

**Sunset City Corporation  
City Council Minutes  
October 24, 2017  
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Minutes of a special meeting held October 24, 2017 at Sunset City Hall, 200 West 1300 North, Sunset, Utah; Mayor Macfarlane presiding.

**REGULAR SESSION**

**Mayor and Council Present:**

Beverly Macfarlane	Mayor
Chad Bangerter	Council Member
Ricky Carlson	Council Member
Norm Noyes	Council Member
Jake Peterson	Council Member
Scott Wiggill	Council Member

**City Employees Present:**

Susan R. Hale	Recorder
Linda J. Youngdell	Treasurer/Office Manager
Ken Eborn	Police Chief
Jason Monroe	Public Works Director

**Others Present:**

Nicolaus Samuels	Image Injection Tattoo
Laura Penman	

The meeting was called to order at 6:30 p.m. by Mayor Macfarlane.

Mayor Macfarlane gave the invocation and led the Pledge of Allegiance.

**Approval of Minutes:** Council Member Wiggill made a motion to approve the minutes of September 19, 2017 and October 3, 2017 as written. Council Member Bangerter seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peterson and Wiggill voting yes.

**Public Comments:** There were none.

- 1. Request for a conditional use business license for Image Injection Tattoo to be located at 265 W. 1260 N.:** Nicolaus Samuels, owner of Image Injection Tattoo, explained when he was stationed in Japan he did a year and a half apprenticeship for tattooing and then operated his own tattoo shop there for three years. Since 2012 he has been working at a few shops in Salt Lake City and doing a lot of conventions that go across the west coast. He recently purchased a home in Sunset and currently works at a shop in Millcreek. Now he wants to own a tattoo shop in Sunset. He plans to remodel the unit and has been working with the Davis County Health Department on the changes. He does not plan to hire any other artists.

Council Member Bangerter commented that Mr. Samuels' layout of the unit is one of the best artist renderings of a layout he has seen for a business license application. He then read the Planning Commission recommendation to approve a conditional use business license for

Image Injection Tattoo to be located at 265 W. 1260 N. with the condition he submit approval documentation from the Utah State Health Department.

Mayor Macfarlane asked if he has a stated license for tattooing. Every facility has to have a license and once he gets that, he will apply for a permit from the Health Department. There are no training certificates or licenses for tattoo artists, but he had a body art practitioner license in Los Angeles for the past year. As far as he is aware, the Utah law is they just have to have a business license and a permit from the Health Department. Insurance for his business was discussed. He has all the certificates the State requires.

Council Member Bangerter made a motion to approve a conditional use business license for Image Injection Tattoo to be located at 265 W. 1260 N. with the condition he submits the approval documentation from the Health Department.

2. **Review Main Street Mixed Use Zone:** Planning Chair Ellsworth was not in attendance, so Council Member Bangerter presented the draft mixed use zone proposal. The Council discussed the proposal and they were concerned there were not enough parking spaces per one-bedroom units and for guests. Also, there is nothing in the proposal that mentions UDOT guidelines. The Council worry that residents of the building will end up parking on Main Street and there was already an issue with that last winter. They feel the guest parking should be one for every six units instead of per twelve units and the minimum spaces for one-bedroom units should be two. It was suggested to put “or as recommended by the Planning Commission” in the sections under Development Requirements and to put a statement in the ordinance that says the developer must follow UDOT regulations.
3. **Mayor, Council and Department Head Reports:** Council Member Peterson reminded everyone the Sunset Veterans Day Program will be on November 9, 2017 at 6:30 p.m. in the Sunset Room.

Council Member Bangerter stated he is offended by a comment was made during the last meeting that the Council has done nothing. Anyone who has served more than a year knows the City is run by the Council and they direct the Department Heads. He visited with some residents and they praised the Council, saying the Fire Department issue was a hard decision. He said the Council Members are a wonderful group of people and the fact they held a special meeting tonight so a potential business could move forward shows they are dedicated to what they do. It has also been said the Council Members do not attend the meetings they are supposed to attend, but they attend other meetings all the time. Most of the Council Members are not retired and are raising families. They live in the City, also. He stated his appreciation for what the Mayor and Council Members do. He has tried to hand out Planning Commission applications to people who have said they want to serve, but they don't want to do that. He believes they must be content to complain on social media.

Treasurer/Office Manager Youngdell advised the Planning Commission wants to hold a Public Hearing November 8, 2017 on three items: fence ordinance, general plan and the mixed use zone. She asked if the Council believes the Planning Commission is ready to hold

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their Public Hearing or, with the items the Council discussed tonight, if they should wait until next month. Council Member Bangerter asked if the Mayor and Council Members could address their concerns via email so the Commissioners could adjust the documents and still hold the Public Hearing on November 8<sup>th</sup>. The Council agreed with that.

Public Works Director Monroe reported the audio system was done and is working wonderful. His department is winterizing everything and getting the equipment ready for winter. He asked that the Council Members look at the two stair tread samples he has for the bridge and let him know which one they would like him to use.

Council Member Noyes made a motion to adjourn. Council Member Peterson seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peterson and Wiggill voting yes.

The meeting adjourned at 7:15 p.m.

Approved – November 21, 2017

/s/Beverly K. Macfarlane, Mayor

/s/Susan R. Hale, Recorder