ~~If, after notice, the sign is not removed or repaired by the owner of the sign (or occupant) or the owner of the premises, the sign may be removed by the city, all according to section 17.48.590 of this chapter and the latest editions of the uniform code for the abatement of dangerous buildings. (Ord. 07-30 § 2)~~

17.48.580: SIGNS IN PUBLIC RIGHT OF WAY ILLEGAL:

~~A sign located in a public right of way is a nuisance per se and may be removed at any time without prior notice to the owner by a building official, code enforcement officer or other authorized agent of the city. Reasonable effort shall be made to determine the owner of the sign and give notice of its~~

~~removal either by personal notice by telephone, or by sending written notice to the owner, if known, by first class mail, postage prepaid. The owner shall be given fourteen (14) days from the date of notice to retrieve the sign and to pay administrative costs of removal. (Ord. 07-30 § 2)~~

17.48.590: REMOVAL OF SIGNS BY BUILDING OFFICIAL:   

~~A sign subject to removal is deemed to be a structure as that term is used in the uniform code for the abatement of dangerous buildings and the building official may remove the sign pursuant to that code, except that the city shall recover the cost of abatement pursuant to title 10, chapter 11 of the Utah Code Annotated. (Ord. 07-30 § 2)~~

Section 3. Effective date. This Ordinance shall take effect upon first publication.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this ____ day of _____, 2019.

MURRAY CITY MUNICIPAL COUNCIL

Dave Nicponski, Chair

ATTEST:

Jennifer Kennedy, City Recorder

MAYOR'S ACTION: Approved

DATED this ____ day of _____, 2019.

D. Blair Camp, Mayor

ATTEST:

Jennifer Kennedy, City Recorder

CERTIFICATE OF PUBLICATION

I hereby certify that this Ordinance, or a summary hereof, was published according to law on the _____ day of _____, 2019.

Jennifer Kennedy, City Recorder

ORDINANCE TEXT AMENDMENT - Section 17.48, Sign Code Update, Project #19-025

Mr. McNulty presented the proposed Sign Code Ordinance and stated that Staff previously presented a draft of the Sign Code to the Planning Commission's last month. The suggestions provided in that meeting from the Planning Commissioner and the public comment were reviewed by Staff. Those findings will be reviewed in tonight's meeting for consideration of a positive recommendation to the City Council. Mr. McNulty stated that there were changes made to the definitions of Section 17.48.040, for Electronic Message Centers (EMC), Flashing Signs, Property Development Signs, Residential Property for Sale, and Special Events Signs. The change to EMC's includes references to new technology such as LED's, LCDs, or a flipper matrix. Flashing Sign updates were made by removing the term from the EMC definition and creating a new, individual definition. The Flashing Sign definition includes a requirement that any display must remain lighted for a minimum of two seconds. Ms. Milkavich asked where the two second standard was derived from. Mr. McNulty answered that the standards are provided by industry in coordination with the International Sign Association. Mr. Markham added that it may not be the message on the sign changing every two seconds, it is for the change of light, color or blinking. The Property Development definition and the Residential property For Sale definitions were added to provide simple clarifications. The Special Events definition was added to provide standard language on the topic where there previously was none.

Mr. McNulty explained the changes to the Sign Code Section 17.48.110(D): Sign Illumination. The updates to this chapter are intended to support the Code for EMC's, LED's, LCD's, flipper matrix technology and .03 foot-candle brightness. The updates to the Sign Code Section 17.48.120(A), item #10: Sign Illumination, combines two previously separates temporary sign section into one combined sign type.

Ms. Milkavich asked per Section 17.48.070 if an application was submitted to the City what type of information would the applicant be required to provide regarding the advertising message. Mr. McNulty replied that this is addressed within requirements to submit a general application and we would refer to Sign Code, Section 17.48.110 for more detailed requirements. Mr. McNulty explained that the previous Sign Code combined two standards for signs not requiring a permit and signs that require a permit which are now separated into two separate standards as shown in Section 17.48.130 and 17.48.140. The separation will enable Section 17.48.130 to itemize temporary residential signs and temporary commercial signs. Section 17.48.140(G), Projecting Signs, has a change for horizontal distance for signs suspended perpendicular to a building face from 20 to 30 feet to a minimum of 20 feet. Also, Section 17.48.140(H)(8), added the requirement for a pedestal sign to be at least 300 feet away from a residential use. In this same section, Item (I), had minor language changes that would make it easier for a wall or flat sign to be permitted, when often times the previous language made it almost impossible to meet standards.

Lastly, the current Section 17.48.180(B), limits signage to external illumination only. The MCCD has several signs within the zone affected by the language in this Code. Encouragement from one of our Planning Commissioners to make an allowance for internally illuminated signs in the MCCD has resulted in review of the Code and it was determined by Staff that it could be allowed. The language as outlined in this Code will allow some flexibility and creativity. Section 17.48.180(D), for Prohibited Signs was changed. Previously in this Code three type of signs were prohibited; internally illuminated with acrylic Panaflex or similar, vacuum formed acrylic sign face letters or cabinets, and internally illuminated Pan Channel

letters with exposed neon. The three sign types are now allowed as advised by James Carpentier (International Sign Association) because the Code was believed to be too restrictive. Changes were also made to Section 17.48.270(D), to ensure that EMC's sign types are referenced in this Code and are listed as a, Conditional Use because they are considered to have the potential to have impacts in certain areas. The intention of adding and clarifying these definitions is to ensure that the Murray City Sign Code is in compliance with recent Case Law (Reed vs Town of Gilbert). Based on the findings, proposed text and other revisions as outlined, Staff recommends that the Planning Commission forward a recommendation of approval to the City Council for the proposed amendments to the Murray City Land Use Ordinance, Section 17.48, Sign Code Regulations.

Mr. Markham requested that the term "flipper matrix" be defined. Mr. McNulty stated that the definition of flipper matrix is; flipping sign board, electronic, with colors. Basically, it is a sign board that can flip and could have vertical panels that rotate. It is an older technology but still used.

Ms. Milkavich referenced Section 17.48.100, prohibited signs, and stated that she agrees that a sexually oriented sign should not be allowed in certain areas, such as residential neighborhoods, but wondered if prohibiting sexually oriented signs could be considered as a limitation of free speech. Mr. McNulty replied no, because this Code, item (A), contains language that states; "except as expressly permitted elsewhere in this chapter". The City does allow sexually oriented signage for a Sexually Oriented Business. Sexually Oriented Businesses are allowed in the Code Section 17.48.290 allows some minimal signage as allowed per State Code.

Ms. Milkavich asked about Section 17.48.120(10), for temporary signs and wondered how the process works which requires the issuance of a Temporary Sign Permit, but also states that Temporary Signs are allowed for up to 90-day without obtaining a sign permit because it seems to contradict itself. Mr. McNulty stated that the intent is to ask an applicant to come to the City to get a temporary permit. The City will then apply a sticker to the sign that will limit it to 90-days. This will determine how long a temporary sign has been approved to be on display.

Mr. Hacker referenced back to Section 17.48.100, prohibited signs, and wondered what a snipe sign is. Mr. McNulty stated that the definition for a snipe sign is; a sign for which a permit is required and has not been obtained of which has been tacked, nailed, posted, pasted, glued or otherwise attached to the ground, trees, poles, stakes, fences, or other objects with the message appearing there on. Basically, it's a sign that does not have a permit.

Ms. Milkavich referenced Section 17.48.140(H)(3) for Pedestal Signs, and asked if the separation requirement of 500 feet should have been 300 feet instead. Mr. McNulty stated that the 500-foot condition is only intended as a separation requirement from any other pedestal sign. There was discussion about Pedestal Signs that did result in a change which requires a Pedestal Sign to have a separation from a residential use of 300 feet. Mr. McNulty stated that the concern is maintaining sign separation from residential uses.

Ms. Wilson asked about the requirements of Section 17.48.110(B)(2) for a license contractor required. Mr. McNulty read aloud the text and explained that the types of signs that are referred to in this section are much more technical to install that could have electrical wiring, attachment requirements, or other State regulated contractor requirements. The concern has

Planning Commission Meeting

April 04, 2019

Page 8

come up with our Building Official because he has had to issue Stop Work Orders to people who were not electrical contractors, or who misrepresented them in a false way. This will help limit the liability by ensuring the installation is completed by a qualified individual. The City will flag these types of signs to be reviewed by a Plans Examiner to ensure they are installed in a safe manner. There is a provision for other signs in our Code that do not require a permit and could be installed by somebody who is not a licensed contractor.

The meeting was opened for public comment. There was no public comment for this agenda item and the public comment portion for this item was closed.

Mr. Markham made a motion that the Planning Commission forward a recommendation of approval to the City Council for the proposed amendments to the Murray City Land Use Ordinance, Section 17.48, Sign Code Regulations with the amendment to Section 17.48.120(A)(10) as discussed in the meeting.

Seconded by Ms. Milkavich.

Call vote recorded by Mr. Hall.

A Phil Markham
A Lisa Milkavich
A Maren Patterson
A Sue Wilson
A Ned Hacker

Motion passed 5-0.

OTHER BUSINESS

Mr. McNulty stated that the next Planning Commission meeting will be held April 18, 2019 and we have an item that may generate a lot of residential attendance.

Mr. Markham made a motion to adjourn.

Seconded by Ms. Patterson.

A Phil Markham
A Lisa Milkavich
A Maren Patterson
A Sue Wilson
A Ned Hacker

Motion passed 5-0.

The meeting was adjourned at 7:20 p.m.



TO: Murray City Planning Commission

FROM: Murray City Planning Division

DATE OF REPORT: March 28, 2019

DATE OF HEARING: April 4, 2019

PROJECT NAME: Section 17.48, Sign Code Regulations

PROJECT NUMBER: 19-025

PROJECT TYPE: Murray City Land Use Ordinance Text Amendment

APPLICANT: Murray City Corporation

I. REQUEST:

The Community & Economic Development Department has drafted proposed text amendments to the Murray City Land Use Ordinance. The specific section includes the following:

- Section 17.48, Sign Code Regulations

II. STAFF REVIEW

Community & Economic Development staff has been working on the proposed Sign Code revisions to the Land Use Ordinance for approximately 12 months. During this time, staff has had an opportunity to informally discuss ideas and concepts with the Planning Commission. Additionally, staff has taken the time to gain an understanding of recent case law (e.g. Reid v. the Town of Gilbert) in an effort to comply with recent court actions. As a result, staff included the City Attorney's Office in the creation and review of the proposed document. The City intends to regulate signs in a manner that is consistent with free speech protections and provisions of the United States Constitution and the Constitution of the State of Utah by enacting regulations which do not restrict speech on the basis of content, viewpoint or message; and do not favor one form of speech over another.

On March 7, 2019, the Planning Commission held a public hearing, received public comment, then continued the item until April 4, 2019. This allowed Staff to work with the City Attorney's Office to address items brought up by James Carpentier representing the International Sign Association. Mr. Carpentier spoke

directly to the Planning Commission and provided comments to the draft ordinance. Many of his comments were focused on recent case law (Reed v. The Town of Gilbert). As a result, the draft ordinance has been updated. City staff will go through the revisions (highlighted in yellow) we believe allow for an improved document with the Planning Commission on April 4, 2019.

A copy of the minutes from March 7, 2019 have been attached to the staff report. In general, the Planning Commission was pleased with the draft ordinance and asked City staff to review the comments brought up during the public meeting.

Proposed Ordinance Amendment:

The proposed ordinance amendment has been attached to the staff report for Planning Commission review and consideration. This includes a draft copy of the Murray City Sign Code.

III. FINDINGS

- i. The proposed text amendments to Section 17.48, Sign Code Regulations will preserve and enhance the aesthetic, traffic safety, and environmental values of Murray City while at the same time providing for ample and adequate means of communication to the public, including, but not limited to, providing a wide latitude for a variety and design of signs to promote local businesses within the City.
- ii. The proposed text amendments are consistent with recent case law (e.g. Reed v. the Town of Gilbert).
- iii. The proposed text amendments are consistent with the purpose of Title 17, Murray City Land Use Ordinance.
- iv. The proposed text amendments are consistent with the Goals & Policies of the Murray City General Plan.

IV. STAFF RECOMMENDATION

Based on the above findings, proposed text and other revisions as outlined, staff recommends that the Planning Commission forward a recommendation of APPROVAL to the City Council for the proposed amendments to the Murray City Land Use Ordinance, Section 17.48, Sign Code Regulations.

James McNulty
CED Manager
(801) 270-2477
jmcnulty@murray.utah.gov

Additional Planning Commission Minutes

A Travis Nay
A Ned Hacker

Motion passed 4-0

ORDINANCE TEXT AMENDMENT - Section 17.48, Sign Code Update, Project #19-025

Mr. McNulty presented the proposed Sign Code rewrite and stated that Staff's intent is to make a user-friendly document that is more understandable to business owners, property owners, sign companies, and others. The document includes a number of diagrams and figures that are very user friendly, as opposed to the outdated images that we currently have. In no way, is the City trying to change the code in a way that is more limiting to signage in our community. There are no proposed changes to the outdoor advertising section of the Code which applies to billboards. The existing state code for billboards was reviewed with the City Legal Staff and it is compliant with current statute. Mr. McNulty explained that the focus has been to create an updated Code that will allow opportunities for business owners to advertise. The City has had a lot of contact from the Fashion Place Mall and they are very interested in using Pedestal Signs that other large malls along the Wasatch Front are using. In the spirit of creating a partnership with the business community, the City has looked at making several changes to our Sign Code to allow for additional signage. We have addressed other sign types that have appeared in our community that are not currently addressed in the Sign Code, such as pylon signs. Mr. McNulty stated that he had the opportunity to speak with James Carpentier who represent the International Sign Association about our Sign Code and he provided some comments on our draft ordinance. Each Commissioner was recently supplied with those comments. Many of the comments had to deal with Reed v. The Town of Gilbert and he has provided us with some language that will help us long term. Staff has created a great document and Mr. Carpentier commented that our basic Code is good, but we have a few things we may want to consider. Staff recommends that the Planning Commission hold a public hearing tonight, take public comment, and then continue this item until April 4, 2019, allowing Staff to work with the City Attorney's Office and address the items that have been brought to our attention.

Mr. Nay pointed out verbiage proposed by Mr. Carpentier from page 19 of the draft Sign Code about the allowance of four (4) menu boards between two lanes of travel for restaurant drive-thru and stated that he believes four (4) menu boards is too much signage. Mr. McNulty added that we have businesses in Murray that have two (2) menu boards (McDonald's) and this Code addresses that. Mr. Nay stated that on page 20 there is a recommendation to allow monument signs up to 12 ft. tall and he believes that would be too tall. Historically, we have allowed them between 6 and 8 ft. tall and there is no need to go taller. Mr. Nay continued onto page 21 and stated that Mr. Carpentier ha asked for for Pylon Signs to include Electronic Message Boards (EMC's) and that there is no need to allow EMC's for this sign type. On page 24 there is a suggestion that states, if the signs meet all standards there is no need to go to the Planning Commission for a Conditional Use Permit. Mr. Nay believes that the Planning Commission and the public should have the opportunity to address various types of signage, like large signs in close proximity to neighborhoods and it shouldn't be approved by Staff alone. Mr. Nay disagreed with the verbiage on page 32 that discusses the exclusion of neon and wondered what the substantive reason for banning neon in the Downtown District is. Mr. Nay does not agree with page 32 that allows EMC Signs to bypass Planning Commissioners if they meet standards and encouraged the continued use of Conditional Use Permits. Lastly, page 43 talks about reducing the 500 ft. distance requirement in which an EMC Sign can be located to a residential neighborhood to only 200 ft. and that the distance requirement should

stay closer to 500 ft.

The meeting was opened for public comment.

James Carpentier, representing the International Sign Association, 3626 North Desert Oasis, Mesa, Az., stated he only represents the on-premise sign industry. Mr. Carpentier stated that his topmost suggestion for our code is to revisit the illumination standards for EMC's and the use of 1-foot candle along the property line is too bright. It's recommended to use a .03-foot candle along the property line in the industry now. This standard had been adopted by a few nearby jurisdictions and is easily enforceable. Mr. Charpentier's second suggestion for EMC signage is to require an affidavit to be signed by the landowner that states they will comply with the codes which will make enforcement of EMC's easier. Mr. Carpentier explained that the 200 ft. suggestion for EMC's in proximity to residential areas are based upon readings that have been taken which shows the brightness levels are lower than expected. Mr. Carpentier asked if Conditional Uses only go to the Planning Commission. Mr. McNulty answered that is correct. Mr. Carpentier replied, then it's not so bad compared to other cities which require review by a Legislative Body. The suggestion to bypass Planning Commission can be disregarded if desired. Mr. Carpentier stated that the design standards for wall signs are a little difficult to comply with. The way the Code is drafted leaves too much room for discretion. It should have some guidelines that would help somebody who reads the Code be able to get a good interpretation of what they should and shouldn't do. Lastly, for externally illuminated signs, there is a recommendation to encourage them, but it is not a good idea because they are hard to read. Instead, give an option to have signs that are internally illuminated because they are much more effective.

The public comment portion for this item was closed.

Mr. McNulty stated that Mr. Carpentier addressed some of the same concerns that Commissioner Nay expressed about externally illuminated signs. Staff can look at the draft Code again and see if there are revisions needed as per this discussion.

Ms. Wilson made a motion that the Planning Commission recommend the continuance of this agenda item to the April 4, 2019 meeting for the proposed amendments to the Murray City Land Use Ordinance Section 17.48, Sign Code Regulations.

Seconded by Mr. Markham.

Call vote recorded by Mr. Hall.

A Sue Wilson
A Phil Markham
A Travis Nay
A Ned Hacker

Motion passed 4-0

OTHER BUSINESS

Mr. McNulty stated that Murray City is looking at making changes to our Sustainable Development Practices. Currently, in the MCCD Zone, Business Park Zone and the Professional Office Zone we have the requirement to achieve a development level of Silver LEED Certification. The concern is that even though we are able to build to a Silver LEED

Additional Information

**MURRAY CITY CORPORATION**

Community &
Economic Development

Building Division 801-270-2400
Planning Division 801-270-2420

February 21, 2019

NOTICE OF PUBLIC HEARING

This notice is to inform you of a Planning Commission meeting scheduled for Thursday, March 7, 2019 at 6:30 p.m., in the Murray City Municipal Council Chambers, located at 5025 S. State Street.

The Murray City Community & Economic Development Department has drafted proposed text amendments to the Land Use Ordinance. Specifically, to Section 17.48, Sign Code Regulations.

Public input is welcome at the meeting and will be limited to 3 minutes per person. A spokesperson who has been asked by a group to summarize their concerns will be allowed 5 minutes to speak. If you have questions or comments concerning this proposal, please call Jim McNulty, with the Murray City Community & Economic Development Department at 801-270-2477, or by email at jmcnulty@murray.utah.gov.

Special accommodations for the hearing or visually impaired will be upon a request to the office of the Murray City Recorder (801-264-2660). We would appreciate notification two working days prior to the meeting. TTY is Relay Utah at #711.

P/C AGENDA MAILINGS
"AFFECTED ENTITIES"
Updated 11/2017

UTAH TRANSIT AUTHORITY
ATTN: PLANNING DEPT
PO BOX 30810
SLC UT 84130-0810

CHAMBER OF COMMERCE
ATTN: STEPHANIE WRIGHT
5250 S COMMERCE DR #180
MURRAY UT 84107

SALT LAKE COUNTY
PLANNING DEPT
2001 S STATE ST
SLC UT 84190

DOMINION ENERGY
ATTN: BRAD HASTY
P O BOX 45360
SLC UT 84145-0360
CENTRAL UTAH WATER DIST
355 W UNIVERSITY PARKWAY
OREM UT 84058

SANDY CITY
PLANNING & ZONING
10000 CENTENNIAL PRKwy
SANDY UT 84070

MILLCREEK
Attn: Planning & Zoning
3330 South 1300 East
Millcreek, UT 84106

IMPACT SIGNS
Attn: Kevin Anderson
2236 S. 3270 W.
Salt Lake City, UT 84120

UDOT - REGION 2
ATTN: MARK VELASQUEZ
2010 S 2760 W
SLC UT 84104

TAYLORSVILLE CITY
PLANNING & ZONING DEPT
2600 W TAYLORSVILLE BLVD
TAYLORSVILLE UT 84118

MURRAY SCHOOL DIST
ATTN: ROCK BOYER
5102 S Commerce Drive
MURRAY UT 84107

GRANITE SCHOOL DIST
ATTN: KIETH BRADSHAW
2500 S STATE ST
SALT LAKE CITY UT 84115

COTTONWOOD IMPRVMT
ATTN: LONN RASMUSSEN
8620 S HIGHLAND DR
SANDY UT 84093
HOLLADAY CITY
PLANNING DEPT
4580 S 2300 E
HOLLADAY UT 84117

UTOPIA
Attn: JAMIE BROTHERTON
5858 So 900 E
MURRAY UT 84121

REAGAN OUTDOOR ADVERTISING
C/O REAL ESTATE MANAGER
1775 WARM SPRINGS ROAD
SLC UT 84116

Cottonwood Heights
Planning Division
2277 E. Bengal Blvd.
Cottonwood Heights, Utah 84121

WEST JORDAN CITY
PLANNING DIVISION
8000 S 1700 W
WEST JORDAN UT 84088

MIDVALE CITY
PLANNING DEPT
7505 S HOLDEN STREET
MIDVALE UT 84047

UTAH POWER & LIGHT
ATTN: KIM FELICE
12840 PONY EXPRESS ROAD
DRAPER UT 84020

JORDAN VALLEY WATER
ATTN: LORI FOX
8215 S 1300 W
WEST JORDAN UT 84088
COTTONWOOD HEIGHTS CITY
ATTN: PLANNING & ZONING
2277 E Bengal Blvd
Cottonwood Heights, UT 84121

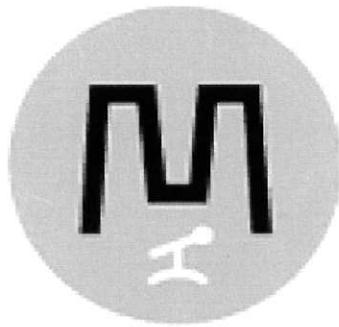
COMCAST
ATTN: GREG MILLER
1350 MILLER AVE
SLC UT 84106

YESCO
Attn: Justin Grubb, Permit Specialist
1605 S Gramercy Road
SLC UT 84104

MURRAY CITY CORPORATION
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on the 7th day of March, 2019, at the hour of 6:30 p.m. of said day in the Council Chambers of Murray City Center, 5025 South State Street, Murray, Utah, the Murray City Planning Commission will hold and conduct a Public Hearing for the purpose of receiving public comment on and pertaining to a Land Use Ordinance Text Amendment to Section 17.48, Sign Code Update.

Jared Hall, Supervisor
Community & Economic Development



MURRAY
CITY COUNCIL

Public Hearing #2

Murray City Corporation

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on the 21st day of May, 2019, at the hour of 6:30 p.m. of said day in the Council Chambers of Murray City Center, 5025 South State Street, Murray, Utah, the Murray City Municipal Council will hold and conduct a Public Hearing to consider land use code text amendments to chapter 17.160 of the Murray City Municipal Code relating to the front setback for outdoor dining in the C-D zone.

The purpose of this public hearing is to receive public comment concerning the proposed land use code text amendment as described above.

DATED this 3rd day of May, 2019.

MURRAY CITY CORPORATION



Jennifer Kennedy
City Recorder

DATE OF PUBLICATION: May 10, 2019
PH 19-12



ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 17.160.050 OF THE MURRAY CITY MUNICIPAL CODE RELATING TO THE FRONT SETBACK FOR OUTDOOR DINING IN THE C-D ZONE

BE IT ENACTED BY THE MURRAY CITY MUNICIPAL COUNCIL:

Section 1. Purpose. The purpose of this ordinance is to amend section 17.160.050 of the Murray City Municipal Code relating to the front setback for outdoor dining in the C-D zone.

Section 2. Amend section 17.160.050. Section 17.160.050 of the Murray City Municipal Code shall be amended to read as follows:

17.160.050: FRONT YARD:

A. A-The minimum depth of the front yard for main buildings shall be twenty feet (20'). The first ten feet (10') of property except for drive approaches shall be landscaped as herein specified. Covered and unenclosed outdoor dining areas for eating or drinking establishments may be allowed to encroach up to ten feet (10') if the Planning Commission find that the proposed outdoor dining area meets the following criteria:

1. Architecturally compatible with the form, materials and colors of the main building;
2. Does not result in a violation of minimum parking requirements;
3. Does not negatively impact vehicular or pedestrian safety;
4. Does not impede access to adjoining or nearby properties; and
5. Maintains or provides the required ten feet (10') of landscaped setback as herein specified.

Section 3. Effective date. This Ordinance shall take effect upon first publication.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this _____ day of _____, 2019.

MURRAY CITY MUNICIPAL COUNCIL

Dave Nicponski, Chair

ATTEST:

Jennifer Kennedy, City Recorder

MAYOR'S ACTION:

DATED this ____ day of _____, 2019.

D. Blair Camp, Mayor

ATTEST:

Jennifer Kennedy, City Recorder

CERTIFICATE OF PUBLICATION

I hereby certify that this Ordinance, or a summary hereof, was published according to

law on the ____ day of _____, 2019.

Jennifer Kennedy, City Recorder

1. The project shall meet all requirements of Building and Fire Codes.
2. The applicant shall provide and maintain parking for a minimum of twelve (12) vehicles as shown on the Site Plan. No parking is allowed on Taylor Lane or other private roads.
3. No more than twelve (12) students are allowed in any session, and sessions are to be limited to no more than one per day, Monday thru Thursday, and two per day Friday and Saturday as indicated in the applicant's business plan.
4. The applicant shall obtain a Murray City Business License prior to beginning to offer classes on the site.
5. The applicant is encouraged to work with the Springtree Condominium Owners Association to resolve issues and provide for the maintenance of the private roads as indicated to City Staff.

Seconded by Mr. Markham.

Call vote recorded by Mr. Smallwood.

<u>A</u>	Maren Patterson
<u>A</u>	Phil Markham
<u>A</u>	Sue Wilson
<u>A</u>	Scot Woodbury
<u>A</u>	Lisa Milkavich
<u>A</u>	Ned Hacker

Motion passed 6-0.

Mr. Hacker reminded all that this Conditional Use Permit does not provide authorization to have a business on the property yet, it will need to complete the business license process.

**ORDINANCE TEXT AMENDMENT - Section 17.160.050, Front Setback for Outdoor Dining,
Project #19-024**

Mr. McNulty presented the proposed Text Amendment and stated that Staff previously held a Public Hearing for this item on February 21, 2019, where we received public Comment and continued the item until now. Previously, Prohibition Bar requested the addition of language to the Murray City Land Use Ordinance which would permit an encroachment into the required 20-foot building set-back to allow covered outdoor dining within 10 feet of the property line for restaurants and bars in a designated zone. The applicant's previous proposal was for an area around the mall in which outdoor dining with encroachment into the set-back would be allowed. Staff liked the idea but not exactly the way the proposed wording in the application was formed, and it was recommended that the item be continued to have a discussion with the City Council about possible changes to the proposal. On April 2, 2019 a discussion with the City Council was held, they reviewed the item and they provided feedback that indicated they liked it but wanted the Text Amendment to include the entire C-D zone. Some of the previous concerns that were voiced by the Planning Commission were about ensuring that the patio additions were compatible with the exterior building facade, material, colors, encroachment into parking requirements, and impact to pedestrian safety. The newly proposed text amendment language will outline the criteria that needs to be met to gain

approval to have covered outdoor dining. If a business shares any reciprocal access, they will not qualify. If a property is not able to meet the criteria for design and safety the property will not qualify. All requests will be required to gain Planning Commission approval.

Mr. McNulty explained that the applicants proposed text changes to the Murray Land Use Ordinance Section 17.16.050(A), would allow covered dining areas within ten (10) feet of the required 20' setback, with a 10' landscape buffer being required. The amendment would apply only in a smaller defined geographic area. Mr. McNulty read out loud Staff's proposed changes to the Murray Land Use Ordinance Section 17.160.050(A), Front Yard as outline below. Based on the findings, proposed text and other revisions as outlined, Staff recommends that the Planning Commission forward a recommendation of approval to the City Council for the Staff Alternative proposed text amendment to Section 17.160.050(A) of the Murray City Land Use Ordinance as outlined in the Staff Report.

Terry Wasmer, 15067 South Eagle Crest Drive, stated he has worked with City Staff to achieve a common goal and is very pleased that the text amendment will be opened up to the entire C-D Zone. Mr. Hacker thanked the applicant for bringing this proposal to the City's attention and believes we will have an improved ordinance in place now.

Ms. Milkavich asked if a business is approved to have outdoor covered dining and they move from that location, will the property still hold the approval for the next business owner, and could they be asked to remove the overhang if they do not qualify for the approval. Mr. McNulty replied that it would be likely that a new restaurant would occupy the building and they could still use the covered parking as long as they meet the standards of Section 17.160.050(A). If the use changes it would be likely that they would remove the dining area because they would not have a need for it. It would be a case by case determination. Ms. Milkavich asked if the use were to change to retail, would the business be allowed to display merchandise in the covered patio area. Mr. McNulty stated not in this case.

The meeting was opened for public comment. There was no public comment for this agenda item and the public comment portion for this item was closed.

Ms. Wilson made a motion that the Planning Commission forward a recommendation of approval to the City Council for the Staff Alternative proposed text amendment to Section 17.160.050(A) of the Murray City Land Use Ordinance as outlined below:

Murray Land Use Ordinance Section 17.160.050(A), Front Yard:

- A. The minimum depth of the front yard for main buildings shall be twenty feet (20'). The first ten feet (10') of property except for drive approaches shall be landscaped as herein specified. Covered and unenclosed outdoor dining areas for eating or drinking establishments may be allowed to encroach up to ten feet (10') if the Planning Commission finds that the proposed outdoor dining area meets the following criteria:
- Architecturally compatible with the form, materials, and colors of the main building;
 - Does not result in a violation of minimum parking requirements;
 - Does not negatively impact vehicular or pedestrian safety;
 - Does not impede access to adjoining or nearby properties;
 - Maintains or provides the required ten feet (10') of landscaped setback as herein specified.

Planning Commission Meeting
April 18, 2019
Page 14

Seconded by Mr. Woodbury.

Call vote recorded by Mr. Smallwood.

A Sue Wilson
A Scot Woodbury
A Phil Markham
A Maren Patterson
A Lisa Milkavich
A Ned Hacker

Motion passed 6-0.

OTHER BUSINESS

Mr. McNulty stated that the next Planning Commission meeting will be held May 2, 2019 and Staff will present an item of interest about Indoor Vertical Farming. Mr. Woodbury asked if that ordinance will address the farming of Hemp. Mr. McNulty stated that Hemp will be addressed in a different ordinance and that it is currently being drafted by our Legal Department. Mr. McNulty addressed tonight's agenda item for True North and stated that the Springtree residents and their Legal Counsel is aware they may appeal the decision to our Hearing Officer if they wish. Mr. McNulty commended the Planning Commissioner's on their professionalism while handling the public clamor and unruliness during the hearing. Mr. Markham stated that he was pleased that there was a Police Officer present, even though he did not feel threatened, the Officer was able to clear the room and help to restore order.

Mr. Markham made a motion to adjourn.

Seconded by Ms. Wilson.

A Phil Markham
A Sue Wilson
A Lisa Milkavich
A Maren Patterson
A Scot Woodbury
A Ned Hacker

Motion passed 6-0.

The meeting was adjourned at 8:43 p.m.

Jared Hall, Supervisor
Community and Economic Development



MURRAY CITY CORPORATION
Community &
Economic Development

Building Division 801-270-240C
Planning Division 801-270-242C

TO: Murray City Planning Commission

FROM: Murray City Planning Staff

REPORT DATE: April 11, 2019

MEETING DATE: April 18, 2019 (Continued from February 21, 2019)

PROJECT NAME: Text Amendment, Front Setback for Outdoor Dining

PROJECT NUMBER: 19-024

PROJECT TYPE: Land Use Ordinance Text Amendment

APPLICANT: Prohibition Management, LLC

I. REQUEST:

The applicant is requesting to amend the text of Section 17.160.050(A) of the Murray City Land Use Ordinance. On February 21, 2019, the Planning Commission held a public hearing, received public comment, and then continued the item until April 18, 2019. Prohibition Bar, LLC requested the addition of language which would permit an encroachment into the required 20' building setback to allow covered outdoor dining within 10' of the property line for restaurants and bars in the C-D zone. The allowance was only to be applied to restaurants and bars in the C-D zone in an area established as the "Murray Restaurant & Entertainment District" which would extend from State Street to Fashion Boulevard between 6100 South and Winchester Street.

II. STAFF REVIEW AND ANALYSIS

Background

At the meeting on February 21, 2019, the Commission voted to continue the public hearing to April 18, 2019 in order to allow Staff time to research and discuss the issue, take Commission comments into account, and present the concept to the City Council in a Committee of the Whole meeting. The concept of the proposed text amendment was presented to the City Council in Committee of the Whole on April 2, 2019. The Council viewed the concept positively as a whole, but was unconvinced of the need to limit the allowance to a specific area of the C-D Zone. They felt it should be applied to the C-D Zone in general, without establishing the proposed "Murray Restaurant & Entertainment District".

Applicant's Proposed Amendment

The applicants proposed to add language to Murray Land Use Ordinance Section 17.160.050(A) which would allow covered dining areas within ten (10) feet of the required 20' setback, with a 10' landscape buffer being required. The amendment would apply only in a defined geographic area. The applicant's proposed language would alter Section 17.160.050(A) as follows (existing text in black, proposed changes in redline):

17.160.050: FRONT YARD

- A. The minimum depth of the front yard for main buildings shall be twenty feet (20'). The first ten feet (10') of property except for drive approaches shall be landscaped as herein specified, with the exception of covered dining at an eating or drinking establishment located in the C-D Zone of Murray's Restaurant & Entertainment District located between 5900 South and East Winchester Street, from State Street to Fashion Boulevard. The minimum depth of the front yard to the covered dining shall be ten feet (10'). The first ten feet (10') of the property except for the drive approaches shall be landscaped as herein specified.

Consideration & Review

Both the Planning Commission and City Council discussions of the concept were largely positive. Staff's internal discussions have been positive as well. There were several issues to consider in preparing Staff's alternative proposal, outlined below.

- The Murray Restaurant & Entertainment District. The City Council, Planning Commission, and Staff were in general agreement that the establishment of a specific geographic area or district was not necessary, and that the text amendment should be applied to the C-D Zone in general.
- Buffer. Outdoor dining is not discouraged in any zone, but is more easily accommodated in the MCCD, MU, and TOD Zones with limited front setback requirements. Staff does recognize a difference in the C-D Zone, because it's most often found along automobile oriented, high traffic corridors. For that reason, Staff agrees with the applicant that a 10' landscape buffer should still remain. Ten feet (10') represents a reasonable setback because it is the portion of the normal 20' building setback that is required to be landscaped. Allowing covered, outdoor dining in the remaining 10' would not represent a loss of landscaping, and provides flexibility for the property development. Lastly, because the C-D zone is most often adjacent to high volume streets like State Street or 900 East, the maintenance of a larger, landscaped buffer between the diners and the street will maintain safety and provide a more pleasant

experience. Throughout the City it's typical to have a required park strip and sidewalk at the back of curb allowing for additional buffer from the right-of-way.

- **Architectural Compatibility.** The Planning Commission raised the issue of architectural compatibility, concerned that materials and construction be good quality, and compatible with the building's architecture, materials, and colors. The City Council agreed with this concern during the Committee of the Whole discussion on April 2, 2019.
- **Mitigation of Impacts.** It's important to consider potential impacts to parking, traffic flow, building access, and access to other adjoining and/or nearby properties. For example; in some instances, multiple storefronts may be accessed by a drive aisle running behind the required 10' landscape area of the 20' building setback, each leased by different owners. A bar or restaurant could potentially impact an adjoining business by inhibiting pedestrian or vehicle access, or sign visibility. These issues need to be considered, and any amendment to the ordinance should take that into account. Please note the figure below as an example.



Figure 1: Access and parking could be unintentionally impacted if not carefully considered.

- Landscaping. It is important to note that an allowance such as the one being proposed will be most commonly used in making *additions to existing properties and buildings*. In situations where no landscaping setback exists, Staff recommends that the allowance include a requirement to provide the 10' landscape buffer, and to maintain it where it does exist.
- Parking. Any allowance made should not remove required parking spaces.

Staff Alternative Proposal

After considering the issues detailed above, Staff proposes an alternative text amendment to Section 17.160.050(A) as follows:

17.160.050: FRONT YARD

- A. The minimum depth of the front yard for main buildings shall be twenty feet (20'). The first ten feet (10') of property except for drive approaches shall be landscaped as herein specified. Covered and unenclosed outdoor dining areas for eating or drinking establishments may be allowed to encroach up to ten feet (10') if the Planning Commission finds that the proposed outdoor dining area meets the following criteria:
- Architecturally compatible with the form, materials, and colors of the main building;
 - Does not result in a violation of minimum parking requirements;
 - Does not negatively impact vehicular or pedestrian safety;
 - Does not impede access to adjoining or nearby properties;
 - Maintains or provides the required ten feet (10') of landscaped setback as herein specified.

III. GENERAL PLAN ANALYSIS

Staff finds that an amendment to allow covered and unenclosed outdoor dining meets several goals and objectives of the Murray City General Plan, which is a primary reason Staff has supported an alternative version of the applicant's proposed text amendment.

Key Initiatives

"Linking Centers/Districts to Surrounding Context" is one of the Key Initiatives of the General Plan. The applicant's proposal to allow covered outdoor dining in some contexts may be viewed to support this initiative in some ways. Key Initiative #4 (see pages 48 – 51 of the Murray City General Plan) is a response

and recognition that Murray has several districts that are important centers, such as the area around the IMC and the Fashion Place Mall, that are somewhat isolated from each other and their surrounding contexts. The Plan suggests:

"Encouraging and supporting complementary land uses will help link major centers to their surrounding context. The urban form of the surrounding context is critical to the success of these connections. For example, the hotels that have been built near the Intermountain Medical Center (IMC) are a good complementary use, but the urban form between the two does not facilitate an easy physical connection." (pg. 48, Murray City General Plan, paragraph 2)

The area around the Fashion Place Mall has many of the same issues. Restaurants and bars are located among the shops on the mall site itself, but also in the areas surrounding it. Other retail uses have also attempted to benefit from activity and traffic at the mall as a destination, and have located in the immediate surrounding area. Much like the hotels and the IMC, the infrastructure and urban form may not facilitate or encourage interaction between the mall and the surrounding area. A change to facilitate outdoor dining could be viewed as improving the urban form and making it more inviting. The General Plan goes on to suggest the following:

"Building on key activity centers such as Intermountain Medical Center and Downtown Murray, this initiative is geared toward connecting these areas to their surrounding context. A combination of physical infrastructure connections and complementary land uses and urban design will create a more cohesive core for the city."

The same issues can be applied to Fashion Place Mall as another center or district. The "Linking Centers" initiative also identifies several activities or goals that should be considered in order to support the initiative's success in a subsection titled "Needed for Success" (pg. 50, Murray City General Plan). The second paragraph suggests: *Update zoning designations to allow for flexible uses of sites in the surrounding context. Avoid requirements that detract from an inviting urban form, such as large setbacks and extensive parking requirement.* The essential concept of the proposed text amendment could be viewed as supportive of this goal in the General Plan, along with a stated Goal & Objective to "Create pedestrian and bike friendly economic districts/nodes." (Pg. 51, Economic Development). Bringing outdoor dining closer to the street would support that goal.

IV. FINDINGS AND CONCLUSION

- i. The proposed text amendment can positively support Key Initiative #4 of the General Plan.
- ii. A carefully considered, purposeful exception to the required setbacks of the C-D Zone for outdoor dining will bring beneficial activity to many

areas of the City, and encourage reinvestment in retail properties in important commercial corridors.

- iii. The proposed amendment carefully considers potential impacts to other business, traffic patterns, and the appropriate methods of application for this type of allowance.

V. STAFF RECOMMENDATION

Based on the above findings, staff recommends that the Planning Commission forward a recommendation of approval to the City Council for the Staff Alternative proposed text amendment to Section 17.160.050(B) of the Murray City Land Use Ordinance as outlined in the Staff Report

Jared Hall
Planning Division Supervisor
801-270-2420
jhall@murray.utah.gov

Site Information

**MURRAY CITY CORPORATION**

Community &
Economic Development

Building Division 801-270-2400

Planning Division 801-270-2420

February 7, 2019

NOTICE OF PUBLIC HEARING

This notice is to inform you of a Planning Commission meeting scheduled for Thursday, February 21, 2019 at 6:30 p.m., in the Murray City Municipal Council Chambers, located at 5025 S. State Street.

Representatives of Prohibition Management, LLC are requesting a Land Use Ordinance Text Amendment to Section 17.160.050, proposing a Front Setback for Outdoor Dining in the C-D (Commercial Development) Zone for the properties located approximately from 5900 South Street to Winchester Street and from State Street to Fashion Boulevard.

Comments at the meeting will be limited to 3 minutes per person per item. A spokesperson who has been asked by a group to summarize their concerns will be allowed 5 minutes to speak. If you have questions or comments concerning this proposal, please call Jared Hall, with the Murray City Community Development Division at 801-270-2420, or e-mail to jhall@murray.utah.gov.

Special accommodations for the hearing or visually impaired will be upon a request to the office of the Murray City Recorder (801-264-2660). We would appreciate notification two working days prior to the meeting. TTY is Relay Utah at #711.

MURRAY CITY CORPORATION
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on the 21st day of February, 2019, at the hour of 6:30 p.m. of said day in the Council Chambers of Murray City Center, 5025 South State Street, Murray, Utah, the Murray City Planning Commission will hold and conduct a Public Hearing for the purpose of receiving public comment on and pertaining to Land Use Ordinance Text Amendment to Section 17.160.050, Front Setback for Outdoor Dining in the C-D (Commercial Development) Zone for the properties located at approximately: from 5900 South Street to Winchester Street and State Street to Fashion Boulevard, Murray City, Salt Lake County, State of Utah.

Jared Hall, Supervisor
Community & Economic Development

4770 S. 5600 W.
WEST VALLEY CITY, UTAH 84118
FED.TAX I.D.# 87-0217663
801-204-6910

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CUSTOMER NAME AND ADDRESS

MURRAY CITY RECORDER,

5025 S STATE, ROOM 113

MURRAY, UT 84107

ACCOUNT NUMBER

9001341938

DATE

2/11/2019

ACCOUNT NAME

MURRAY CITY RECORDER,

TELEPHONE

8012642660

ORDER # / INVOICE NUMBER

0001243103 /

PUBLICATION SCHEDULE

START 02/10/2019 END 02/10/2019

CUSTOMER REFERENCE NUMBER

PH - Front Setback for Outdoor Dining

CAPTION

MURRAY CITY CORPORATION NOTICE OF PUBLIC HEARING NOTICE IS HEREBY GIVEN

SIZE

37 LINES 1 COLUMN(S)

TIMES

TOTAL COST

3

67.16

CCF. #. _____

MURRAY CITY
CORPORATION
NOTICE OF
PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on the 21st day of February, 2019, at the hour of 6:30 p.m. of said day in the Council Chambers of Murray City Center, 5025 South State Street, Murray, Utah, the Murray City Planning Commission will hold and conduct a Public Hearing for the purpose of receiving public comment on and pertaining to Land Use Ordinance Text Amendment to Section 17.1G-050, Front Setback for Outdoor Dining in the C-D (Commercial Development) Zone for the properties located at approximately from 5900 South Street to Winchester Street and State Street to Fashion Boulevard, Murray City, Salt Lake County, State of Utah.

Jared Hall, Supervisor
Community & Economic
Development
1243103 UPAXLP

AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP LEGAL BOOKER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF **MURRAY CITY CORPORATION NOTICE OF PUBLIC HEARING NOTICE IS HEREBY GIVEN** that on the 21st day of February, 2019, at the hour of 6:30 p.m. of said day in the Co FOR **MURRAY CITY RECORDER**, WAS PUBLISHED BY THE NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP, AGENT FOR DESERET NEWS AND THE SALT LAKE TRIBUNE, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH. NOTICE IS ALSO POSTED ON UTAHLEGALS.COM ON THE SAME DAY AS THE FIRST NEWSPAPER PUBLICATION DATE AND REMAINS ON UTAHLEGALS.COM INDEFINITELY. COMPLIES WITH UTAH DIGITAL SIGNATURE ACT UTAH CODE 46-2-101; 46-3-104.

PUBLISHED ON Start 02/10/2019 End 02/10/2019

DATE 2/11/2019

SIGNATURE

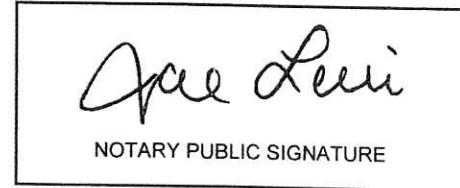
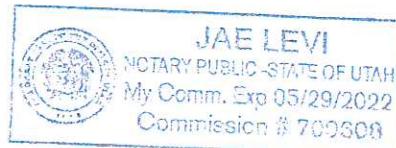
Lorraine Gudmundson

STATE OF UTAH)

COUNTY OF SALT LAKE)

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 10TH DAY OF FEBRUARY IN THE YEAR 2019

BY LORRAINE GUDMUNDSON.



Application Materials

ZONING AMENDMENT APPLICATION

Type of Application (check all that apply):

- Zoning Map Amendment
 - Text Amendment
 - Complies with General Plan
- Yes No

Subject Property Address: 151 East 6100 S.

Parcel Identification (Sidwell) Number: _____

Parcel Area: _____ Current Use: _____

Existing Zone: _____ Proposed Zone: _____

Applicant Name: Prohibition Management LLC

Mailing Address: 151 East 6100 S.

City, State, ZIP: Murray, Utah, 84107

Daytime Phone #: 801-244-2703 Fax #: 801-262-0736

Email address: Woody@prohibitionutah.com

Business Name (If applicable): Prohibition

Property Owner's Name (If different): Bill Capler (6100 S. Reality)

Property Owner's Mailing Address: 151 East, 6100 South

City, State, Zip: Murray, Utah, 84107

Daytime Phone #: 201-859-0693 Fax #: 808-419-1134

Describe your reasons for a zone change (use additional page if necessary):
Nate Porter

Attached

Authorized Signature: 

Date: 1/31/19

Property Owners Affidavit

STATE OF UTAH

§

COUNTY OF SALT LAKE

A. William Kaylor III owner of

I (we) 6100 South Realty, LLC, being first duly sworn, depose and say that I (we) am (are) the current owner of the property involved in this application: that I (we) have read the application and attached plans and other exhibits and are familiar with its contents; and that said contents are in all respects true and correct based upon my personal knowledge.

A William Kaylor III

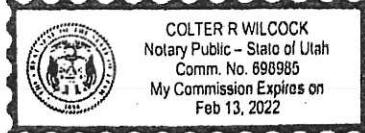
Owner's Signature

Owner's Signature (co-owner if any)

Subscribed and sworn to before me this 30th day of October, 20 18.

Colter R. Wilcock

Notary Public



Residing in Salt Lake County, UT

My commission expires: Feb 22, 2022 ^{aw} Feb 13, 2022

A. William Kaylor III owner of **Agent Authorization**

I (we), 6100 South Realty, LLC, the owner(s) of the real property located at 151 E. 6100 S., in Murray City, Utah, do hereby appoint

Nate Porter/Terry Wasmer, as my (our) agent to represent me (us) with regard to this application affecting the above described real property, and authorize

Nate Porter/Terry Wasmer to appear on my (our) behalf before any City board or commission considering this application.

A William Kaylor III

Owner's Signature

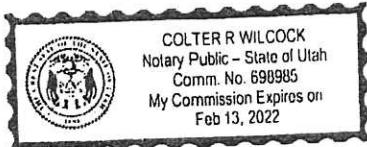
Owner's Signature (co-owner if any)

On the 30th day of October, 20 18, personally appeared before me

Colter R. Wilcock the signer(s) of the above Agent Authorization who duly acknowledge to me that they executed the same.

Colter R. Wilcock

Notary Public

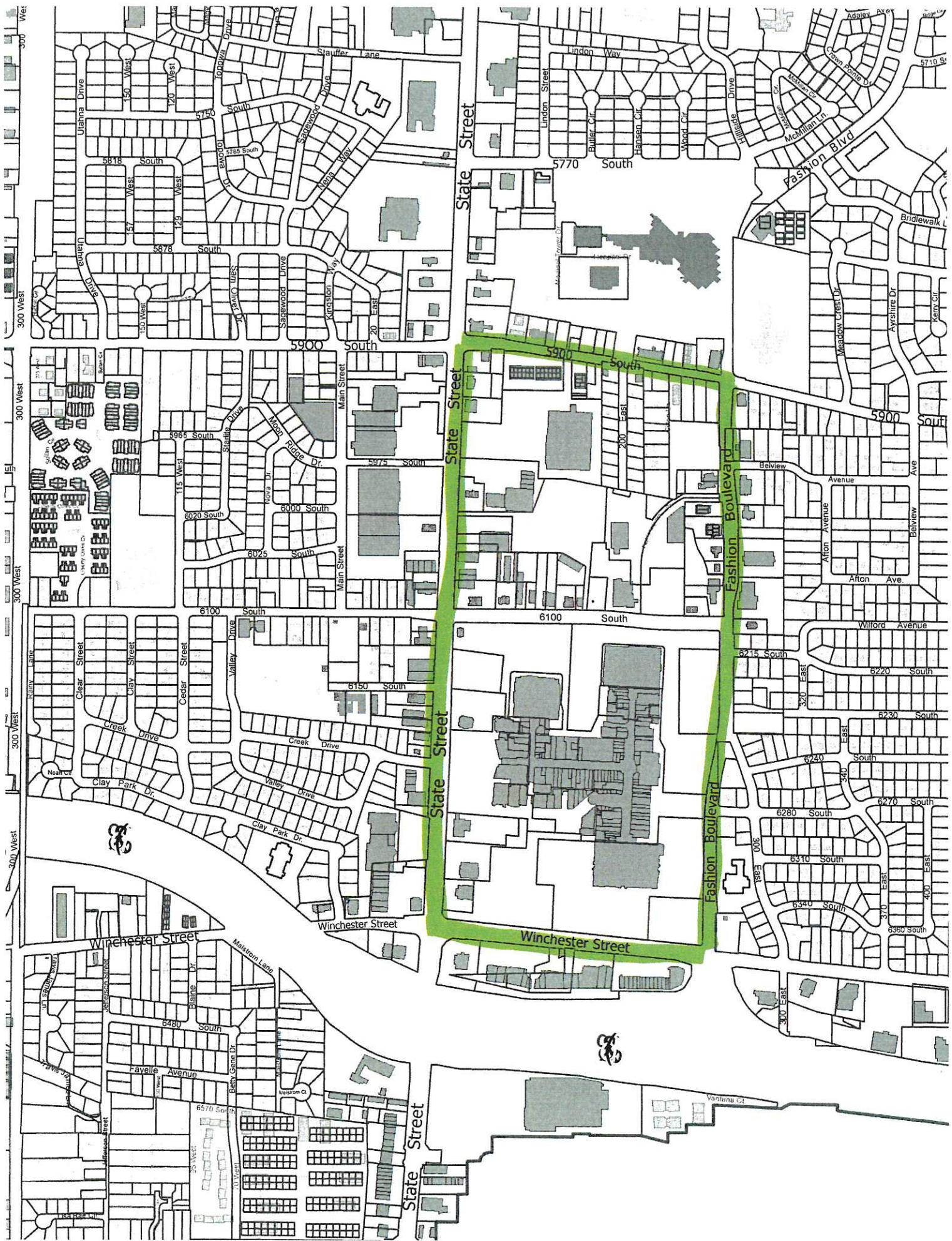


Residing in Salt Lake County, UT

My commission expires: Feb 13, 2022

17.160.050(B) - Outdoor Dining in Murray's Restaurant & Entertainment District

With the exception of covered outdoor dining at an eating or drinking space located in the C-D Zone of Murray's Restaurant & Entertainment District located between 5900 S & E Winchester Street, from State Street to Fashion Blvd. The minimum depth of the front yard to the covered outdoor dining shall be ten feet (10'). The first ten feet (10') of the property except for the drive approaches shall be landscaped as herein specified.



Prohibition is seeking an amendment in Murrays zoning code to allow covered outdoor dining (patio) to be permitted in Murrays Restaurant & Entertainment District which is the central hub for dining and night life in the city. This change would significantly increase the curb appeal of these businesses and streets creating an environment of excitement from not just the customers perspective sitting on the covered patio enjoying the beauty of the city but also from the passer by which will be able to see the dozens of people enjoying a dining experience while passing by.

This change would make Prohibition have the same curb appeal as restaurants within the district that already have that patio curb appeal that are within feet of state street such as Jinya & Braza Grill.

We believe this code change is in the spirit of the direction of Murray is going with the revitalization of it's downtown district which allows businesses to be built within feet of the sidewalk, The Restaurant & Entertainment district is where most of Murray's citizens and visitors gather for a night out and this code change would help bring that excitement.

This code change would still have the mandatory 10 feet of landscape in between the covered outdoor dining and the sidewalk, Which has a lot more curb appeal then if a business has 10 feet of landscape then parking as is currently permitted by city code.

Prohibition serves on average around 2,000 patrons and Murray Citizens a week, servicing a need for a high end twenty one and over restaurant & bar without having to drive to downtown Salt Lake City. The change in this code to allow our beautiful covered dining would make a world of difference to our business and our curb appeal.

During this process Prohibition has gotten signatures from all neighboring businesses owners on 6100 South in support of this patio remodel to help the overall curb appeal of the street. We would be happy to supply those signatures upon request.

Thank You, We look forward to working with you on this.

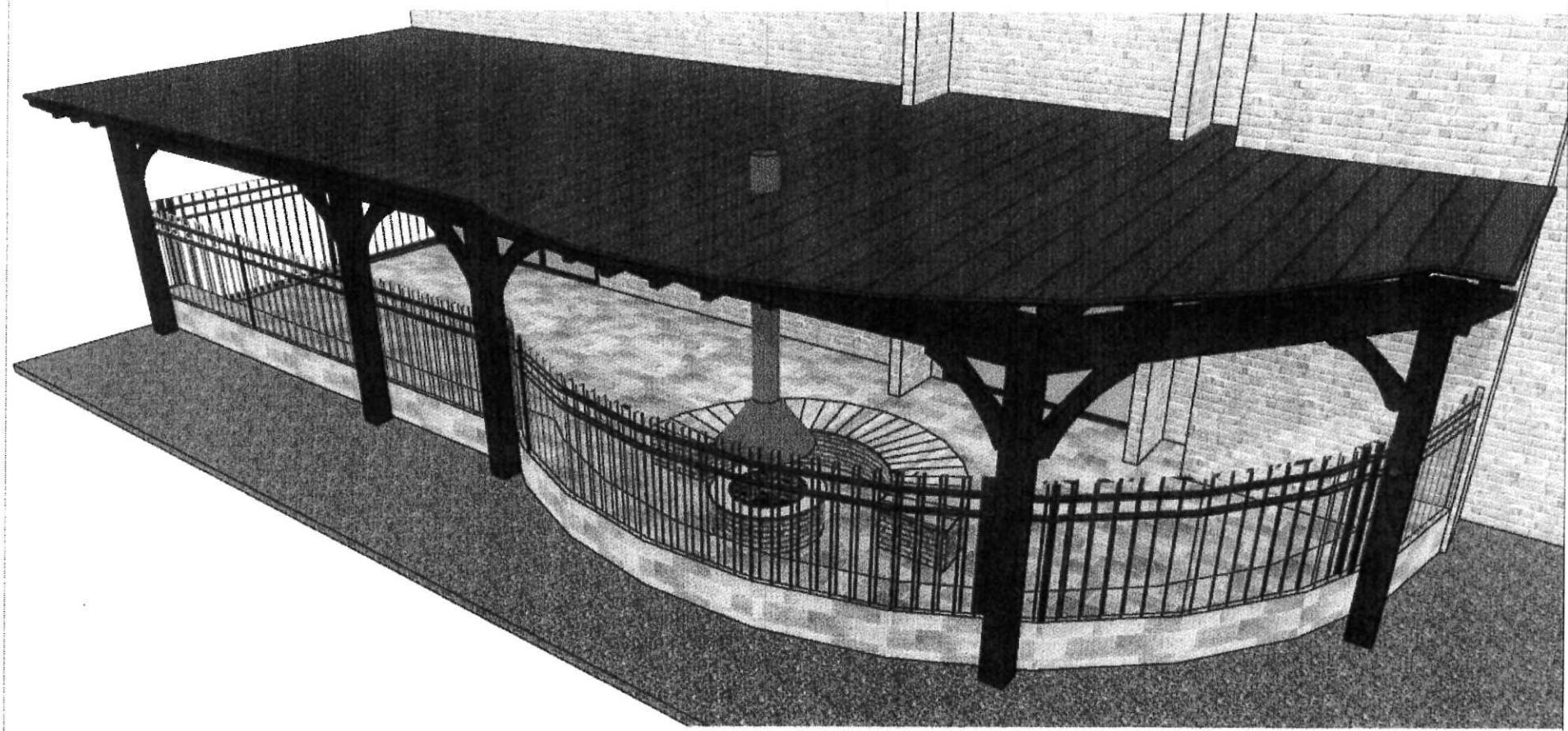
If you have any questions don't hesitate to reach out.

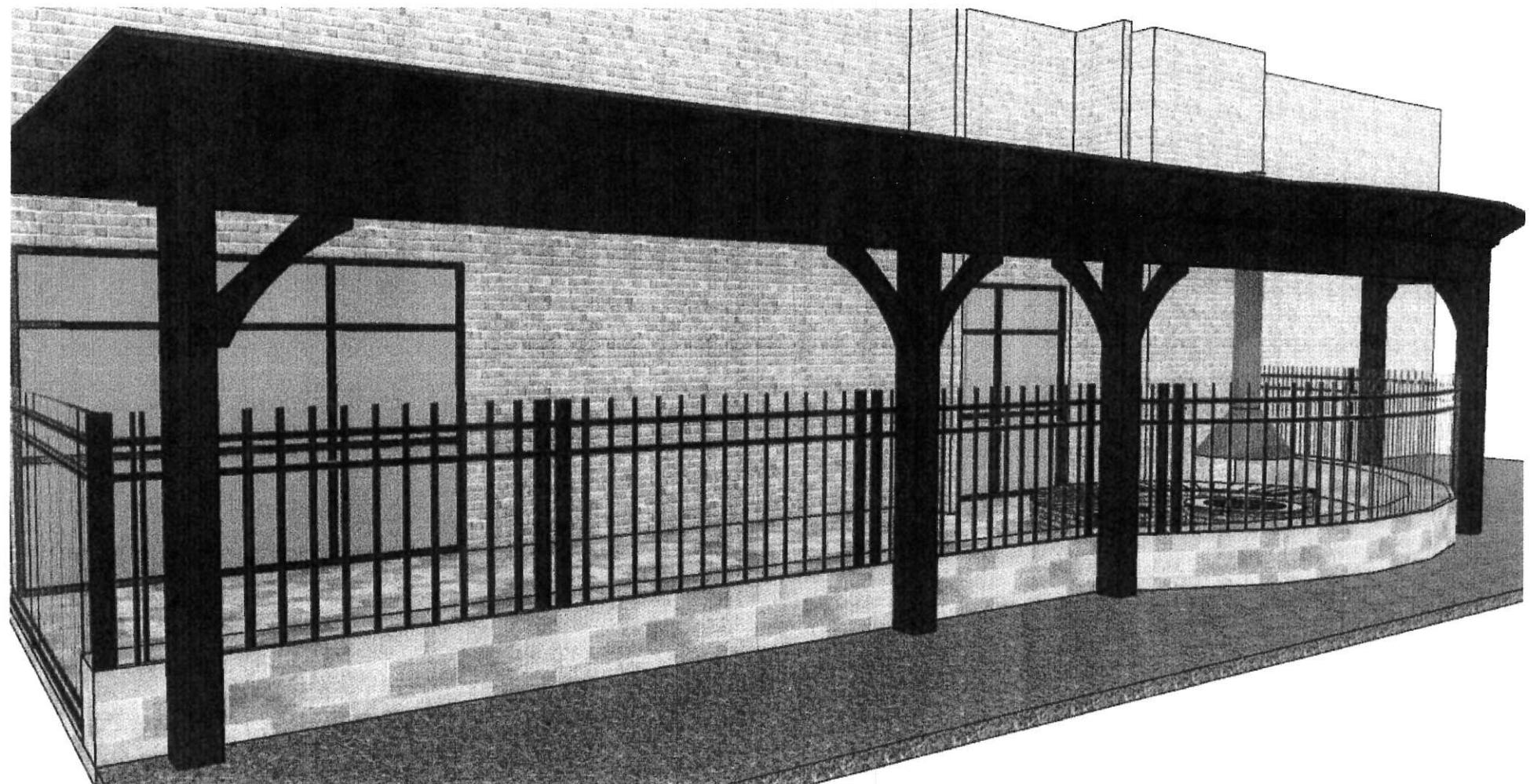
Nate Porter

Prohibition Management

808-419-1134

Nate@prohibitionUtah.com





- e. The subdivision plat shall include standard PUEs on lots.
 - f. The applicant shall replace any damaged curb, gutter, and sidewalk along 4800 South frontage.
 - g. The applicant shall obtain a City Excavation Permit for work within City roadways.
2. The applicant shall prepare a Final Subdivision Plat which complies with all requirements of Title 16, Murray City Subdivision Ordinance.
 3. The Final Plat shall adhere to the requirements for Flag Lot Subdivisions contained in Section 17.76.140 of the Murray City Land Use Ordinance and as outlined in the Staff Report.
 4. The applicant shall provide and maintain a minimum 28' access width including 4' wide landscaped areas on both sides of a minimum 20' of hard surface (asphalt or concrete) for emergency access prior to any combustible construction on Lot 2.
 5. The existing accessory structures will be removed from the property.
 6. The applicant shall provide complete plans, structural calculations and soils reports stamped and signed by the appropriate design professionals at the time of submittal for building permits.
 7. The applicant shall meet all Murray City Power Department requirements.

Seconded by Mr. Nay.

Call vote recorded by Mr. Hall.

A Phil Markham
A Travis Nay
A Maren Patterson
A Sue Wilson
A Ned Hacker

Motion passed 5-0.

LAND USE ORDINANCE TEXT AMENDMENT – SECTION 17.160.050, FRONT SETBACK
FOR OUTDOOR DINING – Project # 19-024

Nate Porter was present to represent this request. Jared Hall reviewed the location and request for an amendment to the text of Section 17.160.050(B) of the Murray City Land Use Ordinance which establishes a required 20' building setback in the Commercial Development Zone (C-D). The proposed Text Amendment was initiated by the owner of a Murray Business; Prohibition Bar and Grill located at 151 East 6100 South in the Commercial Development (C-D) Zone. The applicant's request is to add language to the City Ordinance which would maintain the 20-foot front setback and the required 10' of landscaping but allow covered outdoor dining for eating and drinking establishments to encroach up to the 10' landscaped setback line. The proposal is to allow this covered outdoor dining only within a specified geographic area of Murray City. The application is the result of a request from the owners of the Prohibition Bar and Grill to cover an existing patio area that currently exists in the front

setback. They came to the City with the request to cover the patio and were informed that covering the patio would extend the building closer than 20' required set back to the street and could not be approved by Staff. They sought a variance which was denied by the Murray City Hearing Officer. Then they came back to the City and asked if there was anything else they could do. Staff advised them that they could ask to amend the text of the City Land use Ordinance. The request in short, is to establish a district that would include 6100 South to 5900 South and from State Street to Fashion Blvd. Mr. Hall explained that the City does not want to discourage outdoor dining but are hesitant to say that the request will work in this area. The approval of the proposed Text Amendment could have unforeseen implications on other properties within the proposed district. City Staff is asking for additional time to consider the different implications it may have in the city. Commissioner Milkavich, who was unable to attend the meeting submitted a concern that stated the request lacks language stating the new structure should be architecturally sound and similar to the building it is attached to and should prohibit simple metal awnings through the C-D Zone. Mr. Hall stated that Staff also believes that City Council should be involved before the item progresses further. Based on the information presented in this report, application materials submitted and the site review, staff recommends that the Planning Commission discuss the item tonight and continue the Public Hearing to the regularly scheduled meeting on April 18, 2019 allowing Staff time to review it with City officials, do additional research, and make an appropriate recommendation.

Mr. Nay asked, outside of the MCCD Zone, is outdoor dining allowed anywhere else. Mr. Hall answered that it is not disallowed anywhere, but the issue is with covering the patio area. City Code states that the building can not be extended into the required 20 ft. setback. Many businesses could and do have an outdoor covered dining area behind the required 20 ft. setback. Staff would like to assess all of those buildings and see how many would be affected by the proposed text amendment. Ms. Patterson asked if this proposal would allow all businesses to have covered outdoor dining in the C-D Zone, or if they did not qualify would they get a conditional approval to have it. Mr. Hall answered that the applicants have proposed that the city allow for a small district within the C-D zone that would allow the outdoor covered dining area for only restaurants and bars. Staff is not sure at this time if it should be allowed for only that small district, or for the entire zone throughout the City. The suggestion of continuing the item would be to allow more time to find out if we are excluding properties that would benefit from the text amendment as well.

Nate Porter, 11468, Sandy, Utah, stated that he appreciates Staff's recommendation and would invite any discussions that would create a Text Amendment which would work for everybody. Mr. Porter explained that his goal is to make what he sees as a restaurant district within the C-D zone similar to the Historic District or the Downtown District which doesn't have setback requirements. Mr. Porter stated that he considers his business to be in the downtown district and wants his business to have more of a lively street appeal as often seen in a downtown district. Mr. Porter explained that his outdoor patio has always been in existence and they propose to cover it with a wood structure that would have a 1920's look and feel to it. The landscaping would be enhanced as well, and the project would cost about \$30,000.00 in total. Mr. Porter continued that he was able to get a petition signed from 200 customers and neighboring businesses in support of the covered patio.

The meeting was opened for public comment. There was no public comment for this agenda item and the public comment was closed.

Mr. Markham stated that this topic is a worthwhile topic to discuss and feels it's important to give Staff enough time to really digest this as well as, look at the boundaries and merits of

Planning Commission Meeting
February 21, 2019
Page 6

possibly creating an entertainment district. Mr. Markham stated that he personally likes the idea of doing something like this, if it is done properly and that something of this size and scope and agreed it needs to be examined by Staff and City Council.

Mr. Nay asked Staff if there is any G-O zoning near Fashion Blvd. Mr. Hall answered that there is on Fashion Blvd. to the northeast. The required setback is also 20 ft' in that zone. On the west side of Fashion Blvd. is C-D Zoning. Mr. Nay added that he has concerns with extending the proposed district and is not sure if 5900 South is going to be appropriate for it, especially with the Shopko business leaving that area. Mr. Nay agreed that he wants to give Staff extra time to look at this closer.

Ms. Patterson echoed what has been said and stated she thought it would be interesting to see how many other cities provisions have to allow covered outdoor patios and eating areas. Ms. Patterson added that she does not agree with creating a Murray City restaurant and entertainment district, instead a change should apply city wide. If a restaurant in the City meets the requirement, it should be granted for all zones. Ms. Patterson encouraged Staff to write the language to be more broad allowing outdoor dining for all zones.

Ms. Wilson stated she agrees that the idea is good, and she feels that Staff needs more time to get the language written correctly.

Mr. Hacker stated that he appreciates the request and he believes that Staff appreciates it as well, but there is a lot more at stake. The Commission should give Staff and City Council more time to research this request.

Ms. Wilson made a recommendation to continue the Public Hearing to the regularly scheduled meeting on April 18, 2019 allowing Staff time to review it with City Officials, conduct additional research, and make a recommendation.

Seconded by Mr. Markham.

Call vote recorded by Mr. Hall.

A Sue Wilson
A Phil Markham
A Maren Patterson
A Travis Nay
A Ned Hacker

Motion passed 5-0

MURRAY CENTRAL STATION SMALL AREA PLAN RECOMMENDATION TO THE CITY COUNCIL

Mr. Hall presented the draft Murray Central Station Small Area Plan and stated the City was awarded a Transportation & Land Use Connection Grant (TLC) to commission the Plan. The goal is to take this Plan forward with a recommendation from the Planning Commission to the City Council which would involve them in work sessions and a future adoption by resolution. This Plan will not become a section of the Murray City Lane Use Ordinance, instead it will be a long-range planning tool that Staff will use to consider as guidelines for future change to our Zoning Code. For example; adding width to a right-of-way or encouraging that buildings be oriented in a certain direction. Mark Vlasic, the Lead Consultant on the project is in



TO: Murray City Planning Commission

FROM: Murray City Planning Staff

REPORT DATE: February 14, 2019

MEETING DATE: February 21, 2019

PROJECT NAME: Text Amendment, Front Setback for Outdoor Dining

PROJECT NUMBER: 19-024

PROJECT TYPE: Land Use Ordinance Text Amendment

APPLICANT: Prohibition Management, LLC

I. REQUEST:

The applicant is requesting an amendment to the text of Section 17.160.050(B) of the Murray City Land Use Ordinance which establishes a required 20' building setback in the C-D, Commercial Development Zone. The applicant's request is to add language to leave the required 10' of landscaping, but allow covered outdoor dining in the remaining 10' for eating and drinking establishments in a specified geographic area of Murray City.

II. STAFF REVIEW AND ANALYSIS

Background

The applicant owns and operates the Prohibition Bar, located at 151 East 6100 South. The Prohibition Bar is located on the first floor of the building. The building is set back the required 20' from 6100 South. The entire setback is landscaped, with an existing dining patio located within that area. The applicant has previously sought to build a cover over the patio to provide more shelter and encourage the use of the outdoor patio during more months of the year. Additionally, he would like to provide a livelier atmosphere with improved curb appeal.

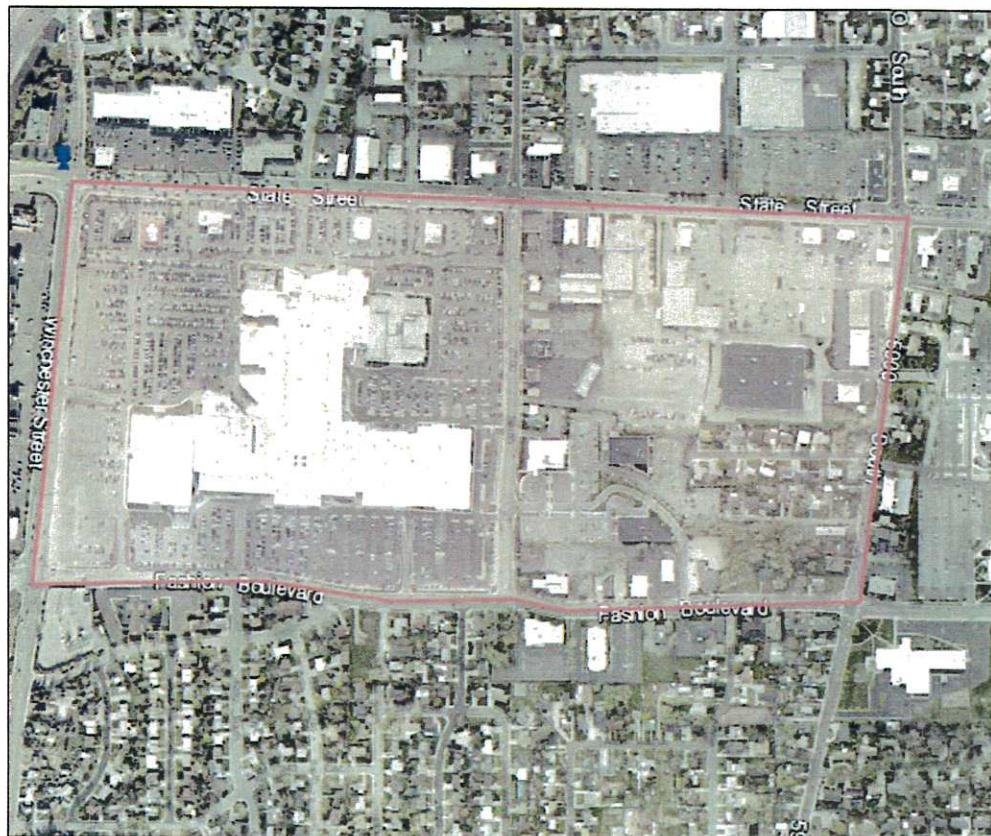
The proposed covered patio would be attached to the building, with structural supports that are located in the ground. This is an extension of the footprint of the building. Covering the patio with a roof puts the building out of compliance with the required front setback. The applicants applied for a variance to the

required setback in November, 2018. That application was denied by the Murray City Hearing Officer for lack of proving a justified hardship. Subsequently, the applicant has made an application to change the text of the Land Use Ordinance.

- Proposed Amendment – The applicants propose to add language to Murray Land Use Ordinance Section 17.160.050(B) which would allow covered dining areas within ten (10) feet of the required 20' setback, with a 10' landscape buffer being required. The amendment would apply only in a defined geographic area. The applicant's proposed language includes the following:

With the exception of covered dining at an eating or drinking establishment located in the C-D Zone of Murray's Restaurant & Entertainment District located between 5900 South and East Winchester Street, from State Street to Fashion Boulevard. The minimum depth of the front yard to the covered dining shall be ten feet (10'). The first ten feet (10') of the property except for the drive approaches shall be landscaped as herein specified.

The area established as the "Murray Restaurant & Entertainment District" and then described in the proposed amendment is illustrated in the map below.



Staff Concerns

Staff does not consider the concept of a limited allowance for covered outdoor dining to be unreasonable, and outdoor dining is not discouraged in any zone. The issues and concerns arise because of the different zones. While the MCCD, MU, and TOD Zones have limited front setback requirements, the C-D Zone treats the front setback as a greenspace and buffer adjacent to roadways. This is not inappropriate because the C-D Zone is used for locations that are commercial, but automobile oriented, in high traffic corridors. Arguably, the MCCD Zone has been applied to some properties in a high traffic volume location (State Street) as well; however, the development patterns and land uses encouraged by the MCCD Zone are dependent on high volumes of pedestrian activity, not on vehicular traffic.

Staff Proposal

Staff finds some merit in the proposed text amendment, but has concerns about implications and unintended consequences, as well as the appropriateness of the geographic constraints as proposed. At this time, Staff is not prepared to offer a recommendation. We believe that this item needs to be discussed with additional City staff and the City Council to see if this idea of a "Murray Restaurant and Entertainment District" is acceptable.

Similar Ordinances / Staff Research

Planning Staff has done some research to see what other cities along the Wasatch Front allow. The information collected thus far is summarized in the table below. More detailed information for these cities where covered outdoor dining is allowed in the required setback follow the table below.

City	Allows	No Provision
Provo	X	
Salt Lake City	X	
Midvale	X	
Sandy	X	
South Salt Lake	X	
Cedar City		X
Logan		X
Farmington		X
Bountiful	X	
West Valley City		X
Park City	X	
Taylorsville	X	

Salt Lake City

Commercial Districts:

21A.26.078(E)(3)(a)(4): Transit Station Area District

Awnings or canopies may be located within any portion of the yard and are not subject to the front or corner side yard restrictions in subsection 21A.36.020B, table 21A.36.020B of this title.

Form Based Districts:

21A.27.030(C)(2): Building Configuration and Design Standards

A permitted entry feature may encroach into a required yard provided no portion of the porch is closer than five feet (5') to the front property line.

Provo City

CM- Heavy Commercial Zone, SC3-Regional Shopping Center Zone, SC2-Community Shopping Center Zone:

14.24.090 Projections into yards

- (1) The following structures may be erected on or project into a required yard:
 - (a) Fences and walls in conformance with the Provo City Code and other City codes and ordinances.
 - (b) Landscape elements, including trees, shrubs, agricultural crops, and other plants.
 - (c) Necessary appurtenances for utility service.
- (2) The structures listed below may project into a minimum front yard or side yard adjacent to a street not more than four (4) feet.
 - (a) Cornices, eaves, belt courses, sills, buttresses, or other similar architectural features.
 - (b) Stairways, balconies, door stoops, fire escapes, awnings, and planter boxes or masonry planters not exceeding twenty-four (24) inches in height.

Park City

General Commercial District

15-2.18-3 Front Setback Exceptions

A. FRONT SETBACK. The minimum Front Setback is twenty feet (20') for all Main and Accessory Buildings and Uses. The twenty foot (20') Front Setback may be reduced to ten feet (10'), provided all on-Site parking is at the rear of the Property or underground.

B. FRONT SETBACK EXCEPTIONS. The Front Setback must be open and free of any Structure except:

3. Roof overhangs, eaves, and cornices projecting not more than three feet (3') into the Front Setback.

4. Sidewalks, patios, and pathways.
5. Decks, porches, and Bay Windows not more than ten feet (10') wide, projecting not more than three feet (3') into the Front Setback.

Sandy City

Commercial / Industrial Dev Standards

15A-23-24(E)(3)(a): Mixed Use Zone

Awnings and architectural features may project beyond build-to lines, as approved by the Planning Commission. Streetside setback variations may be used when an activity related to pedestrian use is maintained, i.e. special landscaping, outside seating for a restaurant. Recessed plazas, courtyards, and trellises are encouraged.

Midvale City

TOD and TOD Overlay Zones

17-7-8.5(B)(1)(b) and 17-7-17.4(B)(1)(b)

Eaves, awnings, arcades and second story and above balconies may project into the front yard up to eight feet so long as these elements are at least eight feet above ground and do not impede pedestrian traffic on the sidewalk.

Cedar City

No provision

Farmington City

No provision

Bountiful City

Commercial Zone, Downtown Zone,

14-6-106(B)

The structures listed below may project into a minimum front or rear yard not more than four (4) feet, and into a minimum side yard not more than two (2) feet, except that they may not obstruct a required driveway or pedestrian access:

- Stairways, balconies, door stoops, fire escapes, awnings.

West Valley City

No provision

Taylorsville City

Mixed Use Development Standards

13.23.260(E)(3)(a)

Setbacks: Building facades shall comprise at least seventy percent (70%) of each street edge identified as "build-to lines". To meet this requirement, building facades must be zero to five feet (5') from streetside (typically inside edge of sidewalk) where build-to lines are drawn. Awnings and architectural features may project beyond build-to lines, as approved by the planning commission.

Streetside setback variations may be used when an activity related to pedestrian use is maintained, i.e., special landscaping, outside seating for a restaurant.

Recessed plazas, courtyards, and trellises are encouraged.

Logan

No Provision

III. GENERAL PLAN ANALYSIS

Key Initiatives

"Linking Centers/Districts to Surrounding Context" is one of the Key Initiatives of the General Plan. The applicant's proposal to allow covered outdoor dining in some contexts may be viewed to support this initiative in some ways. The #4 Initiative, "Linking Centers" is a response and recognition that Murray has several districts that are important centers, such as the area around the IMC and the Fashion Place Mall, that are somewhat isolated from each other and their surrounding contexts. The Plan suggests:

"Encouraging and supporting complementary land uses will help link major centers to their surrounding context. The urban form of the surrounding context is critical to the success of these connections. For example, the hotels that have been built near the Intermountain Medical Center (IMC) are a good complementary use, but the urban form between the two does not facilitate an easy physical connection."

The area around the Fashion Place Mall has many of the same issues. Restaurants and bars are located among the shops on the mall site itself, but also in the areas surrounding it. Other retail uses have also attempted to benefit from activity and traffic at the mall as a destination, and have located in the immediate surrounding area. Much like the hotels and the IMC, the infrastructure and urban form may not facilitate or encourage interaction between the mall and the surrounding area. The applicant's proposed change to facilitate outdoor dining could be viewed as improving the urban form and making it more inviting. The General Plan goes on to suggest the following:

"Building on key activity centers such as Intermountain Medical Center and Downtown Murray, this initiative is geared toward connecting these areas to their surrounding context. A combination of physical infrastructure connections and

complementary land uses and urban design will create a more cohesive core for the city.”

The same issues can be applied to Fashion Place Mall as another center or district. The “Linking Centers” initiative also identifies several activities or goals that should be considered in order to support the initiative’s success in a subsection titled “Needed for Success”. The second paragraph suggests: *Update zoning designations to allow for flexible uses of sites in the surrounding context. Avoid requirements that detract from an inviting urban form, such as large setbacks and extensive parking requirement.*

The essential concept of the applicant’s proposed text amendment could be viewed as supportive of this goal in the General Plan, along with a stated Goal & Objective to “*Create pedestrian and bike friendly economic districts/nodes.*” Bringing outdoor dining closer to the street would support that goal.

IV. FINDINGS AND CONCLUSION

- i. Aspects of the proposed text amendment can positively support Key Initiative #4 of the General Plan.
- ii. Research indicates that a number of other cities have allowed similar exceptions into the required setbacks of more traditional corridor commercial environments and zoning districts.
- iii. Staff needs more time to conduct research and analysis regarding potential impacts to other business, traffic patterns, and the appropriate method of application for this type of allowance.

V. STAFF RECOMMENDATION

Based on the above findings, staff recommends that the Planning Commission discuss the item, but continue the public hearing to the regularly scheduled meeting on March 21, 2019 allowing Staff time to review with City officials, do additional research, and make a recommendation.

Jared Hall
Planning Division Supervisor
801-270-2420
jhall@murray.utah.gov

Zachary Smallwood
Associate Planner
801-270-2420
zsmallwood@murray.utah.gov

P/C AGENDA MAILINGS
“AFFECTED ENTITIES”
Updated 11/2017

UTAH TRANSIT AUTHORITY
ATTN: PLANNING DEPT
PO BOX 30810
SLC UT 84130-0810

CHAMBER OF COMMERCE
ATTN: STEPHANIE WRIGHT
5250 S COMMERCE DR #180
MURRAY UT 84107

SALT LAKE COUNTY
PLANNING DEPT
2001 S STATE ST
SLC UT 84190

DOMINION ENERGY
ATTN: BRAD HASTY
P O BOX 45360
SLC UT 84145-0360

CENTRAL UTAH WATER DIST
355 W UNIVERSITY PARKWAY
OREM UT 84058

SANDY CITY
PLANNING & ZONING
10000 CENTENNIAL PRKwy
SANDY UT 84070

MILLCREEK
Attn: Planning & Zoning
3330 South 1300 East
Millcreek, UT 84106

UDOT - REGION 2
ATTN: MARK VELASQUEZ
2010 S 2760 W
SLC UT 84104

TAYLORSVILLE CITY
PLANNING & ZONING DEPT
2600 W TAYLORSVILLE BLVD
TAYLORSVILLE UT 84118

MURRAY SCHOOL DIST
ATTN: ROCK BOYER
5102 S Commerce Drive
MURRAY UT 84107

GRANITE SCHOOL DIST
ATTN: KIETH BRADSHAW
2500 S STATE ST
SALT LAKE CITY UT 84115

COTTONWOOD IMPRVMT
ATTN: LONN RASMUSSEN
8620 S HIGHLAND DR
SANDY UT 84093

HOLLADAY CITY
PLANNING DEPT
4580 S 2300 E
HOLLADAY UT 84117

UTOPIA
Attn: JAMIE BROTHERTON
5858 So 900 E
MURRAY UT 84121

GENERAL PLAN MAILINGS:

WEST JORDAN CITY
PLANNING DIVISION
8000 S 1700 W
WEST JORDAN UT 84088

MIDVALE CITY
PLANNING DEPT
7505 S HOLDEN STREET
MIDVALE UT 84047

UTAH POWER & LIGHT
ATTN: KIM FELICE
12840 PONY EXPRESS ROAD
DRAPER UT 84020

JORDAN VALLEY WATER
ATTN: LORI FOX
8215 S 1300 W
WEST JORDAN UT 84088

COTTONWOOD HEIGHTS CITY
ATTN: PLANNING & ZONING
2277 E Bengal Blvd
Cottonwood Heights, UT 84121
COMCAST
ATTN: GREG MILLER
1350 MILLER AVE
SLC UT 84106

WASATCH FRONT REG CNCL
PLANNING DEPT
295 N JIMMY DOOLITTLE RD
SLC UT 84116

UTAH AGRC
STATE OFFICE BLDG #5130
SLC UT 84114

COMMITTEE OF THE WHOLE

April 2, 2019

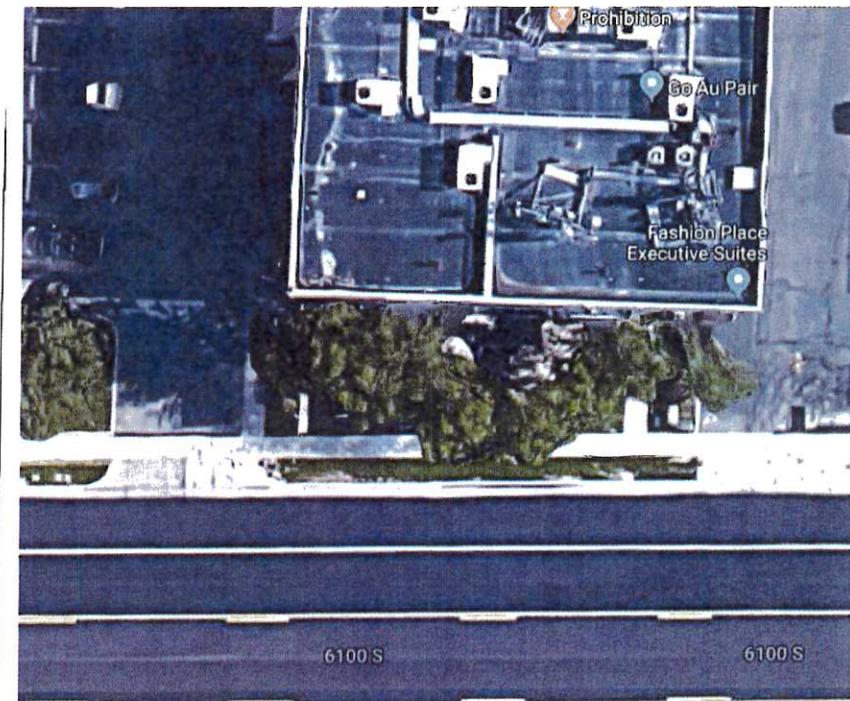
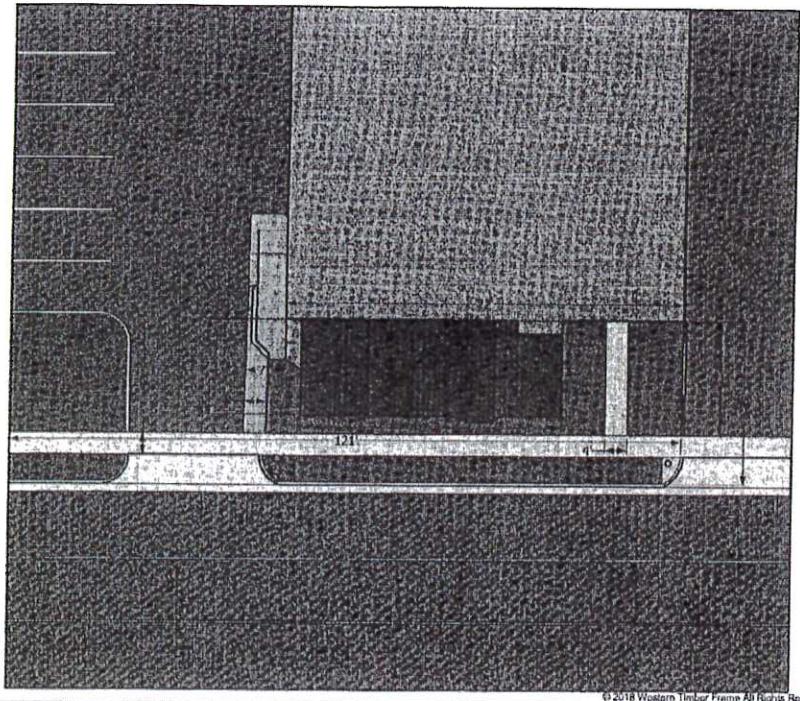


PROPOSED TEXT AMENDMENT FRONT SETBACK FOR OUTDOOR DINING

**COMMERCIAL DEVELOPMENT, C-D ZONE
MURRAY CITY LAND USE ORDINANCE
SECTION, 17.160.050(B)**







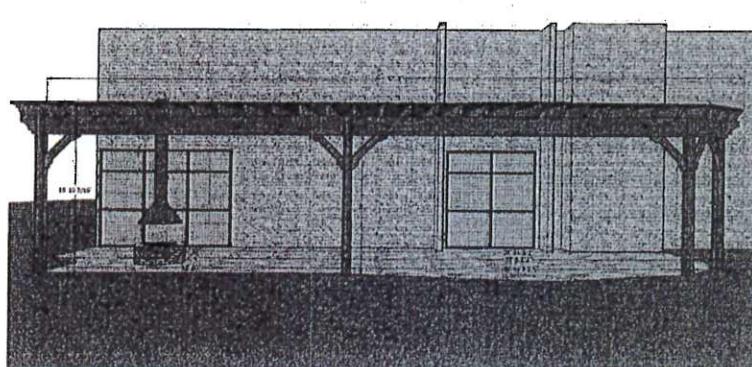




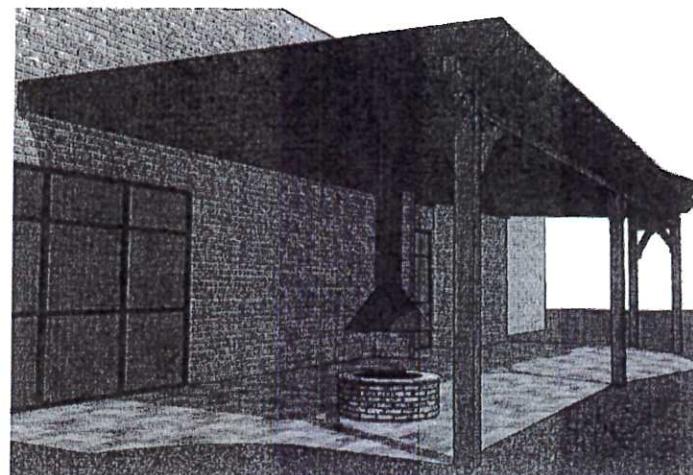
Subject property, looking north



Existing patio area



© 2017 Western Timber Frame All Rights Reserved





STAFF FINDINGS

1. Aspects of the proposed text amendment can be positively supported by the Murray City General Plan.
2. Research indicates that a number of other cities along the Wasatch Front have allowed similar exceptions into required setbacks of traditional corridor commercial environments and zoning districts.
3. Staff needs additional time to conduct research and analysis regarding potential impacts to other businesses, traffic patterns, and appropriate methods of potentially allowing for this exception.

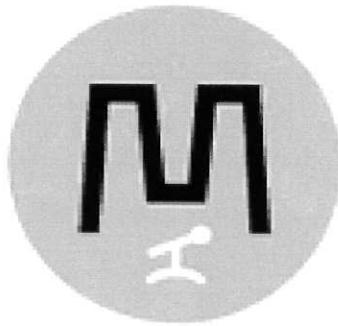


STAFF & PLANNING COMMISSION RECOMMENDATION

Based on the background, analysis, and the findings in this report, Staff recommends that the Planning Commission discuss the item, take public comment, then continue the item to the regularly scheduled meeting on April 18, 2019 allowing Staff time to review with City officials, do additional research, and make a recommendation.

The Planning Commission followed the City staff recommendation and continued the item until April 18, 2019.





MURRAY
CITY COUNCIL

Public Hearing #3

Murray City Corporation

NOTICE IS HEREBY GIVEN that on the 21st day of May, 2019, at the hour of 6:30 p.m. of said day in the Council Chambers of Murray City Center, 5025 South State Street, Murray, Utah, the Murray City Municipal Council will consider and intends to approve by resolution the 2018 Municipal Wastewater Planning Program Report. A copy of the 2018 Municipal Wastewater Planning Program Report will be available for public inspection at the Murray City Public Services offices located at 4646 South 500 West, Murray, Utah 84123, and the Murray City Library located at 166 East 5300 South, Murray, Utah 84107.

The purpose of this hearing is to receive public comment concerning the proposed approval of the 2018 Municipal Wastewater Planning Program Report as described above.

DATED this _____ day of May, 2019.

MURRAY CITY CORPORATION

Jennifer Kennedy
City Recorder

DATE OF PUBLICATION: May 10, 2019

PUBLIC NOTICE WEBSITE 5.9.19
MURRAY WEBSITE 5.9.19





MURRAY

Public Works

Municipal Wastewater Program Planning Report

Council Action Request

Council Meeting

Meeting Date: May 21, 2019

Department	Purpose of Proposal
Director	Approval of the 2018 Municipal Wastewater Planning Program (MWPP).
Danny Astill	
Phone #	Action Requested
801-270-2404	Consideration of a resolution approving the 2018 Municipal Report
Presenters	Attachments
Danny Astill	Planning report and resolution.
Cory Wells	
	Budget Impact
	No budget impacts.
	Description of this Item
Required Time for Presentation	As discussed in committee of the whole on May 7, attached is our CY 2018 Municipal Wastewater Planning Program (MWPP) report. This report is a condition of receiving State of Utah financial assistance loans for our wastewater collections system or as part of the Central Valley Water Reclamation Facility. It provides general information about the following: <ul style="list-style-type: none">* The overall condition of our collections system,* Average yearly user charges,* Financial health of our wastewater fund,* If we have a management plan,* If we are in compliance of our management plan,* If we have completed a capacity assurance plan and hydraulic model, and* If we have had any overflows.
Is This Time Sensitive	
Yes	
Mayor's Approval	
	
Date	
May 8, 2019	

RESOLUTION NO. _____

A RESOLUTION APPROVING THE 2018 MUNICIPAL
WASTEWATER PLANNING PROGRAM REPORT

WHEREAS, Murray City has prepared its 2018 Municipal Wastewater Planning Program ("MWPP") Report; and

WHEREAS, a copy of the MWPP report is available for public inspection at the Murray City Public Works Department, 4646 South 500 West, Murray Utah; and

WHEREAS, pursuant to proper notice, the Murray City Municipal Council ("Council") on _____, 2019, held a public hearing to receive public comment on the MWPP; and

WHEREAS, the Council has reviewed the MWPP and after considering the public input, the Council is prepared to approve and adopt the MWPP; and

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council as follows:

1. It hereby adopts the Murray City 2018 Municipal Wastewater Planning Program Report, a copy of which is attached.
2. The City has taken all appropriate actions necessary to maintain effluent requirements contained in the UPDES Permit.
3. The Murray City 2018 Municipal Wastewater Planning Program Report shall be available for public inspection at the office of the Department of Public Works, 4646 South 500 West, Murray Utah.

DATED this day of , 2019

MURRAY CITY MUNICIPAL COUNCIL

Dave Nicponski, Chair

ATTEST:

Jennifer Kennedy, City Recorder

Municipal Wastewater Planning Program (MWPP)
Annual Report
for the year ending 2018
MURRAY CITY PUBLIC SERVICES

Thank you for filling out the requested information. Please let DWQ know when it is approved by the Council.

Below is a summary of your responses

[Download PDF](#)

SUBMIT BY MAY 31, 2019

Are you the person responsible for completing this report for your organization?

Yes

No

This is the current information recorded for your facility:

Facility Name:	MURRAY CITY PUBLIC SERVICES
Contact - First Name:	Cory
Contact - Last Name:	Wells
Contact - Title	Superintendent
Contact - Phone:	801-270-2443
Contact - Email:	cwells@murray.utah.gov

Is this information above complete and correct?

- Yes
 No

Your wastewater system is described as Collection & Financial:

Classification: COLLECTION

Grade: III

(if applicable)

Classification: -

Grade: -

Is this correct?

WARNING: If you select 'no', you will no longer have access to this form upon clicking Save & Continue. DWQ will update the information and contact you again.

Yes

No

Click on a link below to view examples of sections in the survey:
(Your wastewater system is described as Collection & Financial)

[MWPP Collection System.pdf](#)

[MWPP Discharging Lagoon.pdf](#)

[MWPP Financial Evaluation.pdf](#)

[MWPP Mechanical Plant.pdf](#)

[MWPP Non-Discharging Lagoon.pdf](#)

Will multiple people be required to fill out this form?

Yes

No

Financial Evaluation Section

Form completed by:

Cory Wells

What was the User Charge¹⁶ for 2018?

403.92

Part 1: OPERATION AND MAINTENANCE

	Yes	No
Are property taxes or other assessments applied to the sewer systems ¹⁵ ?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Are sewer revenues ¹⁴ sufficient to cover operations & maintenance costs ⁹ , and repair & replacement costs ¹² (OM&R) at this time?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are projected sewer revenues sufficient to cover OM&R costs for the next five years ?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Does the sewer system have sufficient staff to provide proper OM&R?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Has a repair and replacement sinking fund ¹³ been established for the sewer system?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is the repair & replacement sinking fund sufficient to meet anticipated needs?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Part II: CAPITAL IMPROVEMENTS

	Yes	No
Are sewer revenues sufficient to cover all costs of current capital improvements ³ projects?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Has a Capital Improvements Reserve Fund ⁴ been established to provide for anticipated capital improvement projects?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are projected Capital Improvements Reserve Funds sufficient for the <i>next five years</i> ?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are projected Capital Improvements Reserve Funds sufficient for the <i>next ten years</i> ?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are projected Capital Improvements Reserve Funds sufficient for the <i>next twenty years</i> ?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Part III: GENERAL QUESTIONS

	Yes	No
Are sewer revenues maintained in a dedicated purpose enterprise/district account?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you collecting 95% or more of your anticipated sewer revenue?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are Debt Service Reserve Fund ⁶ requirements being met?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Part IV: FISCAL SUSTAINABILITY REVIEW

	Yes	No
Have you completed a Rate Study ¹¹ within the last five years?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you charge Impact fees ⁸ ?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Have you completed an Impact Fee Study in accordance with UCA 11-36a-3 within the last five years?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you maintain a Plan of Operations ¹⁰ ?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Have you updated your Capital Facility Plan ² within the last five years?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you use an Asset Management ¹ system for your sewer systems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you know the total replacement cost of your sewer system capital assets?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you fund sewer system capital improvements annually with sewer revenues at 2% or more of the total replacement cost?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Part IV: PROJECTED NEEDS

Cost of projected capital improvements

Please enter a valid numerical value.

2019

2,698,000

2020

1,888,000

2021

2,181,000

2022

2,016,000

2023

1,945,000

2024

1,666,000

This is the end of the Financial questions

To the best of my knowledge, the Financial section is completed and accurate.

Yes

Collection System Section

Form completed by:

May Receive Continuing Education /units (CEUs)

Cory Wells

Part I: SYSTEM AGE

What year was your collection system first constructed (approximately)?

1917

What year was the the oldest part of your collection system constructed, replaced, or renewed?

1917

PART II: DISCHARGES

How many days last year was there a sewage bypass, overflow or basement flooding in the system due to rain or snowmelt?

0

How many days last year was there a sewage bypass, overflow or basement flooding due to equipment failure (except plugged laterals)?

0

The Utah Sewer Management Program defines two classes of sanitary sewer overflows (SSOs):

Class 1- a Significant SSO means a SSO or backup that is not caused by a private lateral obstruction or problem that:

- (a) affects more than five private structures;
- (b) affects one or more public, commercial or industrial structure(s);
- (c) may result in a public health risk to the general public;
- (d) has a spill volume that exceeds 5,000 gallons, excluding those in single private structures; or
- (e) discharges to Waters of the state.

Class 2 – a Non-Significant SSO means a SSO or backup that is not caused by a private lateral obstruction or problem that does not meet the Class 1 SSO criteria.

Below include the number of SSOs that occurred in year: 2018

	Number
Number of Class 1 SSOs in Calendar year	0
Number of Class 2 SSOs in Calendar year	0

Please indicate what caused the SSO(s) in the previous question.

Please specify whether the SSOs were caused by contract or tributary community, etc.

Part III: NEW DEVELOPMENT

Did an industry or other development enter the community or expand production in the past two years, such that flow or wastewater loadings to the sewerage system increased by 10% or more?

- Yes
- No

Are new developments (industrial, commercial, or residential) anticipated in the next 2 - 3 years that will increase flow or BOD5 loadings to the sewerage system by 25% or more?

- Yes
- No

Number of new commercial/industrial connections in the last year

22

Number of new residential sewer connections added in the last year

17

Equivalent residential connections⁷ served

39

Part IV: OPERATOR CERTIFICATION

How many collection system operators do you employ?

8

Approximate population served

36500

State of Utah Administrative Rules requires all public system operators considered to be in Direct-Responsible-Charge (DRC) to be appropriately certified at least at the Facility's Grade.

List the designated Chief Operator/DRC for the Collection System below:

	Name	Grade	Email
Chief Operator/DRC	First and Last Name	Please enter full email address	
Chief Operator/DRC	Ben Ford	IV	bford@murray.utah.gov

List all other Collection System operators with DRC responsibilities in the field, by certification grade, separate names by commas:

	Name separate by comma
SLS ¹⁷ Grade I:	
Collection Grade I:	
Collection Grade II:	
Collection Grade III:	
Collection Grade IV:	Danny Astill, Ben Ford, Randy Kenney, Jayson Perkins, Gary Gustafson, Dan Lopez, Troy West

List all other Collection System operators by certification grade, separate names by commas:

	Name separate by comma
SLS ¹⁷ Grade I:	
Collection Grade I:	Brandon Boer, Mike Blair
Collection Grade II:	
Collection Grade III:	
Collection Grade IV:	

Is/are your collection DRC operator(s) currently certified at the appropriate grade for this facility?

Yes

No

Part V: FACILITY MAINTENANCE

	Yes	No
Have you implemented a preventative maintenance program for your collection system?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Have you updated the collection system operations and maintenance manual within the past 5 years?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you have a written emergency response plan for sewer systems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you have a written safety plan for sewer systems?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Part VI: SSMP EVALUATION

	Yes	No
Has your system completed a Sewer System Management Plan (SSMP)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Has the SSMP been adopted by the permittee's governing body at a public meeting?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Has the completed SSMP been public noticed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
During the annual assessment of the SSMP, were any adjustments needed based on the performance of the plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Date of Public Notice

04/03/2015

During 2018, was any part of the SSMP audited as part of the five year audit?

Yes

No

Have you completed a System Evaluation and Capacity Assurance Plan (SECAP) as defined by the Utah Sewer Management Program?

Yes

No

Part VII: NARRATIVE EVALUATION

This section should be completed with the system operators.

Describe the physical condition of the sewerage system: (lift stations, etc. included)

Murray City's Wastewater Collections System is in good operational condition. There are some existing trouble spot areas that have been identified and have been included in our cleaning and corrective action plans, i.e. - repair, monitor, specific cleaning intervals etc. 2 of 3 lift stations have been rebuilt with the last to be completed June 2019.

What sewerage system capital improvements³ does the utility need to implement in the next 10 years?

Our 2017 Master Plan identified for lift station to be rebuilt which is being done now, a few sewer line replacements with the majority of recommendations to do pipe rehabilitation using the process of pipe and manhole linings.

What sewerage system problems, other than plugging, have you had over the last year?

Root intrusion, manhole lid failures.

Is your utility currently preparing or updating its capital facility plan²?

- Yes
- No

Does the municipality/district pay for the continuing education expenses of operators?

- 100% Covered
- Partially cover
- Does not pay

Is there a written policy regarding continuing education and training for wastewater operators?

- Yes
- No

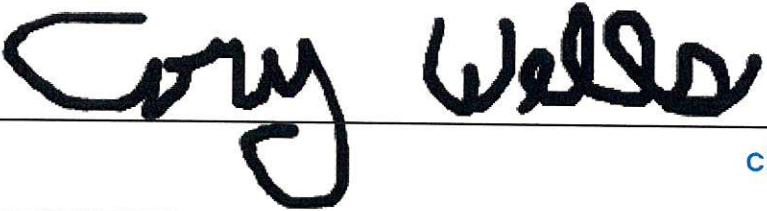
Any additional comments?

This is the end of the Collection System questions

To the best of my knowledge, the Collection System section is completed and accurate.

Yes

I have reviewed this report and to the best of my knowledge the information provided in this report is correct.



A rectangular box containing a handwritten signature in black ink that reads "Cory Wells". Below the signature, the word "clear" is written in blue text. There is a horizontal line underneath the signature.

Has this been adopted by the council? If no, what date will it be presented to the council?

Yes

No

What date will it be presented to the council?

Date format ex. mm/dd/yyyy

05/07/2019

Please log in.

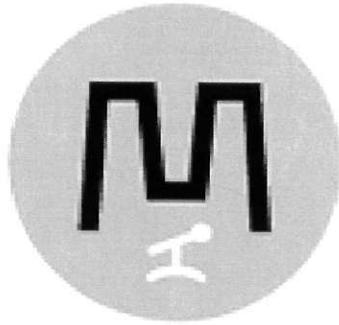
Email

cwells@murray.utah.gov

PIN

....

NOTE: This questionnaire has been compiled for your benefit to assist you in evaluating the technical and financial needs of your wastewater systems. If you received financial assistance from the Water Quality Board, annual submittal of this report is a condition of that assistance. Please answer questions as accurately as possible to give you the best evaluation of your facility. If you need assistance, please send an email to wqinfodata@utah.gov and we will contact you as soon as possible. You may also visit our [Frequently Asked Questions](#) page.



MURRAY
CITY COUNCIL

New Business Item #1



MURRAY

Council Action Request

**Parks and Recreation
Kim Sorensen**

**Resolution approving TRCC
agreement with Salt Lake County**

Committee of the Whole & Council Meeting

Meeting Date: May 21, 2019

Department Director Kim Sorensen	Purpose of Proposal Agreement with Salt Lake County for contribution of TRCC Funds to assist with financing the restoration of the Murray Theater.
Phone # 801-264-2619	Action Requested Approve and authorize execution of interlocal agreement with Salt Lake County for TRCC Funds.
Presenters Kim Sorensen, Lori Edmunds	Attachments Resolution, Interlocal Cooperation Agreement
Required Time for Presentation 15 Minutes	Budget Impact Positive reimbursement of up to \$3,636,500 for the restoration of the Murray Theater.
Is This Time Sensitive Yes	Description of this Item Murray City owns the Murray Theater and desires to restore the building for public use. Estimate cost to refurbish the theater is \$7,360,164 Salt Lake County (TRCC Funds) agrees to reimburse up to (\$1,618,250) in 2019 and up to (\$2,018,250) in 2020, for a total of (\$3,636,500) .
Mayor's Approval 	
Date April 24, 2019	

RESOLUTION NO. _____

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION
OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN
MURRAY CITY CORPORATION AND SALT LAKE COUNTY FOR
A CONTRIBUTION OF TRCC FUNDS TO ASSIST IN FINANCING
THE RESTORATION OF THE MURRAY THEATER.

WHEREAS, Murray City (the "City") and Salt Lake County ("County") are public agencies as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 et. seq. (the "Cooperation Act"), and, as such, are authorized by the Cooperation Act to enter into this Agreement to act jointly and cooperatively on the basis of mutual advantage in order to provide facilities in a manner that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, the County receives funds ("TRCC Funds") pursuant to the Tourism, Recreation, Cultural, Convention, and Airport Facilities Tax Act, Utah Code Ann. §§ 59-12-601 et seq. (the "TRCC Act"). The TRCC Act provides that TRCC Funds may be used, among other things, for the development, operation, and maintenance of publicly owned or operated recreation, cultural, or convention facilities; and

WHEREAS, in 2018, the City requested TRCC Funds from the County to help it fund the project described in its TRCC Application. More specifically, the City requested TRCC Funds to help finance the restoration of the Murray Theater; and

WHEREAS, the benefits of a remodeled Murray Theater will include a multi-functional cultural arts facility with permanent seating for a performance venue that reflects the Murray Theater's historic use with some alterations conductive to small theater productions and that may be used for city productions and events as well as public events. The County Council appropriated TRCC Funds for this purpose in the 2019 Salt Lake County Budget; and

WHEREAS, the City and the County now desire to enter into the Interlocal Cooperation Agreement attached hereto as **ATTACHMENT A** (the "Interlocal Agreement") wherein the City agrees to abide by the terms and conditions outlined in the Interlocal Agreement and the County agrees to reimburse City with grant TRCC Funds to help fund the Project; and

WHEREAS, the City believes that its use of the TRCC Funds under the Agreement will contribute to the prosperity, moral well-being, peace and comfort of City residents.

NOW, THEREFORE, BE IT RESOLVED by the Murray City Municipal Council that:

1. The Interlocal Agreement between Murray City and Salt Lake County is approved, in substantially the form attached hereto as **ATTACHMENT A**, and that the Mayor is authorized to execute the same.
2. The Interlocal Agreement will become effective as stated in the Interlocal Agreement.

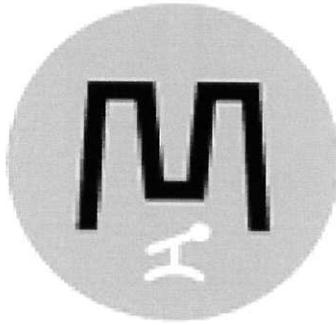
PASSED and APPROVED and made effective this _____ day of _____ 2019.

MURRAY CITY MUNICIPAL COUNCIL

Dave Nicponski, Chair

ATTEST:

Jennifer Kennedy, City Recorder



MURRAY
CITY COUNCIL

New Business Item #2



MURRAY

Council Action Request

City Attorney's Office

Amend Chapter 2.51 of the MCMC: Governing board representatives

Council Meeting

Meeting Date: May 21, 2019

Department Director G.L. Critchfield	Purpose of Proposal Consideration of ordinance amending chapter 2.51 of the MCMC.
Phone # 801-264-2640	Action Requested Consideration of ordinance
Presenters G.L. Critchfield	Attachments Ordinance
Budget Impact	 n/a
Required Time for Presentation	Description of this Item This is a "clean-up" amendment. Currently, section 2.51.010 shows the City as a member of six interlocal entities. However, the City is a member of 12 such entities. The amendment will add to six more interlocal entities to the list to accurately reflect the City's membership in 12.
Is This Time Sensitive No	[The City has a representative (and in some cases, alternate representatives) on the governing board of each of the 12 interlocal entities.]
Mayor's Approval 	
Date May 8, 2019	

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 2.51 OF THE MURRAY CITY MUNICIPAL CODE RELATING TO THE APPOINTMENT OF REPRESENTATIVES TO GOVERNING BOARDS OF INTERLOCAL ENTITIES.

BE IT ORDAINED BY THE MURRAY CITY MUNICIPAL COUNCIL:

Section 1. Purpose. The purpose of this Ordinance is to amend chapter 2.51 of the Murray City Municipal Code relating to the appointment of representatives to governing boards of interlocal entities.

Section 2. Amendment. Chapter 2.51 of the Murray City Municipal Code shall be amended to read as follows:

2.51.010: APPOINTMENT OF REPRESENTATIVES TO GOVERNING BOARDS OF INTERLOCAL ENTITIES:

A. By agreement under the Utah Interlocal Cooperation Act, Utah Code Annotated title 11, chapter 13, the City is a member of the following interlocal entities:

1. – 4. [No change.]
5. Utah Telecommunications Open Infrastructure Agency (UTOPIA); **and**
6. Utah Infrastructure Agency (UIA);;
7. **Wasatch Front Waste and Recycling District Board;**
8. **Intermountain Power Agency Board;**
9. **Metro Fire Agency Board;**
10. **Neighborworks Salt Lake Board;**
11. **Community Action Program Board; and**
12. **Jordan River Commission.**

B. [No change.]

1. On or before January 1 of each year, the Mayor shall appoint qualified representatives to the governing boards **listed in subsection A of Central Valley Water Reclamation Facility, UAMPS, VECC, Trans-Jordan Cities, UTOPIA and UIA.**

2. [No change.]

2.51.020: TERM:

The term of each representative appointed to the **a** governing board **listed in subsection A of UAMPS, Central Valley Water Reclamation Facility, VECC, Trans-Jordan Cities, UTOPIA, and UIA** shall be for a period of one year beginning January 15 of each calendar year and ending January 14 of the following calendar year. (Ord. 16-17)

Section 3. *Effective date.* This Ordinance shall take effect upon first publication.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this _____ day of _____, 2019.

MURRAY CITY MUNICIPAL COUNCIL

Dave Nicponski, Chair

ATTEST:

Jennifer Kennedy, City Recorder

Transmitted to the Office of the Mayor of Murray City on this _____ day of _____, 2019.

MAYOR'S ACTION: Approved

DATED this _____ day of _____, 2019.

D. Blair Camp, Mayor

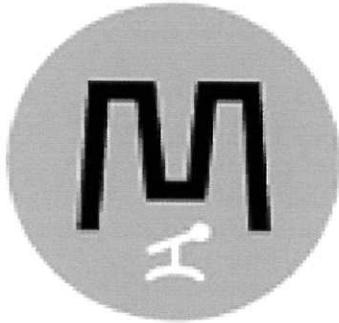
ATTEST:

Jennifer Kennedy, City Recorder

CERTIFICATE OF PUBLICATION

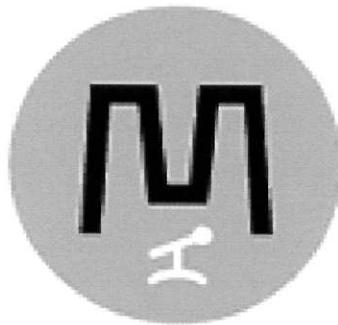
I hereby certify that this Ordinance or a summary hereof was published according to law on the day of , 2019.

Jennifer Kennedy, City Recorder



MURRAY
CITY COUNCIL

Mayor's Report And Questions



MURRAY
CITY COUNCIL

Adjournment