

CHAPTER 6

PUBLIC DANCES AND CABARETS

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3-6-1: **DEFINITIONS:** As used in this Chapter:

CABARET: Cabarets shall not be allowed within Providence City.

CLUB: Dances conducted and sponsored by private nonprofit clubs organized pursuant to Chapter 6 of Title 16, Utah Code Annotated, for members and their guests only, shall be subject to the club licensing provisions as hereinafter provided, but such dances shall not be deemed to be public dances.

NONPUBLIC DANCES: Dances conducted and sponsored by public or private schools and churches for the students or members thereof, even though an admission fee is charged, and dances conducted in private homes on a private basis, shall not be deemed to be public dances and shall be exempt from the licensing provisions of this Chapter.

PUBLIC DANCE: Any dance to which the public generally may gain admission with or without the payment of a fee, but shall not include any dance conducted on or in any public park, street or public grounds by permission of the City Council.

PUBLIC DANCE HALL: Any room, place or space in which a public dance is held or in which classes in dancing are held and instruction in dancing is given for hire. (1977 Code 9-441; 1998 Code)

3-6-2: LICENSE REQUIRED:

- A. Operation of Any Dance: It shall be unlawful to conduct or operate any dance until the place in which the dance may be held shall first have been duly licensed, except as otherwise herein provided.
- B. Denied or Revoked: If at any time a license under the provisions of this Chapter is denied or revoked, it shall thereafter be unlawful for any person to operate, open, maintain, manage or conduct a dance at the same premises until a new license shall be granted by the City Council. (1977 Code ' 9-443)

3-6-3: FEE FOR LICENSE: Any license fees required by this Chapter shall be as established by resolution of the City Council and provided in the City fees schedule. (1977 Code 9-442; 1998 code)

3-6-4: INVESTIGATION BY LAW ENFORCEMENT: The contracted law enforcement agency shall examine and investigate all applicants for licenses and the premises to be licensed under this Chapter. Following such examination, the recommendations of the contracted law enforcement agency shall be made in writing to the City Council. The contracted law enforcement agency shall be permitted to have access to all premises licensed or applying for licenses under this Chapter and shall make periodic inspections of the premises and report its findings to the City Council. (1977 Code 9-446; 1998 Code)

3-6-5: LICENSING CONDITIONS: No license shall be issued pursuant to this Chapter unless that place for which it is issued complies with and conforms to all laws, ordinances and health and fire regulations applicable thereto, is properly ventilated, has available separate and sufficient restroom conveniences for each sex, and is a safe and proper place for the purposes for which it is to be used. (1977 Code 9-444; 1998 Code)

3-6-6: DISPLAY OF LICENSE: Every person to whom a license is issued under this Chapter shall post the same in a conspicuous place on the premises covered by such license. (1977 Code 9-445)

3-6-7: DANCE REGULATIONS:

- A. **Persons under Sixteen Prohibited:** It shall be unlawful to permit any person who has not reached the age of sixteen (16) years to attend or remain at any public dance, unless such person be accompanied by his parents.
- B. **Misrepresentation of Age or Family Status Prohibited:** It shall be unlawful for any person to misrepresent his or her age for the purpose of gaining admission to a public dance or falsely to represent himself or herself to be a parent of legal guardian of any person in order that such person may attend or remain at any public dance.
- C. **Proscribed Hours:** It shall be unlawful for any person to conduct or maintain a dance within a dance hall licensed pursuant to this Chapter or, for any person in charge or control of such dance hall, to allow or permit any such dance or dancing between the hours of twelve o'clock (12:00) midnight and eight o'clock (8:00) A.M.; provided however, dancing is permitted until one o'clock (1:00) A.M. on New Year's day. (1977 Code 9-447; 1998 Code)