

## **CHAPTER 4. CHRISTMAS TREE SALES**

### **5-4-1. Unlawful to sell Christmas trees without a license.**

### **5-4-2. Written consent to cut trees required.**

### **5-4-3. Unlawful to possess or sell untagged trees.**

### **5-4-4. Application for license.**

### **5-4-5. Issuing of license - Fee and license period.**

### **5-4-6. Cleanup deposit. (Repealed)**

### **5-4-7. Violation a misdemeanor.**

### **5-4-1. Unlawful to sell Christmas trees without a license.**

It shall be unlawful for any person to engage in the business of selling fir or evergreen trees or trees commonly called "Christmas trees" in the City without first obtaining a license therefor. If a presently Tooele City licensed business sells Christmas trees, the licensee shall comply with Sections 5-4-2 and 5-4-3.

(Ord. 2012-34, 12-05-12); (Ord. 1983-22, 12-07-83)

### **5-4-2. Written consent to cut trees required.**

It shall be unlawful for any person to sell at any time or to offer for sale in the City any fir, evergreen or Christmas tree cut or procured from or within the public domain of the United States, or of the State of Utah, without written authority having been first obtained from the United States, said State of Utah, or from the owner of such private lands, as the case may be, to cut and remove such trees.

(Ord. 1983-22, 12-07-83)

### **5-4-3. Unlawful to possess or sell untagged trees.**

It shall be unlawful for any person to have in his possession for sale, or to sell or offer for sale in the City, trees from the sources described in Section 5-4-2 unless the same shall have been officially tagged with a tag furnished or approved either by the United States Forest Service or the Department of Forestry of the State of Utah.

(Ord. 1983-22, 12-07-83)

### **5-4-4. Application for license.**

Any person desiring a license to sell and dispose of Christmas trees within the City shall make application therefor to the division. Such application shall specifically state and set forth the source of title to the trees to be sold and whether said trees, or any of them, were cut or procured within any public domain of the United States, or of the State of Utah, or from any private lands, either within or without the State of Utah. Applicants shall be required in connection with such applications to furnish the division with evidence of ownership of such trees and/or authority to cut and procure the same from the public domain or from private lands.

(Ord. 1983-22, 12-07-83)

### **5-4-5. Issuing of license - Fee and license period.**

Upon satisfactory showing made by the applicant that he has a bona fide title to trees regulated by this Chapter and that the same were not obtained illegally or in violation of any laws of the United States, or of the State of Utah, or any law, rules or regulation of the state or county from which such trees have been obtained, and that the applicant has authority to cut and procure the same from either the public domain or from private land, the division shall grant to such applicant a business license upon the payment of the fee set forth in the Tooele City Fee Schedule. Such license shall be valid for a period of sixty (60) days from November first of each year.

(Ord. 2011-20, 12-07-11); (Ord. 1983-22, 12-07-83)

### **5-4-6. Cleanup deposit.**

(Repealed. Ord. 2012-34, 12-05-12)

### **5-4-7. Violation a misdemeanor.**

Violation of the provisions of this Chapter is a misdemeanor punishable as provided in Section 5-1-33.

(Ord. 1983-22, 12-07-83)