

Chair

• Ryan Cowley

Vice-Chair

• Jason Felt

City Planner

• Steve Parkinson

**Commission Members**

- Samantha Bills
- Torris Brand
- Christopher Collins
- Janel Hulbert
- Claude Payne
- Jason Sphar
- Daniel Tanner

PLANNING COMMISSION

AGENDA

October 24, 2023

6:00 p.m.

The Roy City Planning Commission work-session meeting will be held in the Small Training Room in the basement of the Roy City Municipal Building located at 5051 South 1900 West. The meeting will commence with the Pledge of Allegiance, which will be appointed by the Chair.

This meeting will be streamed live on the Roy City YouTube channel.

Agenda Items

1. Continued discussion regarding Title 13 Sign Regulations, Yard Sale Signs.
2. Commissioners Minute
3. Staff Update
4. Adjourn

In Compliance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and services for these meetings should contact the Administration Department at (801) 774-1040 or by email: ced@royutah.org at least 48 hours in advance of the meeting.

Pursuant to Section 52-4-7.8 (1)(e) and (3)(B)(ii) "Electronic Meetings" of the Open and Public Meetings Law, any Commissioner may participate in the meeting via teleconference, and such electronic means will provide the public body the ability to communicate via the teleconference.

Certificate of Posting


The undersigned, does hereby certify that the above notice and agenda was posted in a public place within the Roy City limits on this 20th day of October 2023. A copy was also provided to the Standard Examiner and posted on the Roy City Website on the same date.

Visit the Roy City Web Site @ www.royutah.org
Roy City Planning Commission Agenda Information – (801) 774-1027

Steve Parkinson, City Planner





Date: 24 October 2023
To: Planning Commissioners
From: Steve Parkinson – Planning & Zoning Administrator 
Subject: Agenda Items #1 – Continued discussion regarding Title 13 Sign Regulations, Yard Sale Signs.

During the last work-session we discussed this issue and the Commission asked staff to provide “codes” from surrounding Municipalities and how they approach Garage/Yard Sales and signage.

Below staff has provided code from thirteen (13) surrounding municipalities, they can be found within Exhibit “B”.

Staff also received an email that had a suggestion, and it is found in Exhibit “C”.



Roy City

13-2-1: DEFINITIONS:

SIGN, INCIDENTAL: Any sign or poster which is placed to advertise or announce a specific event, or which pertains to a particular event or occurrence, or which is not designed or intended to be placed permanently, or which related to such events or occurrences that are not taking place on the premises on which the sign is located. Examples, signs or posters relating to garage sales, concerts, "swap meets", and the like.

SIGN, OFF-PREMISE: A sign which directs attention to a use, product, commodity or service not related to the property on which it is located.

SIGN, ON-PREMISE: An on premises sign which directs attention to a use conducted, a commodity sold or a service performed on the property.

13-3-1: GENERAL PROVISIONS FOR ALL SIGNS:

- E. Signs on Private Property: It shall be unlawful for any person to fasten or attach, paint or place any "sign", as defines in this Title, upon any private wall, window, door, gate, fence, or sign, or upon any other personal property, without the consent of the owner or lessee, or someone authorized to act on behalf of such owner or lessee.
- F. Signs on Public Property: It shall be unlawful for any person to fasten or attach, paint or place any "sign", handbill, poster, advertisement or notice of any kind or sort, whether political or otherwise, or to cause the same to be done in or upon any portion the curbstone, lamppost, telephone pole, electric light or power pole, hydrant, bridge or tree, in or upon any portion of any sidewalk, or street. It shall be unlawful to paste, place, paint or attach any "sign" as defines in this Title, upon any building, street, or property of the city. No sign shall be erected on or over public property.

13-3-2: PROHIBITED SIGNS:

- A. It shall be unlawful for any person to erect, place, or maintain a sign in the City of Roy except in accordance with the provisions of this title. The following types of signs are prohibited in all districts:

18. Off-Premise Sign.

13-4-1: SIGNS NOT REQUIRING PERMITS:

The following types of signs are exempted from permit requirements but must conform to all other requirements of this Title:

- I. Incidental Sign

Park City

12-7-1 Prohibited Signs

- A. **CATEGORIES OF PROHIBITED SIGNS.** The following signs, defined in Chapter 2 of this Title, are expressly prohibited in Park City except as provided in this section.
 - 6. Home occupation signs.
 - 8. Off-premises signs.
- B. **SIGNS IN PUBLIC PLACES.** No person shall staple, tape, paste, post, or otherwise affix any handbill, sticker, poster, or sign to, or otherwise paint, mark, or write on any public building, structure, or other property, including but not limited to: a work of art, sidewalk, crosswalk, curb, curbstone, parking meter, park-strip, street lamp post, hydrant, tree, shrub, tree stake or guard, electric light or power or telephone wire or pole, or wire appurtenance thereof, or any lighting system, public bridge, drinking fountain, life saving equipment, street sign, street furniture, trash can, or traffic sign

12-8-1 Signs Exempt From Permit Requirement

The following signs are exempt from the permit requirements of Chapter 3. They shall be regulated by the following size and placement standards and, except as otherwise provided herein, shall not be included when calculating permitted sign area for any parcel, use, or development. Building permits may be required for the installation of these signs even though they are exempt from design review and regulation.

- B. **GARAGE-SALE SIGNS.** Garage-sale signs are exempt from permit requirements as long as they comply with the requirements of Section 12-10-2(E).

12-10-2 Types Of Temporary Signs

Temporary signs are not a part of a permanent land use, and shall not be displayed for more than six (6) months.

- E. **GARAGE-SALE SIGNS.** Garage-sale signs may not be displayed for more than 48 hours continuously. Signs not removed after 48 hours are deemed refuse, and the property owner will be charged a sign removal fee in an amount set forth by resolution and shall be guilty of littering, a Class C misdemeanor. Garage-sale signs do not require a sign permit but must comply with the following regulations, as well as the general size, color, and placement standards of Chapter 4, where applicable.
 - 1. **SIZE.** Garage-sale signs shall not exceed three square feet (3 sq. ft.) of area on the exposed sign face.
 - 2. **HEIGHT LIMIT.** No portion of any garage-sale sign shall extend more than six feet (6 ft.) above the natural grade or the finished grade, whichever measurement yields the lower sign.
 - 3. **NUMBER OF SIGNS.** Only one (1) garage-sale sign is permitted at any time on any one (1) parcel of property.
 - 4. **SETBACK AND ORIENTATION.** Garage-sale signs may be displayed through windows or other glass surfaces.
 - 5. **ZONING RESTRICTIONS.** Garage-sale signs are allowed in all zoning districts.
 - 6. **ILLUMINATION.** Garage-sale signs may not be illuminated.

15-2.11 Single-Family (SF) District

15-2.11-2 Uses

Uses in the SF District are limited to the following:

- A. **ALLOWED USES.**
 - 6. Home Occupation

15-2.11 Residential (R-1) District

15-2.12-2 Uses

Uses in the R-1 District are limited to the following:

- A. **ALLOWED USES.**
 - 7. Home Occupation

Garage sale is not listed as a “Permitted Use” or as a “Conditional Use.”

Orem City

14-2-4. Prohibited Signs.

The following signs are prohibited:

- A. Any sign which is not specifically permitted in this Chapter.
- B. Signs bearing words, phrases, symbols, colors or characteristics which may mislead, interfere with or confuse traffic.
- C. Signs which bear or contain statements, words, symbols, images or depictions that are obscene or indecent as to minors as those terms are defined in Utah State law.

14-2-5. Prohibited Sign Locations.

No person or entity shall erect or maintain a sign at any of the following locations:

- A. On or overhanging public property or a public right-of-way. However, a governmental entity may erect signs on property owned by that entity in accordance with this Chapter;
- B. Over an adjoining property line;
- C. On any property where permission to erect and maintain the sign has not been given by the owner or lessee having authority to grant such permission;
- D. On trees, utility poles, light poles, traffic poles, traffic signs, sidewalks, streets, curb and gutter, fire hydrants, or barricades, except as otherwise specifically provided herein;
- E. In any location that would interfere with or restrict access to windows, fire escapes, or required exits;
- F. In any clear vision area, any location that would obstruct a traffic control device, or other location that would constitute a safety hazard as determined by the City;
- G. Nothing herein shall be construed to prohibit a person from carrying or displaying a noncommercial sign on public property that is a public forum provided that such sign is not left unattended and does not interfere with pedestrian circulation or traffic safety.

14-3-2. Definitions.

Off-premise Sign: Any sign which advertises a product, merchandise, service, event, or entertainment which is not available on the premises of the sign's location or a sign that advertises a business that is not conducted on the premises of the sign's location. The existence of a product, merchandise, service, event or entertainment that forms only minor or incidental activity on the premises shall not be considered sufficient to make such product, merchandise, service, event or entertainment "available" on the premises and shall not be sufficient to constitute business that is conducted on the premises. The offering or providing of information about a product, merchandise, service, event, entertainment or business without more, is considered minor and incidental activity. For purposes of this definition, the term "business" includes the operations of any government or nonprofit institution.

On-premise sign: Any sign which advertises a product, merchandise, service, event, or entertainment that is available on the premises of the sign's location or a business or activity that is conducted on the premises of the sign's location and which is more than minor or incidental activity as defined in the definition of "off-premise sign." For purposes of this definition, the term "business" includes the operations of any government or nonprofit institution.

14-3-3. Specific Regulations by Sign Type.

All signs shall comply with the following listed requirements.

Accessory Residential Sign:

1. No permit is required for an accessory residential sign.
2. The height of an accessory residential sign shall not exceed six feet (6') unless the sign is attached to a fence or the wall of a structure (and an accessory residential sign may only be attached to a fence or the wall of a structure if the sign is customarily found in such locations). The area of an accessory residential sign shall not exceed six (6) square feet.
3. No more than two accessory residential signs that bear a permissible commercial message (e.g., for sale signs, garage sale signs) shall be allowed per parcel.
4. An accessory residential sign may not advertise a home occupation, a home business or any other commercial message (other than those expressly allowed herein) except as may otherwise be allowed by City Code.

Off-Premise Signs:

- I. Off-Premise signs are prohibited unless expressly allowed by this Chapter.

22-14-28. Garage Sales.

A sale of personal property commonly referred to as a “garage sale” may be conducted on the premises of a residential dwelling as an accessory use thereto provided that:

- A. The garage sale is conducted by bona fide residents of the premises (other families may combine with the residents of the premises to hold a “multifamily” garage sale);
- B. The garage sale is confined to the garage, patio, and/or yard of the premises;
- C. The goods for sale consist of personal belongings of the residents and do not include any merchandise acquired for the purpose of resale;
- D. The goods offered for sale are not placed in a public sidewalk or right-of-way;
- E. The duration of the sale does not exceed three (3) consecutive calendar days;
- F. All signs advertising the garage sale comply with the requirements of Section 14-3-3 Accessory Residential Signs; and No more than two garage sales are conducted on the premises in any calendar year.
- H. Garage sales that do not comply with the above requirements are not permitted, and any person conducting a sale in violation of the above requirements shall be subject to the penalties set forth in Section 22-1-6 of the Orem City Code.

Farmington City

11-11-020: PERMITTED USES:

The following are permitted uses in all single-family residential zones. No other permitted uses are allowed, except as provided by subsection 11-4-050F of this title:

- Agriculture.
- Class A animals.
- Class B animals (except in the R Zone).
- Home occupations complying with the home occupation chapter of this title, except as specified in section 11-11-030 of this chapter.
- Internal accessory dwelling unit.
- Residential facilities for the disabled.
- Signs complying with title 15 of this Code.
- Single-family residential dwellings.
- Uses customarily accessory to a listed permitted use.

11-11-030: CONDITIONAL USES:

The following are conditional uses in all single-family residential zones. No other conditional uses are allowed, except as provided by subsection 11-4-050F of this title:

- Accessory dwelling unit.
- Home occupations as identified in section 11-35-040 of this title.
- Private school or hospital.
- Public uses.
- Public utility installations (except lines and rights-of-way).
- Quasi-public uses.
- Residential facilities for the elderly.

15-1-040: DEFINITIONS:

OFF PREMISES SIGN: A sign which directs attention to a use, product, commodity, event or service not related to the property on which the sign is located. This definition includes billboards.

ON PREMISES SIGN: A sign which directs attention to a use, product, commodity, event or service which exists or is available on the property on which the sign is located.

TEMPORARY SIGN: Any sign, balloon, banner, valance or advertising display constructed of paper, cloth, canvas fabric, cardboard, wallboard, wood or other light material, with or without a frame, intended to be displayed out of doors for a short period of time.

15-2-100: EXEMPT SIGNS:

The following types of signs are exempt from the requirements of this title:

- A. Direction, warning or information signs or structures required or authorized by law or by federal, state, county or city authority;
- B. Signs identifying a public building, giving directions to or identifying offices or departments within a public building, or to other signs placed by a public agency or by its authority within the building it occupies;
- C. Tombstones;
- D. Memorial tablets and plaques installed by a recognized governmental historical agency;
- E. Official and legal notices issued by any court, public body, person or officer in performance of a public duty or in giving any legal notice;
- F. Official flags of the United States Of America, the state of Utah, and other states of the United States, counties, municipalities, official flags of foreign countries, and flags of internationally and nationally recognized organizations;
- G. Religious symbols and identification emblems of religious orders, affixed to religious buildings, which do not exceed four (4) square feet in size;
- H. Signs located further than twenty five feet (25') from a public street or within malls, courts, arcades, porches, patios, parking lots or other similar areas where such signs are not intended to be viewed or read from public streets immediately adjacent to the property;
- I. Signs located inside buildings which may or may not be visible from outside, except animated signs;
- J. Logos on licensed commercial vehicles; provided, that such vehicles shall not be used as parked or stationary outdoor display signs;
- K. Signs on vehicles, regulated by the city, that provide public transportation;
- L. Art or art forms which do not contain or imply any advertising message;
- M. Searchlights for temporary advertising purposes;
- N. Corporate flags mounted on approved posts, poles or standards;
- O. Vending machines, gasoline pumps, telephone booths, newspaper racks, "take out" or "pick up" windows, or menus posted for reading in drive-in restaurant parking lots;
- P. Signs advertising public and quasi-public events, such as public concerts, school plays, etc. (Ord. 2009-17, 4-21-2009)
- Q. Signs for a short term event shall be exempt from the provisions of this chapter. Such signs may include notices for garage sales, lost and found notices, etc. Such signs shall not be placed more than twenty four (24) hours before the event, shall be removed immediately following the event, shall be limited to not more than four (4) signs per event, and shall not be for commercial businesses. (Ord. 2013-09, 5-7-2013; amd. 2016 Code)

15-2-110: PROHIBITED SIGNS:

The following signs are expressly prohibited by this title:

- A. Animated signs;
- B. Off premises signs, except for temporary home occupations, model home signs and open house signs as provided herein;
- C. Billboards and other off premises outdoor advertising signs;
- D. Portable signs, except as provided herein;
- E. Light bulb strings and any exposed lamp in excess of forty (40) watts which consist of unshielded light bulbs, festoons and/or strings of open light bulbs, other than temporary decorative holiday lighting or holiday displays;
- F. Roof signs;
- G. Any display of merchandise within ten feet (10') of a public road; and
- H. Signs within public street rights of way.

15-3-020: SIGNS ON PUBLIC PROPERTY:

No signs shall be located on public property, except for signs rented, owned or erected by express permission of the city as provided herein. (Ord. 2009-17, 4-21-2009)

15-3-030: MAINTENANCE OF CLEAR VIEW AT INTERSECTIONS:

In all zones with a required front yard, no material obstruction to view between a height of two feet (2') and ten feet (10') above the level of the curb or sidewalk shall be permitted on any corner lot within a triangular area formed by the street property lines and a line connecting them between points thirty feet (30') from the intersection of the two (2) street property lines. (Ord. 2009-17, 4-21-2009)

15-4-080: POLITICAL SIGNS:

Political signs are classified as temporary signs and are governed by standards set forth in section 15-4-120 of this chapter. (Ord. 2012-32, 10-16-2012)

15-4-120: TEMPORARY SIGNS:

- A. Duration: A temporary sign may be displayed for a maximum period of eighty (80) days during a calendar year, after which it must be removed or replaced by a new temporary sign that meets the other requirements of this title.
- B. Durability: All temporary signs shall be securely attached to stakes or posts embedded in the ground or shall be securely attached to a permanent structure. Signs shall be made of durable materials such as will withstand the elements for the period of duration.
- C. Size And Setback: The size, setback and location of all temporary signs shall conform to the specifications that pertain to the zone in which the temporary sign is located.
- D. Owner Consent: Any person wishing to display a sign must have the consent of the owner, lessee or occupant of the property on which the sign will be located, prior to placement.
- E. Illumination: Temporary signs shall not be illuminated.
- F. Spacing: No temporary sign shall be within three feet (3') of any other temporary sign.
- G. Public Right Of Way: No sign shall be posted in the public right of way, or on any traffic regulatory sign pole or tree within any public street right of way, or on any utility pole.
- H. Clear View At Intersections: All signs placed near intersections shall comply with the clear view standards set forth in section 15-3-030 of this title. (Ord. 2012-32, 10-16-2012)

Provo

14.06.020 – Definitions

“**Garage-yard sale**” means a sale of personal belongings in a residential zone, which sale is conducted by a bona fide resident of the premises. (See also Section 14.35.025, Provo City Code, Temporary Use Exemptions.)

14.35.020 – Uses Allowed

- (2) A temporary use permit shall not be required for a garage sale; provided, that the garage sale shall not operate for more than a total of five (5) days in any calendar year, and shall be conducted by bona fide residents of the premises. Goods for sale shall consist of personal belongings of the residents. Goods offered for sale shall not be placed over a public sidewalk or in a public right-of-way.

14.38.030 Exceptions

This Chapter shall have no application to signs used exclusively for:

- (1) The display of official notices used by any court or public body or official, or the posting of notices by any public officer in the performance of a duty, or by any person giving legal notice.
- (2) Directional, warning, or information signs of a public or semi-public nature, directed and maintained by an official body or public utility.
- (3) Barber poles not to exceed six (6) feet in height located on private property and bearing no advertising copy or message.
- (4) Any sign of a noncommercial nature when used to protect the health, safety, or welfare of the general public.
- (5) Any official flag, pennant, or insignia of any nation, state, city, or other political unit.

- (6) *Temporary election campaign signs.* These signs shall not be located in the public right-of-way or on public property.

14.38.070 Signs Permitted – Agricultural (A1) and Residential (R, RA, RM, RC, VLDR, LDR, MDR, and HDR) Zones.

Signs within the Agricultural (A1), One-Family Residential (R1), Two-Family Residential (R2), Residential Manufactured Home Park (RM), Residential Conservation (RC), Very Low Density Residential (VLDR), Low Density Residential (LDR), Medium Density Residential (MDR), and High Density Residential (HDR) zones shall be regulated by the following provisions. Any signs, or types of signs, not expressly allowed by this Section are prohibited.

14.38.160 Definitions Pertaining to Signs.

“**Off-premises sign**” means any sign which advertises products, services, or business establishments which are not located, conducted, manufactured, or sold upon the same premises upon which the sign is erected.

“**On-premises sign**” means any sign which advertises products, services, or business establishments which are located, conducted, manufactured, or sold upon the same premises upon which the sign is erected.

American Fork

Sec 5.32.040 Definitions

For the purposes of this chapter, the following terms shall have the following meanings:

- Advertising. To seek to attract or direct the attention of the public to any goods, services or merchandise.
- Charitable yard sale. A yard sale that is advertised to the public as a charity event and whose net profits are donated to a charitable cause, organization, or entity.
- Community yard sale. A yard sale conducted by any society, program, agency, department, school, club, organization, or other community-related entity of American Fork City, in which the proceeds of the yard sale are used to benefit the entity or further its objectives.
- Continuous sales. Those sales conducted by the owner or occupant of property in the residential zoned districts in the city where the public is invited by advertising of any type or in any manner for the purpose of purchasing goods, wares, and merchandise, more than four times per calendar year.
- Sign. Any outdoor display, design, or other representation which shall be constructed, placed, attached, or fastened in any manner whatsoever so that the same shall be used for advertising.
- Yard sales. Any type of activity related to the display of merchandise, at a location used as a primary or secondary residence, either by a resident or several residents for the purpose of sale or resale to the general public. This term shall also include garage sales, lawn sales, attic sales, rummage sales, neighborhood sales or any other similar activity.

Sec 5.32.050 Procedures, Permitted Locations And Restrictions

1. No yard sale may be conducted at the same address more than four times per calendar year. Each yard sale event shall be for a duration not to exceed three consecutive days.
2. Continuous sales of used or new merchandise at locations used as residences are prohibited.
3. Yard sales may not include new or used merchandise bought for the purpose of being re-sold at a yard sale.
4. Merchandise and goods offered for sale shall not be placed over a public sidewalk or in a public right-of-way.
5. Storage. Any merchandise for sale shall be removed from public view no later than noon the day after the yard sale has concluded, and the merchandise shall not be displayed earlier than twenty-four hours prior to the start of the yard sale.

Sec 5.32.060 Signs

1. No more than eight signs advertising a yard sale shall be allowed.
2. Each sign shall contain a sticker displayed on the front of the sign on the bottom left-hand corner. The stickers shall be obtained from the city administration building, free-of-charge. The city will issue up to eight stickers

and shall mark, in permanent ink, the final day of the anticipated yard sale on each sticker. The city shall keep a record of the person who receives the stickers, the address of the applicant and of the yard sale (if different), and the dates of the yard sale.

3. Signs shall be displayed no earlier than twenty-four hours before the event begins and must be removed by noon of the day following the last day of the yard sale (as listed on the sticker). The owner or occupant of the address listed on the sign is the responsible party to ensure all signs are removed as provided herein.
4. All signs shall be displayed in an appropriate manner. No signage shall be allowed on city or public property. Signs shall be prohibited in public parks and shall not be attached to utility poles or boxes, trees, public buildings, or any street/traffic control signs. Signs posted upon private property shall be placed only after obtaining the consent of the owner of the property and/or permission from the owner.

Sec 5.32.070 Community And Charitable Yard Sales

Community and charitable yard sales, as defined herein, may be held at Robinson and Rotary parks after receiving approval from the city through its agent at the American Fork Fitness Center, who shall schedule the yard sale and make any necessary reservations. The provisions of this chapter shall also apply to community and charitable yard sales.

Sec 5.32.080 Penalties

1. Any party who displays a sign without the required sticker, or who displays a sign after noon of the day following the date listed on the sticker, shall be assessed a fifty-dollar fine for each sign violation by city enforcement officers.
2. Any violation of this chapter may be subject to prosecution as a Class C misdemeanor, with the corresponding statutory fines and penalties pursuant to Utah State Law.

17.4.200 One- and Two-Family Residential Zone Districts

Sec 17.4.201-205: R-1-20,000; R-1-15,000; R-1-12,000; R-1-9,000; R-1-7,500 Residential Zones

- C. Conditional uses. The following buildings, structures, and uses of land shall be permitted upon compliance with the applicable requirements of this code and after approval has been given by the designated review agency.
 1. Home occupations, subject to the provisions of Section 17.5.123 of this code.

Sec 17.5.128 Signs And Advertising Structures

The purpose of this section is to provide standards and requirements relating to the location and design of accessory signs and similar structures.

- C. Requirements regarding accessory signs within the I-15 corridor sign location zone. In addition to the signs permitted under paragraph A of this section, the following accessory signs shall be permitted in the commercial and industrial zones located within the boundaries of the I-15 Corridor Sign Location Zone, subject to the conditions specified herein and upon the acquisition of a sign permit.

Pleasant Grove

Title 10 – Planning and Zoning

Chapter 16 – Temporary Uses

10-16-2: USES ALLOWED:

- B. Garage Sales¹:
 1. A temporary use permit shall not be required for a garage sale; provided, that the garage sale shall not operate for more than a total of five (5) consecutive days or a total of fifteen (15) days per calendar year, and shall be conducted by bona fide residents of the premises. Goods for sale shall consist of personal

belongings of the residents. Goods offered for sale shall not be placed over a public sidewalk or in a public right of way. Garage sales may operate for longer than the above restriction; provided, that:

- a. The owner of the property applies for and receives a business license; and
 - b. The owner of the property files a record of sales with the state tax commission and pays appropriate sales tax; and
 - c. The owner must meet the conditions of chapter 21, "Home Occupations", of this title; and
 - d. The owner must be prepared to include any earnings on both their state and federal income tax returns.
2. The above requirements eliminate unfair competition with the properly licensed merchants operating in the city.

I See also subsection 10-21-4G of this title.

Chapter 19 – Signs and Outdoor Advertising

10-19-2: DEFINITIONS:

OFF PREMISES SIGN OR NONAPPURTENANT SIGN: Any sign which advertises products, services or business establishments which are not located, conducted, manufactured or sold upon the same premises upon which the sign is erected.

ON PREMISES SIGN OR APPURTENANT SIGN: Any sign which advertises products, services or business establishments which are located, conducted, manufactured or sold upon the same premises on which the sign is erected.

10-19-7: MISCELLANEOUS SIGNS:

- H. **Directional Garage/Yard Sale And Open House:** Signs for directing persons to a subject property. The sign may not exceed four (4) square feet in area, and may be placed at the entrance of the subdivision in which the advertised property is located at the nearest cross street, and one other location. Each property owner shall be limited to ten (10) directional open house or garage sale signs per lot or parcel that lead to the property advertised. Applicants must submit a temporary sign permit with permission from the property owners, for where the signs are located. "Garage Sale"/"Yard Sale" signs are allowed for a period not exceeding five (5) consecutive days or a total of fifteen (15) days per calendar year. "Open House" signs are to be removed after three (3) days (see figure 6 of this section for example of placement).

10-21-4: CONDITIONS:

- G. **Yard And Similar Sales:** Garage, basement, yard or other similar sales shall not be allowed more than a total of five (5) days in any calendar year (see subsection 10-16-2B of this title). Such sales do not constitute a home occupation.

Ogden

18-1-3: DEFINITIONS:

SIGN, OFF PREMISES: A sign which directs attention to a use, products, commodity or service not related to the premises on which it is located.

SIGN, ON PREMISES: See definition of Sign, Business.

SIGN, TEMPORARY: A portable, nonelectric business sign designed to be carried by hand with a base or framework that is designed to be set on the ground surface, but not inserted into the ground or permanently anchored to the ground, intended for the purpose of outdoor advertising for short periods of time and made of wood, metal, or molded plastic; e.g., A-frame or sandwich board.

18-1-6: EXEMPTIONS TO SIGN PERMIT REQUIREMENT:

H. Temporary signs meeting the requirements of subsection 18-3-11C of this title.

18-3-11: USE OF TEMPORARY OR BANNER SIGNS:

A. Specific Requirements For Temporary Signs:

- a. A single temporary sign is allowed in front of a business:
 - i. When the building front is adjacent to the right of way, except that on a corner lot one temporary sign per frontage is allowed; or
 - ii. When the sign is next to the business entrance on a shopping center sidewalk.
- b. Temporary signs may only be displayed during the hours of operation and then must be taken inside the building.
- c. Temporary signs may be located on the sidewalk in the right of way or on private property and shall:
 - i. Be located within three feet (3') of the building or within five feet (5') from back of curb when located in the public right of way;
 - ii. Leave a six foot (6') wide clear path area on the public sidewalk;
 - iii. Not obstruct pedestrian or wheelchair access; and
 - iv. Not block entrance and exit doors.

18-4-1: SIGNPOSTING PROHIBITED; PUBLIC PROPERTY:

It is unlawful for any person to fasten, attach, paint or place any sign, handbill, poster, advertisement or notice of any kind or sort, whether political or otherwise, or to cause the same to be done in or upon the curbstone, lamppost, telephone pole, electric light or power pole, hydrant, bridge, or tree or in or upon any portion of any sidewalk, park strip or street, except where expressly provided in this title. It shall be unlawful to paste, place, paint or attach any "sign" defined in this title on any building, street or property of the city.

Riverdale

3-6-2: LICENSE REQUIRED; EXEMPTIONS:

It shall be unlawful for any person, firm, corporation or charity to hold a swap meet or flea market without having first obtained a license therefor, as is herein provided, but the license for a charity may be waived by the mayor upon application. Garage sales by individual homeowners on their premises are exempt from this requirement.

3-10-3: SPECIAL EVENT PERMIT REQUIRED:

A special event permit is not required for parties or gatherings at a private residence or subdivision commons area, garage/yard sales or estate sales.

PERMITTED USES: Single-Family Residential

10-9A-2: (RE-15, RE-20); 10-9B-2: (R-1-10, R-1-8, R-1-6, R-1-4.5); 10-9C-2: (R-2); 10-9D-2: (R-3); 10-9E-2: (R-4); 10-9F-2: (R-5);

Accessory building and use that is incidental to a dwelling on the same lot or property and in compliance with all Riverdale City ordinances that regulate the use of accessory buildings.

Agriculture.

Church, synagogue or similar building used for regular religious worship.

Cluster subdivision, in accordance with chapter 23 of this title.

Educational institution.

Golf course, except miniature golf.

Greenhouse and nursery, limited to sale of material produced on premises and with no retail shop operation.

Household pets.

Library, museum, public or nonprofit. (R-4)

Multiple-family dwelling with twenty-four (24) or less dwelling units. (R-4) Forty-nine (49) or less (R-5)

Parking lot accessory to use permitted in this zone.

Public building, public park, recreation grounds and associated buildings.

Single-family dwelling.

Temporary building or use incidental to construction work. Such building shall be removed upon the completion or abandonment of the construction work.

CONDITIONAL USES: Single-Family Residential

10-9A-4: (RE-15, RE-20); 10-9B-3: (R-1-10, R-1-8, R-1-6, R-1-4.5); 10-9D-3: (R-3); 10-9E-3: (R-4); 10-9F-3 (R-5)

The following uses shall be permitted only when authorized by a conditional use permit as provided in chapter 19 of this title:

Home occupations.

Planned residential unit development in accordance with chapter 22 of this title.

Private Park, playgrounds, or recreation area not open to the general public and to which no admission is made, and not including privately owned commercial amusement business.

Public utility substation or water storage reservoir developed by a public agency.

Zero lot line single-family dwelling.

PERMITTED USES: Multi-Family Residential

10-9C-2: (R-2); 10-9D-2: (R-3); 10-9E-2: (R-4); 10-9F-2: (R-5);

Accessory building and use that is incidental to a dwelling on the same lot or property and in compliance with all Riverdale City ordinances that regulate the use of accessory buildings.

Agriculture.

Bachelor and/or bachelorette dwelling with twenty-four (24) or less dwelling units. (R-3, R-4)

Bachelor and/or bachelorette dwelling with forty nine (49) or less dwelling units. (R-5)

Boarding and lodging house. (R-4, R-5)

Church, synagogue or similar permanent building used for regular religious worship.

College or university. (R-5)

Daycare/preschool center. (R-5)

Educational institution.

Fraternal and beneficial societies, orders and social clubs. (R-5)

Golf course, except miniature golf course.

Greenhouse, noncommercial only.

Group dwelling with twenty-four (24) or less dwelling units in accordance with chapter 24 of this title. (R-3, R-4)

Group dwellings with forty nine (49) or less dwelling units in accordance with chapter 24 of this title. (R-5)

Household pets.

Library or museum, public or nonprofit. (R-3, R-4)

Multiple-family dwelling with twenty-four (24) or less dwelling units. (R-3, R-4))

Multiple-family dwelling with forty nine (49) or less dwelling units. (R-5)

Parking lot accessory to uses permitted in this zone.

Photo studio. (R-5)

Planned residential unit development, in accordance with chapter 22 of this title. (R-3, R-4)

Professional and business offices in which goods or merchandise are not commercially created, exchanged or sold. (R-5)

Public building, public park, public recreation grounds and associated buildings.

Single-family dwelling.

Temporary building and use incidental to construction work. Such building shall be removed upon the completion or abandonment of the construction work.

Two-family dwelling. (R-3; R-4; R-5)

Wedding chapel; provided, that light refreshments only shall be served and the service or consumption of food or refreshments shall be directly incidental to the principal use. (R-5)

CONDITIONAL USES: Single-Family Residential

10-9D-3: (R-3); 10-9E-3: (R-4); 10-9F-3 (R-5)

The following uses shall be permitted only when authorized by a conditional use permit as provided in chapter 19 of this title:

- Ambulance substation. (R-5)
- Apartment hotels. (R-5)
- Bachelor and/or bachelorette dwelling with twenty-five (25) or more dwelling units.
- Bachelor or bachelorette dwelling with fifty (50) or more dwelling units. (R-5)
- Cemetery with customary incidental uses, including, but not limited to, mortuary, mausoleum, crematory, staff housing, service shops and chapel.
- Fraternity and sorority house. (R-5)
- Group dwellings with twenty-five (25) or more dwelling units in accordance with chapter 24 of this title.
- Group dwelling with fifty (50) or more dwelling units in accordance with chapter 24 of this title. (R-5)
- Home occupation.
- Hospital, sanatorium, clinic. (R-4)
- Multiple-family dwelling with twenty-five (25) or more dwelling units.
- Laboratories.
- Multiple-family dwelling with fifty (50) or more dwelling units. (R-5)
- Nursing home.
- Nursery for Children (R-4)
- Private Park, playground, or recreation area, but not including privately owned commercial amusement business. (R-3, R-4)
- Professional and business offices in which goods or merchandise are not commercially created, exchanged or sold. (R-4)
- Public utility substation or water storage reservoir developed by a public agency.
- Studio for professional work, teaching, performances or exhibitions of the fine arts; provided, that such performances or exhibitions are limited to the work product of the studio involved. (R-4)
- Wedding chapel; provided, that light refreshment only shall be served and the service or consumption of food or refreshment shall be strictly incidental to the principal use. (R-4)

10-16-4: EXEMPT SIGNS:

The following signs shall be exempt from zoning regulations:

- A. Memorial tablets, or tablets containing the names of buildings and date of the erection and use of the building, when built into the walls of the building and constructed of bronze, brass, marble, stone or other noncombustible material.
- B. Nameplates not to exceed two (2) square feet.
- C. Nonilluminated and non-floodlighted flat signs, wall signs and freestanding signs having an area not in excess of thirty six (36) square feet, announcing the enterprise to be located in a building under construction or announcing the name and address of the architect or contractor of the building, or the owner thereof; provided, that no more than one such sign shall be erected on each street frontage; and also provided, that said signs are not erected more than thirty (30) days prior to construction and are removed not more than thirty (30) days after completion.
- D. Interior illuminated and non-floodlighted religious, charitable and educational ground signs having an area not in excess of fifty (50) square feet, except those located in a commercial area.
- E. Interior illuminated and non-floodlighted signs having an area not in excess of twenty (20) square feet that advertise the place of business of a doctor, dentist or other profession, except those located in a commercial area.
- F. Traffic and other municipal signs, house numbers, legal notices, railroad crossing signs, and danger signs and warning signs.
- G. Painting, repainting or cleaning of an advertising structure, or the changing of the advertising copy of the message thereon shall not be considered erection or alteration which requires a sign permit unless a structural change is made thereto, except signs painted on a building shall be reviewed by the Riverdale City design review committee.

10-16-7: OFF PREMISES SIGNS:

- A. Definitions:

OFF PREMISES ADVERTISING SIGN, BILLBOARD: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.A form of an off-premises sign.

OFF PREMISES RIVERDALE CITY BUSINESS SIGN:A sign for Riverdale City businesses which is placed on property directly adjacent to the business location and advertises only for that business.A form of an off-premises sign.

- B. **Off Premises Advertising Sign Regulations:**The installation of additional off-premises advertising signs is prohibited. Existing off premises advertising signs may continue as a conditional use as long as they are maintained in good repair and are free from damage per applicable Utah state codes, specifically as found in the Utah outdoor advertising act.
1. Existing off premises advertising signs are allowed to have routine maintenance and advertising copy changes including the repair or replacement of the advertising imagery, but shall only be allowed to increase the height, size, or the location thereof per Utah Code Annotated 10-9a-513 and in compliance with regulations found within the Utah outdoor advertising act.
 2. Existing off premises advertising signs may be allowed to be converted to digital display advertising signs and shall be required to comply with all of the applicable provisions of this code (specifically as found under section [10-16-10](#), "Electronic Signs", of this chapter) and applicable Utah state codes, specifically as found in the Utah outdoor advertising act.
 3. Only existing off premises advertising signs located adjacent to a Utah department of transportation-controlled route may be allowed to be converted to digital display advertising signs.An existing off premises advertising sign that is oriented toward and located within two hundred feet (200') of any residential dwelling may not be converted to a digital display advertising sign.
 4. Any enlargement, modification, upgrade, or conversion of an existing off premises advertising sign shall require approval as a conditional use.
- C. **Off Premises Riverdale City Business Sign Regulations:** Off premises Riverdale City business signs shall require approval as a conditional use. Permitted off premises Riverdale City business signs shall be counted as allowable sign area for the applying business and may be installed upon recommendation and approval by the planning commission and the city council.

Clinton

15-2-5 Prerequisites For All Home Businesses

The following prerequisites shall be met by all Home Businesses:

10. No sign or advertising shall be displayed on the premises except as permitted by section § 24-4-1(9) of the Clinton City Code.
11. No display of any kind shall be visible from the exterior of the premises.

15-2-7 Home Occupation

1. A Home Business which meets the standards in § 15-2-5 above as well as the following shall be defined as a Home Occupation. Permitted Home Occupations include, but are not necessarily limited to, the following:
 1. Uses outlined in § 15-2-6 above where the clients are brought into the business;
 2. barber and beauty shops;
 3. consulting services, craft sales;
 4. dance studio, aerobic exercise, music lessons, tutoring;
 5. direct sales distribution;
 6. family daycare, family group daycare, and preschools; and,
 7. promotional meetings for the purpose of selling merchandise, taking orders, or training shall not be held more than once per month.
2. In addition to the conditions outlined in § 15-2-5 above the following conditions apply to a Home Occupation.
 1. The Home Occupation may include the sale of commodities; However, it is the intent that it be limited to items produced on the premises, or items that are incidental to the service provided, i.e. a beautician who also sells hair care products to her clientele; Other retail sales of products are not allowed at the home;

2. There shall be complete conformity with the Clinton City Code, fire, building, plumbing, electrical, and health codes and to all applicable state and city laws and ordinances;
3. Hours of operation shall be stated on the application however business shall not be conducted between the hours of 10:01 p.m. and 5:59 a.m. The issuing authority may further limit the hours of operation if it is determined that the impact of the business will have an adverse affect on the neighborhood;
4. The number of customers coming to a residence unit may range up to two (2) per hour, provided sufficient off-street parking is provided;
5. One (1) larger commercial vehicle may be used, provided it is parked on hard surface, private property and adequately screened from view;
6. Only resident family members of the applicant shall be regularly engaged in the business on-site. All other employees of the business may work on-site no more than a combined total of sixteen (16) man hours in a one (1) week period provided sufficient, city approved, on-site hard surface parking is provided;
7. Clients and other individuals visiting the Home Occupation shall not be allowed in unfinished portions of the house;
8. The Home Occupation shall be conducted wholly within the structure(s) on the premises and shall not exceed forty-nine (49) percent of the total floor area of said structure(s);

24-2-1 Definitions

The following definitions shall be observed and applied:

44. "Off-Premise Sign." A sign structure advertising an establishment, merchandise, service, or entertainment, which is not sold, produced, manufactured, or furnished at the property on which the sign is located, e.g., "billboards" or "outdoor advertising."
45. "On-Premise Sign." A sign which pertains to the use of the premises on which it is located.
52. "Portable Sign." Any sign designed to be moved easily and not permanently affixed to the ground or to a structure or building including but not limited to handheld signs.
63. "Temporary Sign." A sign not constructed or intended for long-term use.

24-4-1 Signs Not Requiring Permits

The following types of signs are exempted from permit requirements but must be in conformance with all other requirements of this title:

9. Home Occupation Signs. Within any zone one home occupation sign is allowed per dwelling. Home occupation signs are not to exceed two (2) square feet in area and must be attached to the home.
11. Incidental sign.

28-14-2 Permitted Uses: (Single-Family Residential: R-1-6, R-1-8, R-1-8a, R-1-9, R-1-10, R-1-15)

1. Permitted and conditional uses for each zone are outlined in Table 14.2.

USES	R-1-6	R-1-8	R-1-8a	R-1-9	R-1-10	R-1-15
19. Garage and Yard Sales ¹⁷⁹	P	P	P	P	P	P

28-15-2 Permitted Uses: (Residential Multi-Family)

11. Home Office

28-15-3 Conditional Uses

1. Golf Course
2. Public Utility Substations
3. Garages, Accessory Buildings, Sheds, and Carports, as defined in this Title, approved during site plan review and incidental to an approved conditional use.¹⁹⁹

Clearfield

4-1-4: LICENSE REQUIRED; EXCEPTIONS:

- E. Home Occupations: All home occupations shall be required to obtain a general business license in accordance with the provisions of this chapter. Additional regulations for home occupations are set forth in title 11, chapter 16 of this code. The following activities are exempt from the requirement for a general business license:
3. Yard sales/garage sales.

PERMITTED USES: Single-Family Residential

11-9A-2: (R-1-9); 11-9B-2: (R-1-8); 11-9C-2: (R-1-6)

The following buildings, structures, and uses of land shall be permitted in the R-1-9 residential zone upon compliance with the requirements set forth in this code:

- Beekeeping.
- Churches.
- Daycares, residential.
- Home occupations.
- Parks and open space.
- Preschools, residential.
- Schools.
- Single-family dwellings.

CONDITIONAL USES: Single-Family Residential

11-9A-3: (R-1-9); 11-9B-3: (R-1-8); 11-9C-3: (R-1-6)

The following buildings, structures, and uses of land shall be allowed in the R-1-9 residential zone upon compliance with the requirements set forth in this code and upon obtaining a conditional use permit as specified in chapter 4 of this title:

- Group homes for persons with a disability.
- Group homes for the elderly.
- Public uses.

PERMITTED USES: Multi-Family

11-9D-2 (R-2); 11-9E-2 (R-3)

The following buildings, structures, and uses of land shall be permitted in the R-2 residential zone upon compliance with the requirements set forth in this code:

- Churches.
- Daycares, residential.
- Group homes for persons with a disability.
- Group homes for the elderly.
- Home occupations.
- Multiple-family dwellings.
- Parks and open space.
- Preschools, residential.
- Schools.
- Single-family dwellings.
- Two-family dwellings.

CONDITIONAL USES: Multi-Family

11-9D-3 (R-2); 11-9E-3 (R-3)

The following buildings, structures, and uses of land shall be allowed in the R-2 residential zone upon compliance with the requirements set forth in this code and upon obtaining a conditional use permit as specified in chapter 4 of this title:

- Assisted living facilities. (R-3)
- Convalescent facilities. (R-3)
- Nursing or rest homes. (R-3)
- Public uses.

11-16-2: BUSINESS LICENSE REQUIRED:

- A. Business License Required; Exemptions:
 2. Exemptions: The following activities shall not require a business license:
 - c. Yard sales/garage sales; and

Layton

5.30.010 Definitions

1. **"Seller"** means any person or persons offering for sale any item at a swap meet.
2. **"Swap meet"** means a location where the owner or lessee rents, lends, or leases portions of the premises to persons for use as an open market place to barter, exchange, or sell goods. A flea market shall be considered a swap meet. Yard sales and garage sales at residences are not swap meets.

19.02.020 Definitions

"Garage, Yard Sale": Sale of personal belongings in a residential zone, which sale is conducted by a legal resident of the premises. Garage sales are not to occur more than four days annually.

"Home Occupation": A nonresidential activity, conducted entirely within a dwelling unit, which is clearly incidental and accessory to the use of the dwelling for residential purposes.

"Swap Meets": A location where the owner or lessee rents, lends, or leases portions of the premises to persons for use as an open market place to barter, exchange, or sell goods. A flea market shall be considered a swap meet. Yard sales and garage sales at residences are not swap meets.

19.06.030.3 General Home Occupation Standards

Home occupation businesses shall comply with the following standards:

1. Accessory Use.
 - a. The home occupation shall be clearly secondary and incidental to the primary use of the dwelling unit (home), and shall not change the character of the dwelling unit (home) or the neighborhood in which it is located.
2. Use Limitations. All home occupations shall be subject to the following:
 - c. Home occupations shall be conducted in such a manner that the average neighbor, under normal circumstances, would not be aware of its existence as listed below.
 - i. Storage, display and sale of any stock-in-trade items shall be limited to incidental visitor/customer purchases associated with by-appointment only consultations and shall not be openly displayed to be visible from the street.
 - ii. No internal or external alterations inconsistent with the residential use of a primary or accessory building are allowed. There shall be no visible evidence on the exterior of the premises that the property is used in any way other than for a residential dwelling and allowed accessory uses.
 - iii. The following uses by the nature of the investment or operation have a pronounced tendency, once started, to rapidly increase beyond limits permitted for home occupations and thereby impair the use and value of a residentially zoned area for residence purposes. Therefore, the uses specified below shall not be permitted as home occupations regardless of their conformance with the other standards of this section:
 5. Permanent Yard sales.
 - d. The home occupation shall not carry on activities outside of a primary residential or accessory unit structure.
 - iii. Exception. Home daycare, pre-schools and group instruction may utilize outdoor yard spaces such as private swimming pools, tennis courts, or other similar areas for instruction and play areas. Such outdoor yard spaces shall be fenced in accordance with Code.
4. Outdoor Yard Space. The home occupation shall not involve the use of any outdoor yard space for storage or display of materials/supplies, inventory, inoperable vehicles or equipment, unless specifically stored within an enclosed vehicle, enclosed trailer or enclosed accessory structure allowed herein.

19.06.090 Temporary Permitted Uses

Upon written application showing proof of need, the Community and Economic Development Director or designated person may issue a building permit and temporary certificate of occupancy for the use of land by temporary buildings under the conditions noted in Subsections (1), (2), and (3) below. Temporary - mobile construction offices may be allowed in any zoning district as uses by right provided that the temporary certificate of occupancy shall be valid for a period of six months, subject to renewal for not more than three successive six month periods. Renewals may be granted only if construction is pursued with due diligence and completion of the project has been delayed by means not under the control of the developer/builder. Mobile construction offices as noted in Subsection (2) below, may

include non-commercial concrete or asphalt batching plants and building materials/equipment storage areas which are both incidental and necessary for the construction of the immediate project, and are to be used only thereon.

4. **Garage, Yard sale:** Any sale of personal belongings in residential zoning districts must be sold by a resident of the property. Garage / Yard sales are not to occur more than four days annually.

20.01.020 Definitions

The following words and phrases when used in this Title shall be construed as defined in this Section:

“Sign, home occupation” means a sign associated with a legally approved home business.

"Sign, off-premise" means any sign not located on the premises of the business or entity indicated or advertised by said sign. This definition shall include but may not be limited to billboards, poster panels, painted bulletins, directional, bus bench, and other similar displays.

"Sign, on-premise" means a sign directing attention to a business, commodity, service, or entertainment conducted, sold, or offered on the property on which the sign is located.

20.04.080 Home Occupation Signs

Within any zone home occupation signs are allowed. Home occupation signs are not to exceed four square feet in area and must be attached to the home.

20.05.020 Temporary Signs

A business may advertise with temporary signs, a special service or product. A permit shall be obtained from the Community and Economic Development Department and are valid for a one-year period.

Sandy

Sec. 15-7-1. - Definitions.

- (14) a. *Secondhand merchandise dealer* means an owner or operator of a business that:
- (i) Deals in the purchase, exchange, or sale of used or secondhand merchandise or personal property; and
 - (ii) Does not function as a pawnbroker.
- b. Secondhand merchandise dealer does not include:
- (i) The owner or operator of an antique shop;
 - (ii) Any class of businesses exempt by administrative rule under Section 13-32a-112.5 (Utah Code Ann.) or its successor;
 - (iii) Any person or entity who operates auction houses, flea markets, or vehicle, vessel, and outboard motor dealers as defined in Section 41-1a-102 (Utah Code Ann.) or its successor;
 - (iv) The sale of secondhand goods at events commonly known as "garage sales," "yard sales," or "estate sales";

Sec. 15-8-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (6) *Home occupation* means a business conducted as an accessory use in a residential zone as defined in and subject to the regulations for same in the Sandy City Land Development Code and as set forth herein.

Sec. 15-8-3. - Home Occupation License Required.

No person may conduct a business within a residence, the lot upon which it sits or within any of its accessory structures except as a home occupation in compliance with this chapter. Except as specifically provided by Sandy City ordinance, it shall be unlawful for any person to engage in or conduct a home occupation without having first procured a home occupation license from Sandy City, sometimes hereinafter to be called a "license." The license shall be renewed each year.

Sec. 21-7-2. - Permitted Land Use Matrix by the Residential Districts.

- (a) *Matrix Explanation.* The following matrix lists all permitted uses within Sandy City residential, civic or open space zones. "S" shall mean "Special Use." Refer to special use standards within the title for all land uses allowed with an "S."

Land Use Category	R-1-											R-2-	
	40	30	20	15	12	10	9	8	8 (NF)	7.5 (HS)	6	10	8
Garage Sales (residential)	S	S	S	S	S	S	S	S	S	S	S	S	S

Sec. 21-11-15. – Garage Sales.

The following standards shall apply to all garage sales at residences within Sandy City:

- (1) *Frequency.* There shall be no more than three garage sales at a residence per calendar year. The calendar year is defined as January 1 through December 31. Garage sale events must be separated by at least a 14-day period.
- (2) *Duration of Sale.* A garage sale is permitted for a period no longer than 48 consecutive hours.
- (3) *Location of Garage Sale.* The garage sales shall be located at the actual residence of the owner of the materials to be sold. At a neighborhood garage sale event (i.e., three through five neighbors pool their belongings into a super garage sale), the materials must be located at the residence of only one of the participating sellers.
- (4) *Goods to be Sold.* The items that are permitted to be sold must be used items from that residence. Items purchased or obtained from other locations with the intent to be resold at a garage sale are prohibited and a violation of this section.
- (5) *Temporary Sales.* Temporary sales within commercial areas are permitted as regulated elsewhere in this title.

Sec. 21-26-8. - Temporary Signs.

- A. *General Provisions for All Temporary Signs.* The following shall apply to all temporary signage as outlined herein:
- 1) Signs shall be removed as specified herein, unless otherwise indicated in this chapter. There are no specific timeframes for noncommercial opinion signs.
 - 2) Signs may only be located on private property and must have the property owner's permission. Signs may not be placed 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 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-premises temporary signs are allowed except those specifically allowed herein.
 - 10) Signs shall require application and approval from the Department for issuance of a temporary sign permit prior to installing or erecting a temporary sign, unless exempted in this section.
 - 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, like-new condition. Allowed banners and flags must be repaired or replaced when the surface area is frayed, torn, defaced or damaged.
 - 13) Any sign not expressly allowed by this ordinance is prohibited.
 - 14) Signs may be two-faced but may not be split faced if the interior angle is greater than 45 degrees.
- B. *Temporary Signs Allowed Without a Permit in All Zones.*
- 2) *Community Signs.* Community Signs require review by the Community Development Department and/or other pertinent City departments for compliance with the following criteria:
 - a. May not be attached to another temporary or business sign, traffic device, or a permanent public necessity sign.
 - b. May not exceed 32 square feet.
 - c. Signs attached to a building may be larger, but must be appropriate in scale and location and not pose a public safety risk as approved by the Director.

- d. Such signs for any single purpose or event may not be displayed for more than 30 days. However, the Director may approve community signs for long-term purposes subject to review on a 90-day basis.

Kaysville

17-12-3 Permitted Uses

4. Minor home occupations subject to the provisions of KCC 17-26.
5. Major Home Occupation 'C' subject to the provisions of KCC 17-26.

17-12-4 Conditional Uses

Compliance with standards shall be determined by the Planning Commission by reference to KCC 17-30.

2. Major home occupations A and B subject to the provisions of KCC 17-26.

17-26-2 Minor Home Occupations

The following regulations shall apply to all minor home occupations:

1. The use shall be conducted entirely within the dwelling by the inhabitants thereof and no others.
2. The use shall be clearly incidental and secondary to the use of the dwelling for dwelling purposes, and the appearance of the structure shall not be altered or the occupation within the residence be conducted in a manner that would cause the premises to differ from its residential character either by the use of colors, materials, construction, lighting, signs, or the emission of sounds, or vibrations.
3. No more than 300 square feet, or 20 percent of the gross floor area of the dwelling, may be used for the home occupation. (The least restrictive shall apply.)
4. There shall be no advertising, display, or other indications of a home occupation on the premises.
5. There shall not be conducted on the premises the business of selling stocks of merchandise, supplies, or products on display, provided that orders previously made by telephone or at a sales party may be filled on the premises. That is, direct sales of products off display shelves or racks is not allowed, but a person may pick up an order placed earlier as described above.
6. No storage or display of goods shall be visible from outside the structure.
7. No explosive material shall be used or stored on the premises. No activity shall be allowed that would interfere with radio or television transmission in the area, nor shall there be any offensive noise, vibration, smoke, dust, odors, heat, or glare noticeable at or beyond the property line.
8. The home occupation shall not create greater vehicle or pedestrian traffic than normal for the zone district in which it is located.
9. Parties for the purpose of selling merchandise or taking orders shall not be held more than four times each month.
10. The use shall not require additional off-street parking above that amount already required by the provisions of this title.
11. No use of material or equipment not recognized as being part of the normal practices of owning and maintaining a residence shall be allowed.
12. Notwithstanding any provision contained herein to the contrary, garage, basement, yard, or other similar sales shall be permitted not more than twice each year, and each sale shall not last more than two (2) consecutive days.
13. The use shall not require deliveries from commercial suppliers to the minor home occupation nor deliveries from the home occupation.
14. Permitted minor home occupations may include, but are not necessarily limited to, the following:
 1. Artists and sculptors;
 2. Authors and composers;
 3. Home crafts for sale off-site;
 4. Office facility of clergy;
 5. Office facility of a salesman, sales representative, or manufacturer's representative;
 6. Professional office facilities;
 7. Individual tutoring;

8. Preserving and home cooking for sale off-site;
 9. Individual instrument instruction;
 10. Telephone solicitation work.
15. The following uses by the nature of the investment or operation have a pronounced tendency once started to increase beyond the limits permitted for home occupations and thereby impair the use and value of a residentially zoned area for residential purposes. Therefore, the uses specified below shall not be permitted as minor home occupations:
1. All uses prohibited as major home occupations A or B;
 2. Minor or major auto repair;
 3. Barber shop;
 4. Woodworking;
 5. Dance instruction;
 6. Dental offices;
 7. Medical offices;
 8. Painting of vehicles, trailers, or boats;
 9. Photo developing, photo studios;
 10. Private schools with organized classes;
 11. Television repair;
 12. Upholstering;
 13. Beauty parlors;
 14. Massage parlors;
 15. Small engine repairs;
 16. Welding shop; and
 17. Other similar uses.

17-26-3 Major Home Occupations A

The following regulations shall apply to all major home occupations A:

1. The use shall be conducted entirely within the dwelling by the inhabitants thereof and a non-resident employee. Not more than one (1) non-resident employee shall be on the site.
2. The use shall be clearly incidental and secondary to the use of the dwelling for dwelling purposes, and the appearance of the structure shall not be altered or the occupation within the residence be conducted in a manner that would cause the premises to differ from its residential character either by the use of colors, materials, construction, lighting, signs, or the emission of sounds or vibrations.
3. No more than 400 square feet, or 20 percent of the gross floor area of the dwelling, may be used for the home occupation. (The least restrictive shall apply.)
4. There shall be no advertising, display, or other indications of a home occupation on the premises.
5. There shall not be conducted on the premises the business of selling stocks of merchandise, supplies, or products on display. No customers, clients, patients, students, patrons or others shall come to the premises to receive goods or services.
6. No storage or display of goods shall be visible from outside the structure.
7. No explosive material shall be used or stored on the premises. No activity shall be allowed that would interfere with radio or television transmission in the area, nor shall there be any offensive noise, vibration, smoke, dust, odors, heat, or glare noticeable at or beyond the property line.
8. The home occupation shall not create greater vehicle or pedestrian traffic than normal for the zone district in which it is located.
9. The use shall provide one (1) additional off-street parking space above that amount already required by the provisions of this title.
10. No use of material or equipment not recognized as being part of the normal practices of owning and maintaining a residence shall be allowed.
11. Notwithstanding any provision contained herein to the contrary, garage, basement, yard, or other similar sales shall be permitted not more than twice each year, and each sale shall not last more than two (2) consecutive days.
12. Deliveries from commercial suppliers may not be made more than once each week, and the deliveries shall not restrict traffic circulation.
13. Permitted major home occupations A shall only include:
 1. Office facility of a salesman, sales representative, or manufacturer's representative;

2. Professional office facilities;
3. Telephone solicitation work.

17-26-4 Major Home Occupations B

A Major Home Occupation B is a home business which may generally have more materials or larger vehicles than other home businesses and may provide services to groups of a limited size.

The following regulations shall apply to all major home occupations B:

1. The use shall be conducted primarily within the dwelling site and carried on by the inhabitants thereof and no others.
2. The use shall be clearly incidental and secondary to the use of the dwelling for dwelling purposes, and the appearance of the structure shall not be altered or the occupation within the residence be conducted in a manner which would cause the premises to differ from its residential character either by the use of colors, materials, construction, lighting, or the emission of sounds, noises, or vibrations.
3. No more than 400 square feet, or 20 percent of the gross floor area of the dwelling, may be used for the home occupation. (The least restrictive shall apply.) Accessory buildings as allowed in the zone district may be used for the home occupation as permitted. The home occupation shall occupy no more than five percent (5%) of the lot area.
4. There shall be no signs present on the property except for one wall sign, not to exceed one square foot, indicating the address and the occupant's name, for example, Joe Doe - Accountant. See Name Plates in KCC 17-33, Sign Regulations.
5. There shall not be conducted on the premises the business of selling stocks of merchandise, supplies, or products, provided that incidental retail sales may be made in connection with other permitted home occupations; for example, a single-chair beauty parlor would be allowed to sell combs, hair spray, and other miscellaneous items to customers. However, a dressmaker would be required to do only custom work for specific clients and would not be allowed to develop stocks of dresses for sale to the general public on-site.
6. There shall be no exterior storage on the premises of material used in the home occupation nor of any explosive material. No activity shall be allowed which would interfere with radio or television transmission in the area; nor shall there be any offensive noise, vibration, smoke, dust, odors, heat, or glare noticeable at or beyond the property line.
7. The home occupation, including studios or rooms for instruction, shall provide additional off-street parking area reasonably adequate to accommodate needs created by the home occupation of not less than one parking space for each 200 square feet of floor area devoted to the home occupation.
8. Deliveries from commercial suppliers may not be made more than once each week, and the deliveries shall not restrict traffic circulation.
9. Parties for the purpose of selling merchandise or taking orders shall not be held more often than four times each month.
10. Notwithstanding any provision contained herein to the contrary, garage, basement, yard, or other similar sales shall be permitted not more than twice a year, and each sale shall not last more than two (2) consecutive days.
11. The allowable number and size of vehicles and equipment used by the home occupation shall be as determined by the Planning Commission. Only one (1) vehicle over twenty-two feet (22') in length shall be used in the home occupation. Vehicles over twenty-two feet (22') in length including trailers shall not be parked on the street nor within a yard abutting a street.
12. Major home occupations B may include, but are not necessarily limited to the following:
 1. Any use allowed as a minor home occupation;
 2. Photo studios and developing;
 3. Organized classes (limits shall be placed on the number of students and/or the number of vehicles transporting students to prevent congestion);
 4. Television and other electrical repairs excluding major appliances such as refrigerators, or storage;
 5. Small engine repairs, excluding automobiles, motorcycles, and snowmobiles;
 6. Upholstering;
 7. Woodworking;
 8. Preschools with no more than 12 students in any class;
 9. Contractors that have equipment such as a trailer stored at the home;
 10. Ceramics (kilns smaller than six (6) cubic feet);
 11. Carpet or upholstery cleaning;
 12. Gun repair;

13. Plant nurseries; and
 14. Pest or weed control service.
13. The following uses, by the nature of the investment or operation, have a pronounced tendency once started to increase beyond the limits permitted for home occupations and thereby impair the use and value of a residentially zoned area for residential purposes. Therefore, the uses specified below shall not be permitted as home occupations B:
1. Minor or major auto repair, painting of vehicles, trailers, or boats;
 2. Funeral chapel or home;
 3. Gift shops,
 4. Medical or dental clinic; and
 5. Welding or machine shops.

17-26-4a Major Home Occupations C

Businesses which qualify as a major home occupation C are those businesses which are run by the resident(s) of a home without outside employees, that may have by appointment no more than one (1) customer at a time unless otherwise stated.

The following regulations shall apply to all major home occupations C:

1. The use shall be conducted primarily within the dwelling site and carried on by the inhabitants thereof and no others.
2. The use shall be clearly incidental and secondary to the use of the dwelling for dwelling purposes, and the appearance of the structure shall not be altered or the occupation within the residence be conducted in a manner which would cause the premises to differ from its residential character either by the use of colors, materials, construction, lighting, or the emission of sounds, noises, or vibrations.
3. Only one customer shall be permitted at any point in time and must be a scheduled appointment, no walk-in business shall be permitted.
4. No more than 400 square feet, or 20 percent of the gross floor area of the dwelling, may be used for the home occupation. (The least restrictive shall apply.) Accessory buildings as allowed in the zone district may be used for the home occupation as permitted. The home occupation shall occupy no more than five percent (5%) of the lot area.
5. There shall be no signs present on the property except for one wall sign, not to exceed one square foot, indicating the address and the occupant's name, for example, Joe Doe - Accountant. See Name Plates in KCC 17-33, Sign Regulations.
6. There shall not be conducted on the premises the business of selling stocks of merchandise, supplies, or products, provided that incidental retail sales may be made in connection with other permitted home occupations; for example, a single-chair beauty parlor would be allowed to sell combs, hair spray, and other miscellaneous items to customers. However, a dressmaker would be required to do only custom work for specific clients and would not be allowed to develop stocks of dresses for sale to the general public on-site.
7. There shall be no exterior storage on the premises of material used in the home occupation nor of any explosive material. No activity shall be allowed which would interfere with radio or television transmission in the area; nor shall there be any offensive noise, vibration, smoke, dust, odors, heat, or glare noticeable at or beyond the property line.
8. The home occupation, including studios or rooms for instruction, shall provide additional off-street parking area reasonably adequate to accommodate needs created by the home occupation of not less than one parking space for each 200 square feet of floor area devoted to the home occupation.
9. Deliveries from commercial suppliers may not be made more than once each week, and the deliveries shall not restrict traffic circulation.
10. Parties for the purpose of selling merchandise or taking orders shall not be held more often than four times each month.
11. Notwithstanding any provision contained herein to the contrary, garage, basement, yard, or other similar sales shall be permitted not more than twice a year, and each sale shall not last more than two (2) consecutive days.
12. Only vehicles less than 22 feet in length that would be commonly identified for use of a residence are permitted in conjunction with a Home Occupation C.
13. Major home occupations C may include, but are not necessarily limited to the following:
 1. Any use allowed as a minor home occupation;
 2. Single-chair estheticians, beauty parlors, and barber shops;
 3. Small group lessons for school tutoring and music lessons not to exceed 4 students at a time.

4. Dressmaking;
 5. Daycare for 2 or less children; and
 6. Massage therapy.
14. While not all business types are listed under Subsection 13 of this section, those businesses which are specifically identified in another home occupation category must follow the regulations and processes of the category where they are listed.
 15. Upon approval of a business license, notice will be mailed to properties within 100 feet of the major home occupation C to inform them of the approved business activity.

17-26-4b Instructional Home Occupation

An instructional Home Occupation is a business which may provide services to individuals or groups of a limited size where academics or skills are taught.

The following regulations shall apply to all instructional home occupations:

1. The Planning Commission shall in consideration of an instructional home occupation place a limit on the number of instructors, vehicles, and/or students involved with the business.
2. The use shall be conducted on a property occupied by a primary dwelling.
3. The resident of the dwelling on site need not own or work for the business, but the business shall provide proof of consent for use of the home or property from the property owner.
4. No more than 4 instructors or employees may work at any given time. The Planning Commission may place more strict limits on the number of instructors allowed as part of the conditional use review process.
5. No more than 12 students or clients may be on site at any given time. The Planning Commission may in the process of reviewing the conditional use permit further limit the number of students allowed at any given time.
6. The use shall be clearly incidental and secondary to the use of the dwelling for dwelling purposes, and the appearance of the structure shall not be altered or the occupation within the residence or dwelling site be conducted in a manner which would cause the premises to differ from its residential character either by the use of colors, materials, construction, lighting, or the emission of sounds, noises, or vibrations.
7. An application for an Instructional Home Occupation must be accompanied by a description of the business including hours of operation, number of instructors, length and number of sessions, number of students per session, and a plan to handle traffic generated by the business.
8. Instructional Home Occupations shall teach a skill or lesson only and may not use the home or on site facility for tournaments or spectator events.
9. Accessory buildings as allowed in the zone district may be used for the home occupation.
10. There shall be no signs present on the property except for one wall sign, not to exceed one square foot, indicating the address and the occupant's name, for example, Joe Doe - Accountant. See Name Plates in KCC 17-33, Sign Regulations.
11. There shall not be conducted on the premises the business of selling stocks of merchandise, supplies, or products, provided that incidental retail sales may be made in connection with the instructional home occupation; for example, a tennis instructor may sale a tennis racket to a client but would not be allowed to develop stocks of tennis rackets for sale to the general public on-site.
12. There shall be no exterior storage on the premises of material used in the home occupation nor of any explosive material. No activity shall be allowed which would interfere with radio or television transmission in the area; nor shall there be any offensive noise, vibration, smoke, dust, odors, heat, or glare noticeable at or beyond the property line.
13. An instructional home occupation shall not require deliveries from commercial suppliers.
14. Notwithstanding any provision contained herein to the contrary, garage, basement, yard, or other similar sales shall be permitted not more than twice a year, and each sale shall not last more than two (2) consecutive days.
15. No vehicles exceeding 22 feet in length shall be permitted in conjunction with an instructional home occupation business.
16. Instruction sessions shall have a minimum of 10 minutes between scheduled sessions to reduce pick-up and drop-off vehicle congestion. The Planning Commission may in consideration of the conditional use approval require additional time between sessions.
17. Instructional Home Occupations may include, but are not necessarily limited to the following:
 1. Tutoring (groups larger then 2 students or involving multiple instructors)
 2. Swimming Lessons
 3. Tennis / Pickleball / Basketball instruction
 4. Group Music Lessons

17-33-4 Definitions

Sign, Off-Premise - An advertising sign which directs attention to a use, product, commodity, or service not on the premises.

Sign, On-Premise - A sign which directs attention to a use conducted, product or commodity sold, or service performed upon the premises on which it is located.

17-33-8 Prohibited Signs

Signs not specifically allowed by this Chapter are prohibited. The following signs are specifically prohibited:

1. Snipe Signs.
2. Off-premise signs, except Open House signs and Directional signs.
3. Any sign over eight (8) feet tall in any zone located on the west side of SR 177.

EXHIBIT "C" – EMAILED SUGGESTION

The plethora of yard sale signs being left up came up on Facebook, and someone offered these 2 suggestions:

"The signs need to be put out on their own stand, A frame style, not put on existing traffic control sign poles. If they are paying for the stands they will collect them up afterwards, if they are allowed to put the signs on an existing pole then they have no motive to collect them after. The signs left up have addresses, give out some tickets and the word of mouth will spread pretty fast not to do that."

I don't agree with a fine, not for the first infraction at least. I think people don't actually "know" they aren't supposed to put signs on telephone or traffic poles - they think it's "okay" because so many people do it.

Anyway, there's 2 cents worth of input for the next discussion. :-)