

**ORDINANCE 2000-24**

**AN ORDINANCE AMENDING TOOELE COUNTY CODE 9-1-12, LICENSE FEES, ENACTING 9-1-12.1, ZONING ADMINISTRATOR POWERS AND DUTIES; AND MAKING TECHNICAL CORRECTIONS**

**NOW, THEREFORE, BE IT ORDAINED BY THE TOOELE COUNTY COMMISSION AS FOLLOWS:**

**SECTION I - PURPOSE.** This ordinance is for the purpose of amending Tooele County Code 9-1-12, License fees, and enacting Tooele County Code 9-1-12., Zoning administrator authorized to examine and inspect businesses - Powers and duties, and making technical corrections.

**SECTION II - AMENDMENT.** Title 9, Chapter 1, Section 12 of the Tooele County Code is amended to read:

**9-1-12. License fees.**

(1) Except as provided for in Section 9-1-15, every person intending to engage in business shall, before commencing business, obtain a license and pay to the county \$25.00 per year, or any portion thereof, for each place of business, or if no place of business is established, for each business activity that takes place within the county.

(2) An employee who is not a partner or owner shall not be required to pay for an individual license.

(3) License fees shall be paid in advance for the term of the license. They shall not be prorated when a new application is made during the license term. License fees shall not be refunded because the business or activity for which the same was obtained has been discontinued for any reason.

(4) No rebate shall be allowed upon any license.

(5) Other than when a business is renewing their license if there is a change in the name of the business, address, or owners different than what is shown on the county clerk's records, an administrative fee of \$10.00 shall be charged to update the license and records.

(6) Any person or firm who fails to renew the license before it expires shall be assessed an administrative penalty of \$25.00 in addition to the fee specified in Subsection (1).

(7) Any person or entity operating a business in violation Tooele County Code, Section 9-1-3, shall be assessed an administrative penalty of \$150.00 in addition to the fee specified in Subsection (1).

(8) License fees and penalties shall be collected by the county clerk pursuant to procedures established by the county clerk, auditor and treasurer. Payment thereon shall be enforced as authorized by law.

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(9) There is no right to continue a licensed activity without the payment of required fees and penalties. In addition to any criminal action, the county may bring civil action to collect any delinquent or unpaid fee. In the event legal action is filed to collect delinquent or unpaid fees, the debtor shall pay a reasonable attorney's fee and costs.

**SECTION III - ENACTMENT:** Title 9, Chapter 1, Section 12.1 of the Tooele County

Code is enacted to read:

**9-1-12.1. Zoning administrator authorized to examine and inspect businesses - Powers and duties.**

(1) The zoning administrator and engineering planners are hereby authorized and empowered to examine and inspect all places of business to verify that businesses authorized by the license issued are carried on in accordance with this Title and other applicable laws. They may enter any building or premises during regular business hours; or, if there are no regular business hours, shall first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises and request entry. If the property owner or other responsible person refuses entry or inspection of the property, the zoning administrator or planner may obtain and execute a search warrant.

(2) The zoning administrator or planner shall report to the county clerk and the county attorney all persons doing business without a license and instances of conduct by any party or business other than that covered by the license issued.

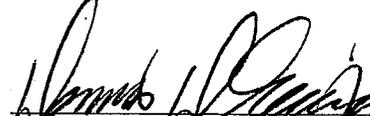
**SECTION IV - REPEALER.** Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION V - EFFECTIVE DATE.** This ordinance shall become effective 15 days after its passage provided it has been published, or at such publication date, if more than 15 days after passage.

**IN WITNESS WHEREOF,** the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 5<sup>th</sup> day of September 2000.

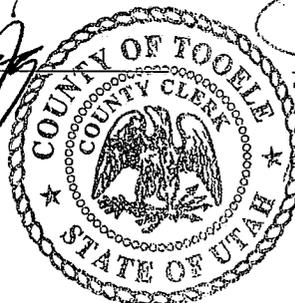
**ATTEST:**

**TOOELE COUNTY COMMISSION**

  
DENNIS D. EWING, Clerk

  
TERYL HUNSAKER, Chairman

(SEAL)



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Commissioner Hunsaker voted aye  
Commissioner Griffith voted aye  
Commissioner Rockwell voted aye

**APPROVED AS TO FORM:**



DOUGLAS J. AHLSTROM  
Tooele County Attorney