

## **ORDINANCE NO. 04-01-2022**

### **AN ORDINANCE REPEALING CHAPTER 16 OF TITLE 3 OF THE SANTAQUIN CITY CODE TITLED “LIQUOR CONTROL,” AND PROVIDING FOR CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER’S ERRORS, SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Santaquin has adopted provisions regarding the licensure and regulation of alcoholic beverage sales within the city; and

**WHEREAS**, the State of Utah enacted Title 32B of the Utah Code, known as the Utah Alcoholic Beverage Control Act (“the Act”); and

**WHEREAS**, the Act governs the licensure and regulation of alcoholic beverages within the state, including in the municipalities of the state; and

**WHEREAS**, the Santaquin City Council finds that additional regulation by the City does not serve the best interests of the City residents at the present time;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SANTAQUIN CITY, UTAH, AS FOLLOWS:

#### SECTION I. Repeal of Chapter 16 of Title 3 of the Santaquin City Code.

Chapter 16 of Title 3 of the Santaquin City Code titled “Liquor Control” is hereby repealed.

#### SECTION II. Contrary Provisions Repealed.

Any and all other provisions of the Santaquin City Code that are contrary to the provisions of this Ordinance are hereby repealed.

#### SECTION III. Codification, Inclusion in the Code, and Scrivener’s Errors.

It is the intent of the City Council that the provisions of this ordinance be made part of the City Code as adopted, that sections of this ordinance may be re-numbered or re-lettered, that the word ordinance may be changed to section, chapter, or other such appropriate word or phase in order to accomplish such intent regardless of whether such inclusion in a code is accomplished. Typographical errors which do not affect the intent of this ordinance may be authorized by the City without need of public hearing by its filing a corrected or re-codified copy of the same with the City Recorder.

#### SECTION IV. Severability.

If any section, phrase, sentence, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity for the remaining portions thereof.

SECTION V. Posting and Effective Date

The City Recorder shall deposit a copy of this ordinance in the official records of the City on April 6, 2022, and before 5:00 p.m. on that same day, shall place a copy of this ordinance in three places within the City. This ordinance shall become effective at 5:00 p.m. on April 6, 2022.

Passed and duly adopted this 5<sup>th</sup> day of April, 2022.

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DANIEL M. OLSON, MAYOR

Councilmember Art Adcock	Voted _____
Councilmember Elizabeth Montoya	Voted _____
Councilmember Lynn Mecham	Voted _____
Councilmember Jeff Siddoway	Voted _____
Councilmember David Hathaway	Voted _____

ATTEST:

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AMALIE R. OTTLEY  
Santaquin City Recorder