



## ORDINANCE NUMBER 15-265

**AN ORDINANCE REVISING AND AMENDING SECTION 9-118 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION), (“DELTA CITY ORDINANCES”) PERTAINING TO THE REGULATION OF LICENSING, CONTROL AND REGULATION OF BUSINESSES.**

The City Council of the City of Delta, Utah (referred to herein as the “City Council”), recites the following as the basis for enacting this Ordinance:

- A. The City Council find that in conformance with the provisions of Utah Code Ann. §§ 10-3-717 and 10-3-701, the governing body of the City may exercise all administrative and legislative power by resolution or ordinance;
- B. The City Council finds that in conformance with Utah Code Ann. §§ 10-3-717 and 10-3-701, the governing body of the City has previously adopted a City Code which, among other things, deals with how certain types of business and their operations are defined, licensed and regulated with the City;
- C. The City Council has determined it to be in the best interest of the residents of Delta City that all business licenses issued by the City be non-transferable, and valid only as to the person(s), firm, association, partnership or corporation which it was issued to; and
- D. The City Council finds this ordinance to be in the best interest of the public health, safety and welfare of Delta City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Delta, Utah:

Section 1. Amended of 9-118. Title 9-118 of the Revised Ordinances of Delta City (1981 edition) as amended, is hereby adopted and amended in its entirety as shown in Exhibit A which is attached to and incorporated in this ordinance.

Section 2. Effective Date. This ordinance shall become effective upon publication.

Section 3. Publication. This ordinance, or a summary thereof, is ordered published in the Millard County Chronicle Progress, a newspaper having general circulation within the city of Delta, Utah.

Section 4. Severability. In the event that any provision of this ordinance less than the entire ordinance is held invalid by a court of competent jurisdiction, this ordinance shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this ordinance.

Section 5. Repeal of Conflicting Ordinances. To the extent that any ordinances, resolutions or policies of the City of Delta conflict with the provisions of this ordinance, it is hereby amended to be in accordance with the provisions hereof.

PASSED AND ADOPTED by the City Council of the City of Delta, State of Utah on the 5<sup>th</sup> day of March, 2015, by the following Vote:

	Aye	Nay	Abstain	Absent
Robert W. Banks	_____	_____	_____	_____
Kiley J. Chase	_____	_____	_____	_____
John W. Niles	_____	_____	_____	_____
Steven R. Pratt	_____	_____	_____	_____
Betty J. Western	_____	_____	_____	_____



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 GAYLE K. BUNKER  
 MAYOR

\_\_\_\_\_  
 GREGORY JAY SCHAFER, MMC  
 CITY RECORDER

**Exhibit A**

9-118. TRANSFER OF BUSINESS LICENSE NOT TRANSFERABLE. No license granted or issued under any ordinance of Delta City shall be assigned or transferred to any other person. It shall not be deemed to authorize any person other than therein named to do business or to authorize any other business, calling, trade or profession than is therein named.